



130th MAINE LEGISLATURE

LD 1312

LR 1429(04)

An Act To Remove Barriers to Accessory Dwelling Units and Allow Accessory Dwelling Units where Single-family Houses Are Allowed

Fiscal Note for House Amendment " " to Committee Amendment "A"

Sponsor: Rep. Sylvester of Portland

Fiscal Note Required: Yes

Fiscal Note

State Mandate - Funded

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
Net Cost (Savings)				
General Fund	\$95,004	\$95,004	\$95,004	\$95,004
Appropriations/Allocations				
General Fund	\$95,004	\$95,004	\$95,004	\$95,004

State Mandates

Required Activity

Requires municipalities to allow one accessory dwelling unit to be included within or on the same lot as a single-family dwelling unit.

Unit Affected

Municipality

Local Cost

\$105,560

The required local activities in this bill may represent a state mandate pursuant to the Constitution of Maine. If the bill does require a local unit of government to expand or modify its activities so as to necessitate additional expenditures from local revenue, the state mandate provisions of the Constitution of Maine require either: (1) General Fund appropriations be provided to fund at least 90% of any additional necessitated local costs of the mandate; or (2) a Mandate Preamble be added to the bill and two-thirds of the members of each House vote to exempt the mandate from the funding requirement. If the bill does represent a state mandate and neither one of these actions occurs, the local units of government will not be required to implement the mandated activities.

Fiscal Detail and Notes

This amendment removes one of two required activities of the mandate, leaving the permitting requirement for the accessory dwelling units. It also includes General Fund appropriations of \$95,004 beginning in fiscal year 2020-21 to the Department of Administrative and Financial Services to reimburse municipalities for 90% of the costs associated with the permitting activities. The cost assumes Code Enforcement Officers will be required to work additional time to issue permits for the new structures and ensure compliance with all land use requirements, ordinances and regulations.