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# NEW JERSEY WEIGHMASTER LAWS

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Title 51  
of the  
Revised Statutes

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STATE DEPARTMENT  
of  
WEIGHTS AND MEASURES

DEPARTMENT OF LAW AND PUBLIC SAFETY

Division of Weights and Measures

Trenton, New Jersey

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## Title 51 of the Revised Statutes

51:1-73. *Definitions; public weighmaster; private weighmaster.* The words "public weighmaster" as used in this title, shall be deemed to mean and include all firms, corporations, copartners or individuals who shall, for hire, weigh or measure any commodity, produce or article and issue therefor a weight certificate, which shall be accepted as the accurate weight, upon which the purchase or sale of such commodity is based.

Any firm, corporation or individual not engaged in the business of weighing for hire, who requires the services of a certified weigher in his business may on application to the state superintendent have one or more of his employees or other suitable persons designated by the state superintendent to act as such weighmaster. *Source.* L.1920, c.200, s.1, p.391 (1924 Suppl.s.234-100)

51:1-74. *Term; fee; certificate of appointment.* All public weighmasters and certified weighers shall be appointed by the state superintendent of weights and measures for the term of three years. The said state superintendent shall issue a certificate of such appointment and shall keep a record thereof. Upon appointment or any renewal thereof a fee of ten dollars shall be paid to the said state superintendent and by him paid to the state treasurer.

The state superintendent may on request of a state officer, commission, board, institution or agency of the state government and without payment of any fee designate and appoint an officer or employee of any such officer, commission, board, institution or agency as weighmaster and issue to him a weighmaster's certificate. *Sources.* L.1920, c.200, s.1, p.391 (1924 Suppl.s.234-100). L.1920, c.200, s.2, p.391 (1924 Suppl.s.234-101, as am. by L.1931, c.268, s.1, p.678. L.1920, c.200, s.9, p.393 (1924 Suppl.s.234-108); as am. by L.1935, c.301, s.1, p.943.

51:1-75. *Oath of office; no compensation from state; duties.* Each public weighmaster and certified weigher shall, before entering upon his duties, make oath to execute faithfully his duties. He shall not receive compen-

sation from the state for the duties performed. The state superintendent of weights and measures shall prescribe the rights and duties of all weighmasters and certified weighers.

*Sources.* L.1920, c.200, s.1, p.391 (1924 Suppl. s.234-100). L.1920, c.200, s.2, p.391 (1924 Suppl. s.234-101), as am. by L.1931, c.268, s.1, p.678.

51:1-76. *Seal.* Every weighmaster and certified weigher shall, at his own expense, provide himself with a seal. His name and the words "New Jersey", shall be inscribed on the outer margin and the words "public weigher", in the center thereof. The seal shall be impressed upon each weight certificate issued by him.

*Source.* L.1920, c.200, s.4, p.392 (1924 Suppl.s.234-103).

51:1-77. *Certificate of weight and measure; contents; prima facie evidence.* The state superintendent of weights and measures shall prescribe the sole form of certificate of weight and measure to be used by public weighmasters. It shall state the kind of commodity, produce or article, the number of units thereof, the date of receipt, the name of the owner, agent or consignee, the accurate weight of the commodity, produce or article, the vessel, railroad, team, truck or other means by which it was received, any trade or other mark thereon, and such other information as may be necessary to distinguish or identify the commodity, produce or article from others of like kind. Such certificate, when so made and properly signed and sealed, shall be prima facie evidence of such weights.

*Sources.* L.1920, c.200, s.3, p.391 (1924 Suppl. s.234-102). L.1920, c.200, s.6, p.392 (1924 Suppl. s.234-105), as am. by L.1933, c.197, s.1, p.429.

51:1-78. *Reweighing on complaint.* When the correctness of the net or gross weight of any commodity, for which a certificate of weight or measure has been issued by a public weighmaster, is questioned, the owner, agent, or consignee may, upon complaint to the state superintendent of weights and measures, or to one of his assistant superintendents, have said commodity re-

weighed by them gratis. A public weighmaster designated by the state superintendent may reweigh said commodity.

*Source.* L.1920, c.200, s.8, p.393 (1924 Suppl.s.234-107).

51:1-79. *Records.* All public weighmasters shall keep and preserve accurate records of all public weighings, which records shall be open at all times for inspection by the state superintendent of weights and measures or his assistant superintendents.

*Source.* L.1920, c.200, s.5, p.392 (1924 Suppl.s.234-104).

51:1-80. *Penalties; requesting false weighing; false certificate or other violation by weighmaster.* Any person, who shall request a weighmaster to weigh any product, commodity, or article falsely or incorrectly, or who shall request a false or incorrect certificate of weight and measure, or any person who shall issue a certificate of weight and measure who is not a weighmaster as defined in section 51:1-73 of this title shall, upon conviction thereof, pay a fine of not less than one hundred dollars nor more than five hundred dollars.

Any weighmaster who shall issue a false certificate of weight or measurement, or who shall delegate his authority to any person not certified as a weighmaster, or who shall pre-seal a certificate of weight or measure with his official seal before performing the work of weighing or measuring or who shall conduct his office as weighmaster in any manner at variance with this chapter shall, upon conviction thereof, pay a fine of not less than one hundred dollars nor more than five hundred dollars and, in addition, shall forfeit his weighmaster's certificate. The certificate shall then be turned over to the state superintendent.

*Sources.* L.1920, c.200, s.6, p.392 (1924 Suppl. s.234-105), as am. by L.1933, c.197, s.1, p.429. L.1920, c.200, s.7, p.393 (1924 Suppl. s.234-106).

51:1-80.1. *Weighing on scales outside state authorized.* The state superintendent of weights and measures may designate any weighmaster duly appointed under the provisions of sections 51:1-73 to 51:1-80 of this title,

to weigh commodities on approved scales at points located not more than one mile outside of the state, and certificates of weight issued by such weighmasters shall have the same force and effect as certificates issued under the provisions of said sections 51:1-73 to 51:1-80; provided, that any weighmaster designated under this section shall at all times continue to be a resident of the state of New Jersey.

*Source.* L.1937, c.176, s.1, p.436, suppl. to L.1920, c.200, p.391.

51:1-81. *Weighing of live stock, hay and grain; report to owner; record.* Any weighmaster who shall for hire or reward weigh any live stock, hay or grain, shall on the demand of the party interested, report the weight of such article in writing to the owner thereof and shall keep a record thereof in a suitable book to be kept for that purpose.

*Source.* L.1908, c.259, s.19, p.546 (C.S. p.5851, s.19).

51:1-82. *Fraudulent report of weight of live stock, hay or grain; penalties; double damages.* Any person who owns, keeps, or has in charge any scales or steelyards for the purpose of weighing live stock, hay or grain, who shall knowingly and willfully report any false weight whereby any other person may be defrauded, deceived or injured, shall, upon conviction thereof, be fined in any sum not exceeding fifty dollars, or be imprisoned in the county jail for not exceeding thirty days, or both, at the discretion of the court, and shall also be answerable to the party defrauded in double damages, to be collected in an action at law in any court of competent jurisdiction.

*Source.* L.1908, c.259, s.18, p.546 (C.S. p.5851, s.18).