

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 amendments adopted effective October 31, 2023, to regulation 760 CMR 67.00 – Eligibility for Emergency Assistance (EA). EOHLC's regulatory authority for this action is provided under St. 2009, c. 4 and M.G.L. c. 23B. In accordance with M.G.L. c. 30A, § 5, the regulation and the proposed permanent emergency amendments have a minimal or non-existent Small Business Impact. The purpose of the emergency amendments and the proposed permanent promulgation is to immediately adopt processes for Emergency Assistance program (EA) shelter placements where the EA shelter system is unable to meet current and projected demand.

Written comments on the proposed amendments to the regulation may be submitted at any time prior to 5:00 pm on December 15, 2023, by sending the same electronically to EOHLCRegulationComments@mass.gov , including “Comments on 760 CMR 67” in the subject line. A copy of the emergency amendments 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> .

Initial Small Business Impact Statement

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

CMR No: 760 CMR 67.00

Estimate of the Number of Small Businesses Impacted by the Regulation: None. This regulation affects individual families participating in the Emergency Assistance (EA) program and non-profit organizations contracting with the Executive Office of Housing and Livable Communities (EOHLC) as shelter providers.

Select Yes or No and Briefly Explain

Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Will small businesses have to create, file, or issue additional reports? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Will small businesses have to implement additional recordkeeping procedures? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Will small businesses have to provide additional administrative oversight? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No	Will small businesses have to hire additional employees in order to comply with the proposed regulation? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer)? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No X <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. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No	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. Performance standards are not appropriate as a basis for eligibility and compliance in the Emergency Assistance program.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Do any other regulations duplicate or conflict with the proposed regulation? No. Emergency Assistance is a unique program created by state statute.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Does the regulation require small businesses to cooperate with audits, inspections or other regulatory enforcement activities?

		No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Is the regulation likely to <i>deter</i> the formation of small businesses in Massachusetts? No. The amendment is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No	Is the regulation likely to <i>encourage</i> the formation of small businesses in Massachusetts? No. The amendment is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Does the regulation provide for less stringent compliance or reporting requirements for small businesses? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Does the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Did the agency consolidate or simplify compliance or reporting requirements for small businesses? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.
Yes <input type="checkbox"/>	No	Can performance standards for small businesses replace design or operational standards without hindering delivery of the regulatory objective? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses. Accordingly, such performance standards would not apply.
Yes <input type="checkbox"/>	No X <input checked="" type="checkbox"/>	Are there alternative regulatory methods that would minimize the adverse impact on small businesses? No. The amendment does not impose any obligations on small businesses and is not expected to have any impact on small businesses.