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Inspection and Testing of Commercially used Weighing and Measuring Devices Highway Weight Enforcement Scales.

From the Illinois Compiled Statutes, PROFESSIONS AND OCCUPATIONS (225 ILCS 470/) Weights and Measures Act it is written in Ch.147, par. 110...

Sec. 10. Inspection. Unless otherwise provided by law, the Director may inspect and test all weights and measures held, offered, or exposed for sale to ascertain if they are correct. Except as otherwise provided in Section 43, the Director shall, within each period of 12 months or more frequently if necessary, inspect and test all law enforcement scales used to determine vehicle weights and all weights and measures commercially used (1) in determining the weight, measurement, or count of commodities or things sold or offered or exposed for sale on the basis of weight, measure, or count or (2) in computing the basic charge or payment for services rendered on the basis of weight, measure, or count to ascertain if they are correct. However, with respect to single-service devices (meaning those designed to be used commercially only once and then discarded) and devices uniformly mass-produced, as by means of a mold or die, and not susceptible to individual adjustment, such tests may be made on representative samples of these devices. (Source: P.A. 88-600, eff. 9-1-94.)

“Within each period of 12 months” is any time during the regular calendar year of Jan. 1 – Dec. 31. For example, on Dec. 31 a commercially used weighing and or measuring device or a scale used for highway weight enforcement, is inspected and tested. That inspection would be for the calendar year the inspection was being done in. We could then go back into that same business on Jan. 1, of the following year to do an inspection on the same device. Even though only one day would have passed, that inspection done on Jan. 1 would count for the new calendar year. We then go back into that same business again to do the same device on Dec. 31, of the next year. It would be one day short of being two years but it is still the next year.

(225 ILCS 470/40) (from Ch. 147, par. 140)

Sec. 40. Inspection fee; Weights and Measures Fund. Except as otherwise provided in Section 43, the Director and each sealer shall collect and receive from the user of weights and measures a commercial weighing or measuring device inspection fee. For the use of its Metrology Laboratory, the testings of weights and measures and such other inspection and services performed, the Department shall set a fee, the amount of which shall be according to a Schedule of Weights and Measures Inspection Fees established and published by the Director. The fees so collected and received by the State shall be deposited into a special fund to be known as the Weights and Measures Fund. All weights and measures inspection fees, metrology fees, weights and measures registrations, and weights and measures penalties collected by the Department under this Act shall be deposited into the Weights and Measures Fund. The amount annually collected shall be used by the Department for activities related to the enforcement of this Act and the Motor Fuel and Petroleum Standards Act, and for the State's share of the costs of the Field Automation Information Management project. No person shall be required to pay more than 2 inspection fees for any one weighing or measuring device in any one year when found to be accurate. When an inspection is made upon a weighing or measuring device because of a complaint by a person other than the owner of such weighing or measuring device, and the device is found accurate as set forth in Section 8 of this Act, no inspection fee shall be paid by the complainant. Any time a weighing or measuring device is found to be inaccurate, the user shall pay the inspection fee.

If any person fails or refuses to pay a fee authorized by this Section, the Department may prohibit that person from using commercial weighing and measuring devices.

(Source: P.A. 92-676, eff. 7-16-02; 93-198, eff. 1-1-04.)

Section 600.310 Fees

The Director of Agriculture and each city sealer of weights and measures shall collect and receive fees for the use of the State or city as the case may be at the following rates. Per hour fee is charged for each hour or portion thereof.

| <u>DEVICE</u> | <u>Fee</u> |
|--|------------|
| Scales by capacity 0-30 pounds | \$20 |
| Scales by capacity 31-300 pounds | \$50 |
| Scales by capacity 301-1000 pounds | \$75 |
| Scales by capacity 1001-2000 | \$150 |
| Scales by capacity 2001+ pounds | \$200 |
| Additional readouts | \$50 |
| Railroad track scales per hour | \$125 |
| Use of scale truck per hour | \$200 |
| Belt conveyor scales per hour | \$100 |
| Livestock scales | \$300 |
| Motor fuel dispensers up to 20 gpm | \$23 |
| Motor fuel dispensers 20+ gpm | \$50 |
| Motor fuel meters up to 2 ³ / ₄ " | \$100 |
| Motor fuel meters over 2 ³ / ₄ " | \$200 |
| LPG meters | \$165 |
| Mass flow meters per hour | \$100 |
| Grain moisture meters | \$100 |
| Metrology lab fee per hour plus shipping | \$155 |
| NTEP field lab per hour plus travel | \$155 |

(Source: Amended at 33 Ill. Reg. 12564, **effective September 1, 2009**)