



DEBORAH DEVAUX
CHAIR

The Commonwealth of Massachusetts

HEALTH POLICY COMMISSION

50 MILK STREET, 8TH FLOOR
BOSTON, MASSACHUSETTS 02109
(617) 979-1400

DAVID M. SELTZ
EXECUTIVE DIRECTOR

NOTICE OF PUBLIC HEARING

Pursuant to M.G.L. c. 30A, § 2 and M.G.L. c. 6D, the Health Policy Commission (the “Commission”) will hold a public hearing regarding **proposed amendments to 958 CMR 9.00, *Assessment on Certain Health Care Providers, Pharmaceutical Manufacturing Companies, and Pharmacy Benefit Managers.***

The proposed amendments are authorized by M.G.L. c. 6D, §§ 3 & 6 and align the existing regulation with changes enacted pursuant to Chapters 342 and 343 of the Acts of 2024.

Scheduled hearing date:

March 12, 2026 2:00 PM

The hearing will be virtual and livestreamed for the public on the Commission’s YouTube channel, <https://www.youtube.com/live/6bmCaZ2YvN4>

The Commission encourages interested parties to submit either oral or written testimony and comments. **Those wishing to provide testimony during the hearing may sign up by emailing hpc-testimony@mass.gov.** Written comments may be submitted to hpc-testimony@mass.gov. All submissions must include the sender’s full name and address. Parties who are unable to submit electronic comments should mail submissions to Susan M. Flanagan-Cahill, Deputy General Counsel, Health Policy Commission, 50 Milk Street, 8th Floor, Boston, MA 02109. **All testimony and comments must be received by 5:00 PM on Friday, March 20, 2026.**

All written or oral comments submitted to the Commission may be posted on the Commission’s website and released in response to a request for public records.

The proposed amended regulation may be viewed on the Commission’s website at <https://masshpc.gov/regulations-guidance>.



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February 9, 2026

SMALL BUSINESS IMPACT STATEMENT

In order to accurately predict the impact the adoption, amendment, or repeal of a regulation will have on small businesses, the promulgating authority must conduct a thorough analysis that not only considers the potential effects of the action but also quantifies the costs, if any, associated with each. The questions below are designed to aid promulgating authorities in conducting their analysis.

Agency Submitting Regulation: Health Policy Commission

Subject Matter of Regulation: Assessment on Certain Health Care Providers and Pharmacy Benefit Managers

Regulation No: 958 CMR 9.00

Statutory Authority: M.G.L. c. 6D, §§ 3 & 6

Other Agencies Affected: Center for Health Information and Analysis (CHIA)

Other Regulations That May Duplicate or Conflict with the Regulation: None

Describe the Scope and Objectives of the Regulation: 958 CMR 9.00 is authorized by M.G.L. c. 6D, § 6. The proposed amendments align the regulation with Chapters 342 and 343 of the Acts of 2024. The regulation governs annual payments to the HPC from acute hospitals, ambulatory surgical centers, and pharmacy benefit managers.

Business Industry(ies) Affected by the Regulation: 524292, 622110, 621493, 524114

Types of Businesses Included in the Industry(ies): Acute Hospitals, Ambulatory Surgical Centers, and Pharmacy Benefit Managers

Total Number of Small Businesses Included in the Regulated Industry(ies): Based on our knowledge of the market, it is unclear how many, if any, businesses listed in the SBA Dynamic Small Business Search Page would be subject to the proposed amended 958 CMR 9.00.

Number of Small Businesses Potentially Subject to the Proposed Regulation: 0

Based on a search of the SBA's online database of self-certified small businesses, none of the small businesses appear to be subject to 958 CMR 9.00.

Effective Date Used In Cost Estimate: April 16, 2026

**Note: For each question, please answer “yes” or “no” and offer a brief explanation. Please describe any facts, data, views, arguments, or other input from small businesses, organizations or any other sources that were used to quantify the impacts outlined below.*

- **Will small businesses have to create, file, or issue additional reports?**
no
- **Will small businesses have to implement additional recordkeeping procedures?**
no
- **Will small businesses have to provide additional administrative oversight?**
no
- **Will small businesses have to hire additional employees in order to comply with the proposed regulation?**
no
- **Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)?**
no
- **Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation?**
no
- **Are performance standards more appropriate than design standards?**
no
- **Does the regulation require small businesses to cooperate with audits, inspections, or other regulatory enforcement activities?**
no
- **Will the regulation have the effect of creating additional taxes and/or fees for small businesses?**
no
- **Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements?**
no
- **Is the regulation likely to deter the formation of small businesses in Massachusetts?**
no
- **Is the regulation likely to encourage the formation of small businesses in Massachusetts?**
no
- **Can the regulation provide for less stringent compliance or reporting requirements for small businesses?**
no
- **Can the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses?**
no
- **Can the compliance or reporting requirements be consolidated or simplified for small businesses?**
no
- **Can performance standards for small businesses replace design or operational standards?**
no
- **Are there alternative regulatory methods that would minimize the adverse impact on small businesses?**
It is not clear that any of the identified small businesses would be subject to this regulation.
- **Were any small businesses or small business organizations contacted during the preparation of this document? If so, please describe.**
It is not clear that any of the identified small businesses would be subject to this regulation.