



Commonwealth of Massachusetts
EXECUTIVE OFFICE OF ECONOMIC DEVELOPMENT
(Previously Named: EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT)
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NOTICE OF PROPOSED REPEAL OF REGULATION
400 CMR 6.00

Notices to Quit Attestation Form

Notice is hereby given pursuant to Massachusetts General Laws chapter 30A that the Executive Office of Economic Development ("EOED") is proposing to repeal and rescind the regulation at 400 CMR 6.00 entitled "Notices to Quit Attestation Form" ("Regulation").

The Regulation implemented certain sections of Section 1 of Chapter 257 of the Acts of 2020, as amended (the "Act"), requiring EOED to promulgate regulations to develop and receive copies of a form landlords were required to provide containing certain information related to residential tenant's rights and available resources when given a written notice to quit for nonpayment of rent. Section 30 of Chapter 42 of the Acts of 2022 repealed Section 1 of Chapter 257 of the Acts of 2020 on March 31, 2023, thereby rescinding the authority for the Regulation.

Written public comments on the Regulation shall be accepted from December 22, 2023 until 5:00 pm on January 12, 2024 and should be submitted via email to Robert.McGovern@mass.gov or mailed to: Robert McGovern, Executive Office of Economic Development, 1 Ashburton Place, 21st Floor, Boston, MA 02108. Copies of the proposed regulations are available at the following - <https://www.mass.gov/doc/400-cmr-6-notices-to-quit-attestation-form/download>.

By Yvonne Hao

Secretary of the Executive Office of Economic Development

Small Business Impact Statement

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

CMR No: 400 CMR 6.00: Notices to Quit Attestation Form

Estimate of the Number of Small Businesses Impacted by the Regulation:

The regulation may impact small businesses that own residential properties with tenants.

Select Yes or No and Briefly Explain

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to create, file, or issue additional reports? Yes – small businesses that own residential properties that seek to evict a tenant due to nonpayment of rent are required to submit a copy of the Notice to Quit to the Executive Office of Housing and Economic Development.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to implement additional recordkeeping procedures? No.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to provide additional administrative oversight? No.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to hire additional employees in order to comply with the proposed regulation? No.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)? No.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation? No.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	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.) No.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Do any other regulations duplicate or conflict with the proposed regulation? No.
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? No.
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.
Yes <input type="checkbox"/>	No <input type="checkbox"/>	Is the regulation likely to <i>deter</i> the formation of small businesses in Massachusetts?

<input type="checkbox"/>	<input checked="" type="checkbox"/>	No.
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.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Does the regulation provide for less stringent compliance or reporting requirements for small businesses? No.
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? No.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Did the agency consolidate or simplify compliance or reporting requirements for small businesses? No.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Can performance standards for small businesses replace design or operational standards without hindering delivery of the regulatory objective? No.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Are there alternative regulatory methods that would minimize the adverse impact on small businesses? No.