

# **One Hundred Fifth Legislature - First Session - 2017**

## **Introducer's Statement of Intent**

### **LB476**

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**Chairperson: Senator Brett Lindstrom**

**Committee: Banking, Commerce and Insurance**

**Date of Hearing: February 06, 2017**

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

The Nebraska Nonprofit Corporation Act provides a process of domestication for out-of-state nonprofit corporations. LB 476 does not change this process. Instead, it clarifies the effect of such domestication, providing that the domesticated corporation is the same corporation that existed before domesticating, with the same date of incorporation and same liabilities and obligations.

The new language in the bill incorporates into the Nebraska Nonprofit Corporation Act IRS guidance from 2014 regarding recognition of a nonprofit organization's tax-exempt status. It is designed so out-of-state nonprofits desiring to move to Nebraska can maintain their tax-exempt status and need not reapply to the IRS for recognition of such status.

**Principal Introducer:** \_\_\_\_\_

Senator Mike Hilgers