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No. 188

S.P. 76

In Senate, January 27, 2021

An Act Regarding the Transportation of Products in the Forest Products Industry

Received by the Secretary of the Senate on January 25, 2021. Referred to the Committee on Taxation pursuant to Joint Rule 308.2 and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by President JACKSON of Aroostook.
Cosponsored by Speaker FECTEAU of Biddeford and
Representatives: MARTIN of Eagle Lake, MARTIN of Sinclair, MATLACK of St. George,
McCREA of Fort Fairfield, TERRY of Gorham.

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

2 **Sec. 1. 10 MRSA §2364-B, sub-§6**, as enacted by PL 2003, c. 454, §1 and amended
3 by PL 2011, c. 657, Pt. W, §§5 and 7 and PL 2013, c. 405, Pt. A, §23, is further amended
4 to read:

5 **6. Presentation of trip ticket to forest ranger.** Upon request, a truck driver or an
6 owner or manager of any log yard or mill site shall present a copy of the trip ticket to a
7 forest ranger in any log yard or mill site. Upon request, a wood scaler shall present the
8 record of measurement including a copy of the trip ticket or information contained on the
9 trip ticket to a forest ranger. A forest ranger may request and use this information for the
10 purpose of enforcing and investigating alleged violations of Title 12, section 8883; Title
11 14, section 7552; and Title 17, section 2510. For purposes of this subsection, "forest
12 ranger" means a person employed by the Department of Agriculture, Conservation and
13 Forestry, Bureau of Forestry under Title 12, section 8901. A truck driver, an owner or
14 manager of any log yard or mill site or a wood scaler who fails to comply with the
15 provisions of this subsection is subject to the penalties provided in section 2368.

16 **Sec. 2. 10 MRSA §2364-B, sub-§7** is enacted to read:

17 **7. Prohibition on intrastate transport of forest products.** A landowner who owns
18 50,000 or more acres of forest land in the State may not allow the transportation of forest
19 products harvested on that landowner's land from a location in the State to another location
20 in the State in violation of federal law or regulation or an international trade agreement that
21 prohibits the transportation of goods from a location in the United States to another location
22 in the United States. An employee charged with enforcing the provisions of this subchapter
23 shall forward all trip tickets evidencing a violation of this subsection to the State Tax
24 Assessor for the purposes of enforcing Title 36, section 574-D.

25 **Sec. 3. 36 MRSA §574-D** is enacted to read:

26 **§574-D. Intrastate transportation of forest products**

27 If a landowner owns 50,000 or more acres of forest land in the State and allows the
28 transportation of forest products harvested on that landowner's land from a location in the
29 State to another location in the State in violation of federal law or regulation or an
30 international trade agreement that prohibits the transportation of goods from a location in
31 the United States to another location in the United States after 2 violations of Title 10,
32 section 2364-B, subsection 7, all land of that landowner must be considered ineligible for
33 classification under this subchapter and must be withdrawn pursuant to section 581.

34 A landowner whose land is withdrawn from classification under this section is not
35 eligible for a property tax exemption under subchapter 4-C, reimbursement under chapter
36 915 or any income tax credit under chapter 822 and may not receive any state-awarded
37 grant or other state funding.

38 **SUMMARY**

39 This bill requires that owners and managers of log yards and mill sites present a copy
40 of a trip ticket to a forest ranger in the log yard or mill site upon request. The bill adds a
41 requirement related to the transportation of forest products by providing that a landowner
42 of 50,000 or more acres of forest land in the State may not allow the transportation of forest

1 products harvested on the landowner's land from a location in the State to another location
2 in the State in violation of federal law or regulation or an international trade agreement that
3 prohibits the transportation of goods from a location in the United States to another location
4 in the United States. The bill also provides that a landowner with 2 prior violations of the
5 new transportation requirement is ineligible for classification of the landowner's land under
6 the Maine Tree Growth Tax Law and the landowner may not receive certain tax incentives
7 or state grants or other state funding.