

2 SHB 1931 - H AMD 285 FAILED/OUTSIDE SCOPE & OBJECT 3-19-91
3 By Representatives O'Brien and May

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5 On page 3, after line 6, insert the following:

6 "NEW SECTION. **Sec. 2.** A new section is added to chapter 82.04 RCW
7 to read as follows:

8 (1) This chapter does not apply to amounts derived by a nonprofit
9 organization as a result of conducting or participating in a
10 fundraising auction.

11 (2) For purposes of this section, "nonprofit organization" means an
12 organization that meets all of the following criteria:

13 (a) The members, stockholders, officers, directors, or trustees of
14 the organization do not receive any part of the organization's gross
15 income, except as payment for services rendered;

16 (b) The compensation received by any person for services rendered
17 to the organization does not exceed an amount reasonable under the
18 circumstances; and

19 (c) The activities of the organization do not include a substantial
20 amount of political activity, including but not limited to influencing
21 legislation and participation in any campaign on behalf of any
22 candidate for political office."

23 "NEW SECTION. **Sec. 3.** A new section is added to chapter 82.08 RCW
24 to read as follows:

25 (1) The tax levied by RCW 82.08.020 shall not apply to fundraising
26 auction sales conducted or participated in by nonprofit organizations.

1 (2) For purposes of this section, "nonprofit organization" means an
2 organization that meets all of the following criteria:

3 (a) The members, stockholders, officers, directors, or trustees of
4 the organization do not receive any part of the organization's gross
5 income, except as payment for services rendered;

6 (b) The compensation received by any person for services rendered
7 to the organization does not exceed an amount reasonable under the
8 circumstances; and

9 (c) The activities of the organization do not include a substantial
10 amount of political activity, including but not limited to influencing
11 legislation and participation in any campaign on behalf of any
12 candidate for political office."

13 "NEW SECTION. Sec. 4. A new section is added to chapter 82.12 RCW
14 to read as follows:

15 (1) The provisions of this chapter shall not apply in respect to
16 the use of tangible personal property that has been purchased from a
17 nonprofit organization at a fundraising auction sale that was conducted
18 by the nonprofit organization or in which the nonprofit organization
19 participated.

20 (2) For purposes of this section, "nonprofit organization" means an
21 organization that meets all of the following criteria:

22 (a) The members, stockholders, officers, directors, or trustees of
23 the organization do not receive any part of the organization's gross
24 income, except as payment for services rendered;

25 (b) The compensation received by any person for services rendered
26 to the organization does not exceed an amount reasonable under the
27 circumstances; and

28 (c) The activities of the organization do not include a substantial
29 amount of political activity, including but not limited to influencing

1 legislation and participation in any campaign on behalf of any
2 candidate for political office."

3 **SHB 1931** - H AMD

4 By Representative O'Brien

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6 On page 1, line 2 of the title, after "organizations;" strike the
7 remainder of the title and insert "amending RCW 9.46.110; adding a new
8 section to chapter 82.04 RCW; adding a new section to chapter 82.08
9 RCW; and adding a new section to chapter 82.12 RCW."