

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-1153)  
108TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 2162, L.D. 2171, Bill,  
"AN ACT Relating to the Transportation of Primary Wood Products."

amend the Bill by inserting before the enacting  
clause the following:

Emergency preamble. Whereas, Acts of the Legislature do  
not become effective until 90 days after adjournment unless  
enacted as emergencies; and

Whereas, the transportation of sawlogs and pulpwood is very  
significant to the Maine forest products industry and to many  
Maine truck owners and operators; and

Whereas, Maine truck owners and operators are being deprived  
from transporting a significant proportion of the sawlogs and  
pulpwood harvested in Maine and transported to some parts of  
Canada; and

Whereas, this deprivation is creating very severe and adverse  
effects for Maine truck owners and operators; and

Whereas, the deprivation suffered by Maine truck owners and  
operators is the result of unfair and discriminatory laws and  
regulations of the Province of Quebec; and

Whereas, Maine can adopt the same laws and regulations of  
Quebec on a reciprocal basis which will either significantly  
limit unfair competition from Quebec truck owners or enable Maine  
truck owners to transport logs to Quebec; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Further amend the Bill in section 2 by striking out everything after the amending clause and inserting in its place the following:

'If any state, district, province or country prohibits, in any way, the transportation of wood, pulpwood or logs from that state, district, province or country to this State, or by law or regulation requires a citizen of this State to establish citizenship, a residence or place of business or to register a business in that state, district, province or country in order to transport wood, pulpwood or logs from that state, district, province or country to this State, similar provisions shall apply to residents of that state, district, province or country who transport wood, pulpwood or logs from Maine to that state, district, province or country. The limitations provided in this section shall not apply to the sale of sawlogs and pulpwood but shall apply to the transportation and methods of transportation of sawlogs and pulpwood.'

Further amend the Bill by inserting before the Statement of Fact the following:

'Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.'

Statement of Fact

The intent of this amendment is to enable the bill to take effect immediately following enactment. The problem that this bill addresses requires a remedy as soon as possible. The amendment also removes sawed lumber from the provisions of the bill. Sawed lumber is a federally regulated commodity and the State cannot exempt haulers of sawed lumber from federal permits. The amendment also specifies that the prohibition in the bill refers to the transportation of sawlogs and pulpwood and not the sale of these commodities. The sale of these commodities is an area that cannot be included in reciprocity.

Reported by the Committee on Transportation.

Reproduced and distributed under the direction of the Clerk of the House.  
3/14/78

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