

IN THE SENATE

SENATE BILL NO. 1224

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

1 RELATING TO WEIGHMASTERS; AMENDING SECTION 71-401, IDAHO CODE, TO REVISE  
2 THE SHORT TITLE AND DEFINITIONS; AMENDING SECTION 71-402, IDAHO CODE,  
3 TO REMOVE LICENSING PROVISIONS AND TO PROVIDE FOR COMPLIANCE WITH  
4 SPECIFIED LAW BY WEIGHMASTERS; REPEALING SECTION 71-404, IDAHO CODE,  
5 RELATING TO POSTING OF LICENSE; REPEALING SECTION 71-405, IDAHO CODE,  
6 RELATING TO CERTIFIED COPIES OF LICENSE; REPEALING SECTION 71-406,  
7 IDAHO CODE, RELATING TO SIGNATURE OF LICENSED WEIGHMASTER; REPEALING  
8 SECTION 71-410, IDAHO CODE, RELATING TO REVOCATION OF LICENSE; AND  
9 AMENDING SECTION 71-411, IDAHO CODE, TO REVISE PROVISIONS REGARDING  
10 WEIGHT AND TARE TICKETS.  
11

12 Be It Enacted by the Legislature of the State of Idaho:

13 SECTION 1. That Section 71-401, Idaho Code, be, and the same is hereby  
14 amended to read as follows:

15 71-401. SHORT TITLE -- DEFINITIONS. (a~~1~~) This chapter may be cited as  
16 the "~~Weighmaster's Licensing Standards Act.~~"

17 (b~~2~~) Definitions -- When used in this ~~act~~ chapter:

18 1. (a) "Director" means the director of the Idaho department of agri-  
19 culture.

20 2. (b) "Department" means the department of agriculture of the state of  
21 Idaho.

22 3. "~~Public weighmaster~~" means ~~any person licensed as a weighmaster by~~  
23 ~~the director of the state department of agriculture.~~

24 4. "~~Licensed weighmaster~~" or "~~w~~ (c) "Weighmaster" means any person  
25 licensed under the provisions of this chapter, who weighs grains, dry  
26 peas, potato starch, dry beans, leguminous and all other small seeds,  
27 hay, wool, bulk potatoes, bulk fertilizers, sugar beets, and feeds, ~~not~~  
28 including minerals, or any of them.

29 SECTION 2. That Section 71-402, Idaho Code, be, and the same is hereby  
30 amended to read as follows:

31 71-402. ~~LICENSING OF WEIGHMASTERS.~~ Any person acting as a ~~public~~  
32 ~~weighmaster of grains, dry peas, potato starch, dry beans, leguminous and~~  
33 ~~all other small seeds, hay, wool, bulk potatoes, bulk fertilizers, sugar~~  
34 ~~beets and feeds (not including minerals) or any of them shall make ap-~~  
35 ~~plication to the director of the department for a weighmaster's license.~~  
36 ~~Application for a weighmaster's license shall be in writing on a form pre-~~  
37 ~~scribed by the director. Each applicant shall furnish satisfactory evidence~~  
38 ~~of good moral character, ability to weigh accurately and to make correct~~  
39 ~~weight tickets. Upon receipt of the application with satisfactory evidence~~  
40 ~~of qualifications, on or before July 1, 1949, and annually thereafter, and~~

1 ~~a license fee of ten dollars (\$10.00), the director shall issue an annual~~  
 2 ~~weighmaster's license. No weighmaster's license shall be issued to any ap-~~  
 3 ~~plicant for such license who is under the age of eighteen (18) years, or to~~  
 4 ~~any person whose license issued under this act has been revoked shall comply~~  
 5 ~~with the provisions of this act.~~

6 SECTION 3. That Section 71-404, Idaho Code, be, and the same is hereby  
 7 repealed.

8 SECTION 4. That Section 71-405, Idaho Code, be, and the same is hereby  
 9 repealed.

10 SECTION 5. That Section 71-406, Idaho Code, be, and the same is hereby  
 11 repealed.

12 SECTION 6. That Section 71-410, Idaho Code, be, and the same is hereby  
 13 repealed.

14 SECTION 7. That Section 71-411, Idaho Code, be, and the same is hereby  
 15 amended to read as follows:

16 71-411. STANDARD WEIGHT AND TARE TICKET. (1) All commodities weighed  
 17 on public platform scales, having a capacity of five (5) tons or ~~over~~ more,  
 18 shall be recorded on standard weight and tare ticket prepared in triplicate,  
 19 stating:

- 20 (a) Name and address of licensed weighing agency;
- 21 (b) Serial number;
- 22 (c) Date;
- 23 (d) Owner of commodity weighed;
- 24 (e) Kind of commodity being weighed;
- 25 (f) Gross weight of load;
- 26 (g) Tare;
- 27 (h) Net weight; and
- 28 (i) Full signature of weigher.

29 ~~However, in weighing sugar beets, I.B.M. cards may be used in lieu of the~~  
 30 ~~standard weight ticket if such cards identify the following:~~

- 31 ~~(a) Name and address of licensed weighing agency,~~
- 32 ~~(b) Serial number,~~
- 33 ~~(c) Date,~~
- 34 ~~(d) Some identification of the owner of the commodity weighed, such as~~  
 35 ~~name or a number,~~
- 36 ~~(e) Gross weight of load,~~
- 37 ~~(f) Light weight of truck.~~

38 (2) Weight and tare tickets shall be kept and maintained by the weigh-  
 39 master or the weighing facility for three (3) years.