

PROPOSED
SENATE AMENDMENTS TO S.B. 1230
(Reference to printed bill)

1 Page 6, strike lines 20 through 32, insert:

2 "S. A QUALIFYING COMMUNITY HEALTH CENTER, QUALIFYING HEALTH CARE
3 ORGANIZATION OR QUALIFYING HOSPITAL OR ANY OTHER ENTITY THAT IS RECOGNIZED
4 AS NONPROFIT UNDER SECTION 501(c) OF THE UNITED STATES INTERNAL REVENUE
5 CODE AND THAT IS REQUIRED TO OBTAIN AN EXEMPTION LETTER FROM THE DEPARTMENT
6 SHALL:

7 1. APPLY TO THE DEPARTMENT FOR THE EXEMPTION LETTER AND FULLY ANSWER
8 ANY ELIGIBILITY QUESTIONS REQUIRED BY THE DEPARTMENT FOR THE PURPOSES OF
9 THE EXEMPTION LETTER. IF THE DEPARTMENT APPROVES THE EXEMPTION LETTER
10 APPLICATION, THE EXEMPTION LETTER IS VALID UNTIL THE ENTITY IS NO LONGER
11 QUALIFIED FOR THE EXEMPTION LETTER.

12 2. NOTIFY THE DEPARTMENT IN WRITING IF THE ENTITY NO LONGER
13 QUALIFIES FOR THE EXEMPTION LETTER. REGARDLESS OF WHETHER THE ENTITY
14 NOTIFIES THE DEPARTMENT AS REQUIRED BY THIS PARAGRAPH, IF THE ENTITY NO
15 LONGER QUALIFIES FOR THE EXEMPTION LETTER, THE ENTITY IS LIABLE IN AN
16 AMOUNT EQUAL TO ANY TAX, PENALTY AND INTEREST THAT THE SELLER WOULD HAVE
17 BEEN REQUIRED TO PAY UNDER THIS ARTICLE IF THE SELLER HAD NOT BEEN
18 FURNISHED THE EXEMPTION LETTER. PAYMENT OF THE AMOUNT UNDER THIS PARAGRAPH
19 EXEMPTS THE ENTITY FROM LIABILITY FOR ANY TAX IMPOSED UNDER ARTICLE 4 OF
20 THIS CHAPTER. THE AMOUNT SHALL BE TREATED AS TAX REVENUES COLLECTED FROM
21 THE SELLER IN ORDER TO DESIGNATE THE DISTRIBUTION BASE FOR THE PURPOSES OF
22 SECTION 42-5029."

- 1 Page 11, line 7, strike "initially"
- 2 Line 9, after "42-11152" insert "WHEN INITIALLY CLAIMING THE EXEMPTION"
- 3 Line 13, strike the comma; strike "FILE A SUBSEQUENT AFFIDAVIT THAT IS IN THE
- 4 SAME FORM"
- 5 Line 14, strike "AS THE AFFIDAVIT REQUIRED UNDER SECTION 42-11152"
- 6 Page 16, line 9, strike "as provided in"
- 7 Line 10, strike "SECTION 42-11111"; strike "and except"
- 8 Line 14, strike "and"
- 9 Strike line 15
- 10 Line 16, strike "years"
- 11 Line 37, strike "Except as provided in"
- 12 Line 38, strike "section 42-11111,"
- 13 Line 42, after "affidavit" insert "AS REQUIRED BY SECTION 42-11152"
- 14 Amend title to conform

J.D. MESNARD

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