

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
100th LEGISLATURE

SENATE AMENDMENT "A" to H. P. 826, L. D. 1141, Bill, "An Act

Relating to Holding of Property by Nonprofit Corporations
Operating Educational Television or Radio Stations."

Amend said Bill by inserting before the enacting clause
the following emergency preamble:

'Emergency preamble. Whereas, the development of educational television and radio stations for dissemination of knowledge and information in the arts and sciences would serve to improve the standard of education afforded by the public schools of the State and to improve the knowledge of the public generally; and

Whereas, the development of private educational television and radio stations operated on a nonprofit basis would be of advantage to the State and would serve to relieve the State in part of expense which the State, in support of its educational program, would otherwise have to incur, of constructing, maintaining and operating, through one or more of its agencies, educational television and radio stations; and

Whereas, it is desirable that the State foster to the extent possible, construction, maintenance and operation of educational television and radio stations by corporations operated on a nonprofit basis, and one such nonprofit corporation has already been formed for such purpose; and

Whereas, it is essential that nonprofit corporations organized under the general laws of the State for such purpose be relieved of any limitation imposed by the general laws of the State with respect to the amount of property, real and personal, that can be held by them in order that such corporations may acquire the real and personal property necessary for the construction, maintenance and operation of educational television and radio stations; and

Whereas, it is essential that sales to any such nonprofit corporations be exempt from the provisions of the sales and use tax law in the same manner as sales to churches, schools, hospitals and certain other nonprofit corporations in order to lessen the financial burden on nonprofit corporations in constructing, operating and maintaining educational television or radio stations; 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 said Bill by inserting at the beginning of the first line the abbreviation and figure 'Sec. 2.'

(Filing No. S-111)

Further amend said Bill by inserting after the enacting clause the following:

"Sec. 1. R. S., c. 17, §10, sub-§XVI, amended. The first sentence of subsection XVI of section 10 of chapter 17 of the Revised Statutes is amended to read as follows:

'Sales to incorporated hospitals, institutions incorporated as nonprofit corporations for the sole purpose of conducting medical research or for the purpose of operating educational television or radio stations, schools and regularly organized churches or houses of religious worship, excepting sales, storage or use in activities which are mainly commercial enterprises.' "

Further amend said Bill by adding at the end the following emergency clause:

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

Filed by Senator FARRIS of KENNEBEC.

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(Filing #S-111)

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