

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-845)  
107TH LEGISLATURE

COMMITTEE AMENDMENT "A" to H.P. 1758, L.D. 1944, Bill,  
"AN ACT to Establish Uniform Standards for the Measurement of  
Wood."

Amend said Bill by striking everything after the enacting  
clause and inserting in place thereof the following:

'Sec. 1. 10 MRSA c. 501, sub-c. II-A is enacted to read:

SUBCHAPTER II-A  
MEASUREMENT OF WOOD

§2361. Definitions

1. "Wood," as used in this subchapter shall be defined as  
severed but unprocessed fibrous derivatives of trees.

2. "Weight scale," as used in this subchapter shall be  
defined as the relationship between the weight of a specified  
quantity of wood and the volume of that quantity of wood.

§2362. Measurement for wood

1. Weight scale. In all transactions in which the value of  
wood is determined by the relationship of the weight of the  
wood to the volume of the wood, that relationship of weight to  
volume shall be established in accordance with that standard or  
standards established in section 2363.

2. Butt scale. Butt scale may be used as a measurement in  
transactions involving the sale of wood by weight scale only to  
determine partial payment until the wood sold can be scaled pursuant  
to subsection 1.

§2363. Standards for weight scale

1. Established by State Sealer of Weights and Measures. The State Sealer of Weights and Measures shall, after a public hearing preceded by at least 2 weeks' notice in the state paper, establish standards for the weight scale required under section 2362, subsection 1. These standards shall include adjustments for the moisture content ratio. The State Sealer of Weights and Measures shall establish as many standards as he deems necessary to reflect the various factors influencing the weight of wood in the various regions of the State and the various species of trees which grow in the State. The Director of the Bureau of Forestry or his agent shall provide assistance to the State Sealer of Weights and Measures for the establishment of standards.

2. Moisture content test. The State Sealer of Weights and Measures shall, after a public hearing preceded by at least 2 weeks' notice in the state paper, adopt and promulgate a wood moisture content test or tests to determine the standard or standards as defined in section 2363, subsection I.

§2364. Standards for butt scale

The State Sealer of Weights and Measures shall, after a public hearing preceded by at least 2 weeks' notice in the state paper, adopt and promulgate a standard butt scale which shall be used for all butt scaling permitted under section 2362, subsection 2.

§2365. Standards for measurement

The State Sealer of Weights and Measures may, after a public hearing preceded by at least 2 weeks' notice in the state paper, adopt and promulgate such rules and regulations concerning the standards for measurement of wood established under this subchapter and the administration and use of those standards as are necessary to ensure that those standards conform to contemporary knowledge and practice concerning the measurement of wood to be sold and to ensure that those standards may be efficiently and conveniently applied in transactions in Maine involving the sale of wood as defined in this subchapter.

§2366. Appeal procedure

Any person aggrieved by any final decision of the State Sealer of Weights and Measures upon any matter arising out of the operation of this subchapter, may within 30 days after notice of such decision, appeal therefrom to the Superior Court of Kennebec County by filing a notice of appeal stating the points of the appeal with the clerk of courts and the Sealer of Weights and Measures.

Sec. 2. Effective date. The provisions of section 2362 shall become effective after 60 days from the promulgation of the standards as required in sections 2363, 2364 and 2365 by the State Sealer of Weights and Measures and the filing thereof with

the Secretary of State. The State Sealer of Weights and Measures shall promulgate said standards as expeditiously as possible.

Statement of Fact

The intent of this amendment is to clarify the meaning of the phrase "weight scale" and to establish a standard or standards for the measurement of wood according to a weight scale. This amendment allows woodcutters and buyers to use any wood measuring device upon which the (two) parties can agree, but any measuring device that utilizes a weight to volume ratio must conform to the standard or standards established by the State Sealer of Weights and Measures.

This amendment retains the international log scale rule and removes the Bangor Log Scale Rule as the official rule of the State.

Reported by the Committee on Agriculture.

Reproduced and distributed under the direction of the Clerk of the House.  
6/26/75

(Filing No. H-845)