

MAINE STATE LEGISLATURE

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1 (After Deadline)

2 FIRST REGULAR SESSION
3

4 ONE HUNDRED AND ELEVENTH LEGISLATURE
5

6 Legislative Document

No. 1768'

8 S.P. 623

In Senate, June 15, 1983

9 Referred to the Joint Select Committee on Wood Measurement Law, and
10 ordered printed. Sent down for concurrence.

11 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Carpenter of Aroostook.

12 Cosponsor by Representative Locke of Sebec.

13 STATE OF MAINE
14

15 IN THE YEAR OF OUR LORD
16 NINETEEN HUNDRED AND EIGHTY-THREE
17

18 AN ACT to Revise the Wood Measurement
19 Law.
20

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

23 Sec. 1. 10 MRSA §2362-A is enacted to read:

24 §2362-A. Measurement of wood

25 1. Cubic measure and standard cord. In all
26 transactions involving the sale of wood, the volume
27 may be measured in cubic feet or by the standard cord
28 as provided for by the state sealer.

29 2. Weight scale. In all transactions involving
30 the sale of wood, weight measurement may be used,
31 provided that:

32 A. The weight measurement shall not be converted
33 to volume;

1 B. Where payment is made for services in har-
2 vesting wood, all weight measurements shall be
3 expressed on a green wood or green weight basis.
4 Except as otherwise provided by the state sealer,
5 when the wood is not, or will not be, weighed
6 within 10 days of felling, the person performing
7 the services may, prior to hauling, require that
8 the wood instead be measured by butt measure, or
9 another authorized method of measurement agreed
10 upon by the parties; and

11 C. All sales of wood chips may be based on
12 oven-dried weight, except where payment is made
13 for harvesting wood.

14 3. Tree length wood. Butt measure shall be the
15 standard state method for the measurement of tree
16 length wood. Where expressly agreed upon, the par-
17 ties may use any other method of measurement author-
18 ized by this subchapter.

19 A. Butt scale measurements may be used as fol-
20 lows.

21 (1) In the sale of wood involving payment
22 for services, the use of butt scale measure-
23 ments is prohibited as of April 1, 1985.
24 Until that date, the use of butt scale mea-
25 surements is permitted for tree length wood,
26 under the following conditions.

27 (a) Prior to its usage, the parties or
28 their authorized representatives, shall
29 sign and date the volume table which
30 shall designate the applicable harvest-
31 ing area or areas.

32 (b) The parties, or their authorized
33 representatives, shall receive a copy
34 of the signed butt scale table.

35 (c) The volume table to which the mea-
36 surements are applied shall reasonably
37 represent the volume of trees being cut
38 on the operation.

1 (2) In the sale of wood not involving pay-
2 ment for services, butt scale measurements
3 shall continue to be permitted for tree
4 length wood, under the following conditions.

5 (a) The applicable butt scale table
6 shall be provided in a written contract
7 agreement.

8 (b) The volume table to which the mea-
9 surements are applied shall reasonably
10 represent the volume of trees being cut
11 on the operation.

12 (3) In any case where butt scale is permit-
13 ted, prior to its usage, the parties shall
14 provide the state sealer with a signed copy
15 of the volume table for the designated har-
16 vesting area.

17 4. Log scale measurements. Log scale measure-
18 ments shall be made as follows.

19 A. When no other scale rule is agreed upon by
20 the parties, the international 1/4 inch log rule
21 shall be the standard state rule for the measure-
22 ment of logs. Nothing in this section may pre-
23 vent the use of any other log rule which is
24 agreeable to the parties.

25 B. Where agreed upon by the parties, cubic foot
26 measurement or weight scale may also be used to
27 measure logs.

28 Sec. 2. 10 MRSA §2363-A is enacted to read:

29 §2363-A. Accurate and verifiable measurements

30 1. Standards. It is the intent of this subchap-
31 ter that any method of wood scaling or measurement
32 used in the sale of wood shall provide an accurate
33 and verifiable count of the volume, quantity, dimen-
34 sion or weight measured, according to the standards
35 established by the state sealer, provided that those
36 standards may be efficiently and conveniently applied
37 in transactions in this State involving the sale of
38 wood as defined in this subchapter.

1 of the volume, quantity, dimension or weight mea-
2 sured, according to the standards established by the
3 State Sealer of Weights and Measures.

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