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LB 743

SENATOR BOURNE: That's what I was going to ask you. They have issued you a letter that verifies that you are indeed nonprofit.

SENATOR BRASHEAR: Subject to compliance and audit in the future. It's always conditional.

SENATOR BOURNE: Right, but...

SENATOR BRASHEAR: There is no permanent status, because you could always lose it if you don't comply.

SENATOR BOURNE: Correct. But what makes an entity a nonprofit is the letter certifying such from the Internal Revenue Service. Is that accurate?

SENATOR BRASHEAR: And the continued existence of that status. Yes.

SENATOR BOURNE: Okay. What if we had an amendment that indicated that a nonprofit would be exempt from a particular statute if it was simply described in a particular section of the Internal Revenue Code? Would that still be a nonprofit, or do they have to have the certification?

SENATOR BRASHEAR: I think you'd be redefining "nonprofit" for the purposes of the act you were putting that language in.

SENATOR BOURNE: Okay. And what I'm trying to illustrate here is, the...

SPEAKER BROMM: One minute.

SENATOR BOURNE: ...amendment that is before us says that in the...in lines 8, 9, and 10, it says, by or on behalf of a nonprofit organization described in Section 501. There's no requirement in here that we have to have a certification letter. And what I'm suggesting to you...and I said this on General File...is that there's some problems with this bill. And Senator Baker says, just let us put it over to Select, and we'll work with you between now and Select. And they haven't. And