

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 educa-
tional 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 advan-
tage 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 educa-
tional 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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