



Department of Environmental Protection

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Charles D. Baker
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Martin Suuberg
Commissioner

PUBLIC HEARING NOTICE

This Public Hearing Notice is available in alternative languages (Español -- Tiếng Việt -- Chinese -- Kreyòl Ayisyen -- Português -- Khmer) on MassDEP's website at: <https://www.mass.gov/service-details/massdep-public-hearings-comment-opportunities>

The Massachusetts Department of Environmental Protection (MassDEP), under the authority of M.G.L. c. 21A, sections 2, 8 and 16, M.G.L. c. 111, sections 2C, 142A through 142E, and M.G.L. c. 21N, sections 2(a)(5), 3(b)-(d), 4, and 7, will hold public hearings in accordance with M.G.L. Chapter 30A on proposed amendments to 310 CMR 7.74: *Reducing CO₂ Emissions from Electricity Generating Facilities*. The proposed amendments address CO₂ emissions attributable to the production of useful net thermal energy by facilities regulated under 310 CMR 7.74.

The proposed amendments and a background document are available on MassDEP's website at: <https://www.mass.gov/service-details/massdep-public-hearings-comment-opportunities>

Two public hearings will be conducted online and via telephone. The public hearings will be held:

February 15, 2023 at 10:00 am.

Register in advance for this hearing:

<https://us06web.zoom.us/join/register/tZMkde6trz4uGtZcGYjxsaZtM85Vafxc3Heb>

February 15, 2023 at 5:00 pm.

Register in advance for this hearing:

<https://us06web.zoom.us/join/register/tZMuc-CsqTwiGNGCAmbMV3-bReWEOkSZalLe>

Please join the public hearing from your computer, tablet or smartphone. You can also dial in using your phone. Testimony may be presented orally at the public hearing, or written comments may be submitted until 5:00 PM on February 27, 2023. Written comments must be submitted via email to climate.strategies@mass.gov, or by mail to Will Space, MassDEP, 100 Cambridge Street, Boston, MA 02114.

For special accommodations for these hearings, please call the EEA Diversity Office at 617-626-1282. TTY# MassRelay Service 1-800-439-2370. This information is available in alternate format upon request. MassDEP provides language access interpreter/translation services to

limited English proficient individuals free of charge. If you need an interpreter to participate in this meeting, translation services can be found at the following link: <https://www.mass.gov/info-details/massdep-language-translation-assistance>.

By Order of the Department of Environmental Protection
Martin Suuberg
Commissioner

Small Business Impact Statement

(As required by M.G.L. c. 30A §§ 2, 3 & 5)

CMR No: 310 CMR 7.74

Estimate of the Number of Small Businesses Impacted by the Regulation: None.

Select Yes or No and Briefly Explain

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Will small businesses have to create, file, or issue additional reports?</p> <p>Businesses that would be regulated under the proposed regulations are 22-25 electricity generating facilities owned by large national or multi-national energy companies. No small businesses are subject to the regulation.</p>
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Will small businesses have to implement additional recordkeeping procedures?</p> <p>The regulation does not apply to small businesses.</p>
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Will small businesses have to provide additional administrative oversight?</p> <p>The regulation does not apply to small businesses.</p>
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Will small businesses have to hire additional employees in order to comply with the proposed regulation?</p> <p>The regulation does not apply to small businesses.</p>
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)?</p> <p>The regulation does not apply to small businesses.</p>
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation?</p> <p>The regulation does not apply to small businesses.</p>
Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	<p>Are performance standards more appropriate than design/operational standards to accomplish the regulatory objective? (Performance standards express requirements in terms of outcomes, giving the regulated party flexibility to achieve regulatory objectives and design/operational standards specify exactly what actions regulated parties must take.)</p> <p>Yes, the regulations use performance standards where appropriate.</p>
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Do any other regulations duplicate or conflict with the proposed regulation?</p> <p>No, no other regulations duplicate or conflict with the proposed regulation.</p>

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation require small businesses to cooperate with audits, inspections or other regulatory enforcement activities? The regulation does not apply to small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements? No, no additional educational services must be provided.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Is the regulation likely to <i>deter</i> the formation of small businesses in Massachusetts? No, the proposed amendments are not likely to deter the formation of small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Is the regulation likely to <i>encourage</i> the formation of small businesses in Massachusetts? No, the proposed amendments are not likely to encourage the formation of small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation provide for less stringent compliance or reporting requirements for small businesses? The regulation does not apply to small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses? The regulation does not apply to small businesses.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Did the agency consolidate or simplify compliance or reporting requirements for small businesses? The regulation does not apply to small businesses.
Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Can performance standards for small businesses replace design or operational standards without hindering delivery of the regulatory objective? Yes, the regulation uses performance standards where appropriate.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Are there alternative regulatory methods that would minimize the adverse impact on small businesses? The regulation does not apply to small businesses.