



125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

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

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

A handwritten signature in cursive script, reading '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.