

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 572

H. P. 423

House of Representatives, January 31, 1973

Referred to Committee on Labor. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Cooney of Sabattus.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Permit Associations for the Promotion of the Pulpwood Industry.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 12, § 1101, amended. Section 1101 of Title 10 of the Revised Statutes is amended to read as follows:

§ 1101. Contracts in restraint of trade

Every contract, combination in the form of trusts or otherwise, or conspiracy, in restraint of trade or commerce in this State is declared to be illegal; provided that no association or corporation organized for the sole purpose of marketing, producing or trucking pulpwood or saw logs, the members of or stockholders in which are actually engaged in the production of such products or selling, cutting or trucking the same shall be deemed to be a conspiracy or a combination or in restraint of trade or an attempt to lessen competition or to fix prices arbitrarily; nor shall the marketing contracts and agreements between such association or corporation and its members or stockholders be considered illegal as such or in unlawful restraint of trade or as part of a conspiracy or combination to accomplish an improper or illegal purpose. Whoever shall make any such contract or engage in any such combination or conspiracy shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 6 months, or by both.

Sec. 2. R. S., T. 13, § 171, amended. The last sentence of section 171 of Title 13 of the Revised Statutes is amended to read as follows:

No association or corporation organized for the sole purpose of marketing fish, shellfish or any of the fish products or agricultural products of this

State, or for the sole purpose of marketing, producing or trucking, pulpwood or saw logs, the members of or stockholders in which are actually engaged in the production of such products, or in the selling, canning or otherwise preserving of ~~the same fish products~~, or selling, cutting or trucking of pulpwood or saw logs, shall be deemed to be a conspiracy or a combination or in restraint of trade or an attempt to lessen competition or to fix prices arbitrarily; nor shall the marketing contracts and agreements between such association or corporation and its members or stockholders be considered illegal as such or in unlawful restraint of trade or as part of a conspiracy or combination to accomplish an improper or illegal purpose.

STATEMENT OF FACT

The purpose of this bill is to allow pulpwood truckers to form an association or corporation. Pulpwood truckers have been continually denied the right to form an association or corporation or to hold meetings to further the pulpwood industry. The pulpwood truckers wish to associate together in order to promote the pulpwood industry by improving the prestige of the industry, by working toward the betterment of the conditions in the industry and by disseminating education, safety and other pertinent information.