

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2352

S.P. 915

In Senate, February 18, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.
Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator VOSE of Washington

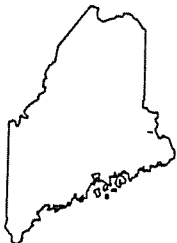
Cosponsored by Senator GAUVREAU of Androscoggin, Representative TAMMARO of
Baileyville and Senator FOSTER of Hancock.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-TWO

**An Act to Grant Immunity for Directors of Rural Electrification
Cooperatives.**

(AFTER DEADLINE)



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

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4 Sec. 1. 14 MRSA §158-A, sub-§1, ¶A, as amended by PL 1989, c. 389, is further amended to read:

6 A. "Charitable organization" means any nonprofit
8 organization organized or incorporated in this State or
having a principal place of business in this State:

10 (1) That is exempt from federal income taxation under
12 the United States Internal Revenue Code, Section
14 501(a), because it is described in Section 501(c)(3),
16 (4), (6) as it pertains to chambers of commerce only,
18 (10), (13) or (14)(A), including all subsequent
20 amendments to those paragraphs. An organization is
included in this subparagraph if it would be exempt
from taxation under Section 501(c)(3) but for its
engaging in attempting to influence legislation to the
extent that it is disqualified from tax exemption under
Section 501(c)(3); or

22 (2) That is:

24 (a) Organized under the Maine Nonprofit
26 Corporation Act for any of the purposes listed in
Title 13-B, section 201, subsection 1, paragraph A;

28 (b) Organized under the provisions set forth in
30 Title 13-B, section 201, subsection 2, paragraph
A;

32 (c) Organized under the provisions of Title 13-B,
34 section 201, subsection 3, paragraph D or E; or

36 (d) Organized in Maine as a nonprofit corporation
before January 1, 1978, for any of the purposes
listed in Title 13-B, section 201, subsection 1,
38 paragraph A, and to which the Maine Nonprofit
Corporation Act applies; or

40 (e) Organized under the provisions set forth in
42 Title 13-B, section 201, subsection 2, paragraph B
44 as it pertains to rural electrification
cooperatives.

46 This subparagraph applies to all subsequent amendments
48 to the statutes covered by divisions (a), (b), (c) and,
(d) and (e).

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STATEMENT OF FACT

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This bill provides immunity from civil liability for
elected, noncompensated directors of rural electrification
cooperatives for acts or omissions within the scope of activities
of the cooperatives. Created under federal and state law to
enable electric service to reach remote areas, these cooperatives
are owned by their members and are nonprofit.

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