

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 476

H.P. 356

House of Representatives, February 27, 1989

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

Ed Pert

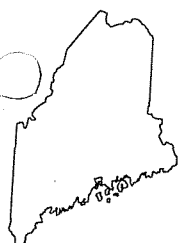
EDWIN H. PERT, Clerk

Presented by Representative ROLDE of York.
Cosponsored by Representative ADAMS of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-NINE

An Act to Ensure the Appropriate Use of Gifts to the State.



1 **Be it enacted by the People of the State of Maine as follows:**

3 **4 MRSA §95, sub-§4,** as enacted by PL 1973, c. 625, §16, is
5 amended to read:

7 **4. Acceptance of gifts and bequests.** To accept gifts,
8 bequests and endowments for purposes consistent with the
9 objectives of this chapter. Such funds, if given as an endowment
10 shall be invested in securities by the Treasurer of State
11 according to the laws governing the investment of trust funds.
12 All gifts, bequests and proceeds of invested endowment funds
13 shall be used solely to carry out the purposes for which they
14 were made and shall not be subject to STA-CAP or similar overhead
15 charges;

17 **STATEMENT OF FACT**

19
21 Currently, the Maine State Archives is assessed a STA-CAP
22 overhead rate of 53% on all dedicated income. If a person, by
23 gift or bequest, gives the archives \$1,000 for archival research
24 or restoration, only \$653.60 of that amount would actually be
25 available for that purpose. Fully \$346.40 would revert to the
26 General Fund for general overhead, including building maintenance
27 and central services.

29 Unfortunately, since the Maine State Archives has
30 substantial building space, primarily for records storage, this
31 rate is markedly higher than for most agencies. This situation
32 will tend to discourage future gifts since donors know that less
33 than half of their donation will be applied to the program they
34 wish to support. This bill will correct this conflict and
35 encourage private support for the work of the Maine State
Archives.