

# MAINE STATE LEGISLATURE

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# 125th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2011

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Legislative Document

No. 369

H.P. 295

House of Representatives, February 8, 2011

### **An Act To Authorize the Sale of Surplus Property to Nonprofit Animal Shelters**

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Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Clerk

Presented by Representative HARVELL of Farmington.  
Cosponsored by Senator TRAHAN of Lincoln and  
Representatives: BENNETT of Kennebunk, COTTA of China, KNAPP of Gorham, McKANE  
of Newcastle, MORISSETTE of Winslow, PARRY of Arundel, PLUMMER of Windham,  
SANDERSON of Chelsea.

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

2 **Sec. 1. 5 MRSA §1828, sub-§1, ¶B**, as enacted by PL 2005, c. 386, Pt. H, §10, is  
3 amended to read:

4 B. "Qualifying nonprofit organization" means:

5 (1) A public or private nonprofit entity that owns or operates a project or facility  
6 for the homeless;

7 (2) A nonprofit organization that has been determined to be exempt from  
8 taxation under the United States Internal Revenue Code, Section 501(c) and that  
9 provides services to persons with physical or mental handicaps as defined in  
10 section 4553, subsection 7-A; ~~or~~

11 (3) A nonprofit organization that has been determined to be exempt from  
12 taxation under the United States Internal Revenue Code, Section 501(c) and that  
13 contracts with the Department of Health and Human Services to provide vehicles  
14 to low-income families to assist them in participating in work, education or  
15 training; or

16 (4) A nonprofit organization that has been determined to be exempt from  
17 taxation under the United States Internal Revenue Code, Section 501(c) and that  
18 houses animals and operates for the purpose of providing stray, abandoned,  
19 abused or owner-surrendered animals with sanctuary or finding the animals  
20 temporary or permanent adoptive homes.

21 **Sec. 2. 5 MRSA §1828, sub-§2**, as enacted by PL 2005, c. 386, Pt. H, §10, is  
22 amended to read:

23 **2. Surplus property.** Pursuant to this chapter and rules adopted under section 1813,  
24 the Department of Administrative and Financial Services through the Bureau of General  
25 Services shall allow private sales of surplus property to:

26 A. Nonprofit organizations that contract with the Department of Health and Human  
27 Services to provide affordable vehicles to low-income families to assist them in  
28 participating in work, education or training;

29 B. Homeless shelter sponsors; ~~and~~

30 C. Educational institutions; and

31 D. Nonprofit organizations that house animals and operate for the purpose of  
32 providing stray, abandoned, abused or owner-surrendered animals with sanctuary or  
33 finding the animals temporary or permanent adoptive homes.

34 **SUMMARY**

35 This bill allows nonprofit animal shelters to be considered qualifying nonprofit  
36 organizations for purposes of purchasing surplus property from the State.