

PUBLIC NOTICE

EXECUTIVE OFFICE OF HOUSING AND LIVABLE COMMUNITIES (EOHLC)

Under the provisions of M.G.L. c. 30A, § 3, notice is hereby given of the proposed permanent promulgation of emergency regulation adopted effective November 4, 2024, 760 CMR 70.00 – Veterans Supportive Housing Program (VSHP). EOHLC's regulatory authority for this action is provided under St. 2024, c. 150 and M.G.L. c. 23B. In accordance with M.G.L. c. 30A, § 5, the proposed permanent emergency regulation has a minimal or non-existent Small Business Impact. The purpose of the emergency regulation and the proposed permanent promulgation is to immediately adopt regulations for VSHP as required by St. 2024, c. 150.

Written comments on the proposed regulation may be submitted at any time prior to 5:00 pm on November 29, 2024, by sending the same electronically to EOHLCRegulationComments@mass.gov, including "Comments on 760 CMR 70" in the subject line. A copy of the emergency regulation proposed to be made permanent is posted on EOHLC's website at <https://www.mass.gov/info-details/eohlc-regulations-current-regulations-and-proposed-amendments>.

Small Business Impact Statement

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

CMR No: 760 CMR 70.00

Estimate of the Number of Small Businesses Impacted by the Regulation: The Veterans Supportive Housing Program will assist non-profit organizations that provide supportive housing for eligible veterans and will not impact small businesses. Additionally, since the program is not currently funded, it is not anticipated to impact any non-profit organizations at this time. If the program is funded at a later date, a limited number of non-profit organizations will receive funding.

Select Yes or No and Briefly Explain

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| Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> | Will small businesses have to create, file, or issue additional reports? No reporting is required under the regulation. |
| Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> | Will small businesses have to implement additional recordkeeping procedures? No recordkeeping required under the regulation |
| Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> | Will small businesses have to provide additional administrative oversight? None required under the regulation. |
| 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 compliance requirements in the regulation. |
| 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.)? A non-profit entering into a contract with EOHLC pursuant to the Act and the regulation will likely already have a lawyer on staff or retained counsel to review the contract. |
| 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 purchase required. |
| Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> | Are performance standards more appropriate than design/operational standards to accomplish the regulatory objective? 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? Qualified and selected non-profit organizations would be required to enter into a contract with EOHLC for funding under the program, which will require certain activities to be performed. |
| 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? Not required under the regulation. |
| Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> | Is the regulation likely to <i>deter</i> the formation of small businesses in Massachusetts? |

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| <input type="checkbox"/> | <input checked="" type="checkbox"/> | No. The regulation implements a statute that provides funding for supportive housing. |
| Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> | Is the regulation likely to <i>encourage</i> the formation of small businesses in Massachusetts? Potentially. The regulation implements program that supports funding for qualified non-profit organizations that develop/preserve supportive housing. |
| 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 require reporting. |
| 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 require reporting. |
| 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 require reporting. |
| 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? Not applicable. The regulation implements a statute that provides funding for supportive housing. |
| Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> | Are there alternative regulatory methods that would minimize the adverse impact on small businesses? State statute requires EOHLC to promulgate regulations to administer the program. |