

THE MICHIGAN PENAL CODE (EXCERPT)
Act 328 of 1931

CHAPTER LXXXVII
WEIGHTS AND MEASURES

750.561 False weights and measures.

Sec. 561. Any person who shall offer or expose for sale, sell, or use or retain in his or her possession a false weight or measure or weighing or measuring device or any weight or measure or weighing or measuring device in the buying or selling of any commodity or thing or for hire or reward; or who shall dispose of any condemned weight, measure or weighing or measuring device contrary to law or remove any tags placed thereon by the sealer of weights and measures; or any person who shall sell or offer or expose for sale less than the quantity he or she represents, or sell or offer or expose for sale any such commodity in any manner contrary to law, or any person who shall sell or offer for sale or have in his or her possession for the purpose of selling any device or instrument to be used to, or calculated to, falsify any weight or measure, is guilty of a misdemeanor. Upon a second or subsequent conviction, he or she shall be guilty of a misdemeanor punishable by imprisonment for not more than 1 year or a fine of not less than \$100.00 or more than \$1,000.00.

History: 1931, Act 328, Eff. Sept. 18, 1931;—CL 1948, 750.561;—Am. 2002, Act 672, Eff. Mar. 31, 2003.

Former law: See section 7 of Act 168 of 1913, being CL 1915, § 6240; CL 1929, § 5539; and Act 24 of 1923.

750.562 Fruit or vegetable containers, copyrighted or registered.

Sec. 562. Fruit or vegetable containers bearing copyrighted or registered label, etc.—Any person using any fruit or vegetable container, or part thereof, upon which is borne any copyrighted or registered label, brand, stamp or trade-mark, or using a copyrighted or registered bag, tag or card without first obtaining permission to do so from the person, corporation, association, society or persons having legal control of the copyrighted or registered label, brand, stamp, trade-mark, tag, bag, or card, shall be guilty of a misdemeanor: Provided, That nothing in this section shall prohibit the use of the container or part thereof herein mentioned in the sale of a commodity other than that described on the label, brand, stamp, tag or card attached thereto or appearing thereon.

History: 1931, Act 328, Eff. Sept. 18, 1931;—CL 1948, 750.562.

Former law: See sections 1 and 2 of Act 79 of 1925, being CL 1929, §§ 8964 and 8965.

750.563 Livestock or poultry; duty in weighing.

Sec. 563. Duty of persons weighing cattle, etc.—Any person who shall weigh for any person purchasing, or selling, or offering for sale, any live stock, neat cattle, sheep, swine, poultry, or other live animals, or any beef, pork, mutton, fowls, or other animals when dressed, or any hay, grain or produce, and shall fail, neglect or refuse to make a true and correct weight or weights thereof or give to the purchaser and seller, or person offering the same for sale, when requested, the true, full, correct and gross amount of any and all such weights, shall be guilty of a misdemeanor.

History: 1931, Act 328, Eff. Sept. 18, 1931;—CL 1948, 750.563.

Former law: See sections 1 and 2 of Act 189 of 1881, being How., §§ 1576 and 1577; CL 1897, §§ 4903 and 4904; CL 1915, §§ 6251 and 6252; and CL 1929, §§ 5565 and 5566.

750.564 Fruit or vegetable containers to hold quantity represented.

Sec. 564. Fruit or vegetable containers to hold quantity represented—Any person who shall offer for sale or sell in any township, city or village within this state, any fruits or vegetables contained in the drawers, cases, boxes or baskets, represented to hold 1 bushel or any fractional part thereof, which said drawers, cases, boxes or baskets shall not be of the dimensions to hold or shall not hold the quantity offered for sale or sold, whether by the bushel or 32 quarts or any fractional part thereof, shall be guilty of a misdemeanor.

History: 1931, Act 328, Eff. Sept. 18, 1931;—CL 1948, 750.564.

Former law: See sections 1 and 2 of Act 101 of 1877, being How., §§ 1574 and 1575; CL 1897, §§ 4907 and 4908; CL 1915, §§ 6255 and 6256; and CL 1929, §§ 5590 and 5591.

750.565 Fruit baskets to be marked as to number of pounds.

Sec. 565. Fruit baskets to be marked as to number of pounds—Any manufacturer or shipper of or dealer in peach baskets or other fruit packages designed for the shipment of peaches, grapes and plums, who shall sell or offer to sell such peach baskets or other fruit packages without marking or causing to be marked in a plain manner on the outside, otherwise than the bottom of such baskets or packages, the capacity of each basket or

package in pounds at the rate of 1 pound for each 43.008 cubic inches of space contained in such basket or package, shall be guilty of a misdemeanor.

History: 1931, Act 328, Eff. Sept. 18, 1931;—CL 1948, 750.565.

Former law: See sections 1 and 2 of Act 224 of 1895, being CL 1897, §§ 4909 and 4910; CL 1915, §§ 6257 and 6258; and CL 1929, §§ 5587 and 5588.

750.566 Binder twine; marking.

Sec. 566. Marking of binder twine—Any person who shall sell, expose or offer for sale within this state, binder twine, except the same bear upon each ball a stamp, tag or label truly stating the name of the manufacturer, importer or jobber of such twine, the kind or kinds of material it contains, and the number of feet to the pound in such ball, shall be guilty of a misdemeanor: Provided, That a deficiency not exceeding 5 per cent in the length or tensile strength stated on the stamp, tag or label shall not be a violation hereof.

The selling or exposing for sale of any ball of twine which does not conform to the requirements of this section shall constitute a separate and distinct offense.

History: 1931, Act 328, Eff. Sept. 18, 1931;—CL 1948, 750.566.

Former law: See sections 1 to 3 of Act 55 of 1909, being CL 1915, §§ 6267 to 6269; and CL 1929, §§ 5616 to 5618.