



COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF
ENERGY AND ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENERGY RESOURCES
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Maura T. Healey
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Rebecca L. Tepper
Secretary

Kimberley Driscoll
Lt. Governor

Elizabeth Mahony
Commissioner

NOTICE OF PUBLIC COMMENT AND HEARING

Notice is hereby given that the Massachusetts Department of Energy Resources (DOER), acting under Chapter 227 of the Acts of 2018, and in conformance with Chapter 30A of the General Laws, is holding a public hearing on amendments to portions of 225 CMR 21:00 Clean Peak Energy Portfolio Standard (CPS) enacted by emergency regulation on June 26, 2026. The CPS regulations require all retail electricity suppliers selling electricity to end-use customers in the Commonwealth to obtain a specific minimum percentage of their electricity supply from clean peak energy resources. DOER's emergency regulation modifies the CPS Minimum Standard for 2026-2030, creates a good cause exception for Near Term Resource Multiplier eligibility, and makes a few technical edits.

Location: Virtual Hearing via Zoom

https://zoom.us/webinar/register/WN_r79WS5UQQkewkIS_5_CYqA#/registration

Date: July 6, 2026, 1:00pm

Verbal testimony will be accepted at the hearing; however, parties may also provide written copies of their testimony. Written comments will be accepted beginning May 28, 2026 and ending at 5 pm on July 6, 2026. DOER requests that written comments be submitted as attached pdf files to DOER.CPS@mass.gov, with the words "CPS 2026 Emergency Rulemaking" in the subject line. Alternatively, comments can be submitted via mail to Thomas Ferguson at the Department of Energy Resources, 100 Cambridge Street, 9th Floor, Boston, MA 02114. Copies of the proposed regulations may be obtained from the DOER website at <https://www.mass.gov/info-details/clean-peak-energy-standard-notices-and-updates> or by emailing DOER.CPS@mass.gov.

Language interpretation services are available upon request. To request this service, please email DOER.CPS@mass.gov at least four (4) business days prior to the July 6, 2026. Please include your name, the event name and date, the language requested, and your phone number should we have any questions.

BY ORDER OF: Elizabeth Mahony, Commissioner
Department of Energy Resources

Small Business Impact Statement

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

CMR No: 225 CMR 21.00

Estimate of the Number of Small Businesses Impacted by the Regulation: None, entities with compliance obligations pursuant to this statute and regulation are not typically “small businesses”. To the extent a retail competitive supplier meets the small business standard, such entities are already complying with the requirements of this regulation. For generators, participation in the program by small businesses is voluntary.

- **Will small businesses have to create, file, or issue additional reports?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Will small businesses have to implement additional recordkeeping procedures?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Will small businesses have to provide additional administrative oversight?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Will small businesses have to hire additional employees in order to comply with the proposed regulation?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, accountant, engineer, etc.)?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Does the regulation require small businesses to purchase a product or make any other capital investments in order to comply with the regulation?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Are performance standards more appropriate than design/operational standards to accomplish the regulatory objective?**
No, the proposed change modifies an existing regulatory provision and therefore must be done via regulation.
- **Do any other regulations duplicate or conflict with the proposed regulation?**
No.
- **Does the regulation require small businesses to cooperate with audits, inspections or other regulatory enforcement activities?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Does the regulation require small businesses to provide educational services to keep up to date with regulatory requirements?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.

- **Is the regulation likely to deter the formation of small businesses in Massachusetts?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Is the regulation likely to encourage the formation of small businesses in Massachusetts?**
Yes, the regulation is likely to encourage the formation of small businesses to serve a growing market for energy storage systems.
- **Does the regulation provide for less stringent compliance or reporting requirements for small businesses?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Does the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Did the agency consolidate or simplify compliance or reporting requirements for small businesses?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Can performance standards for small businesses replace design or operational standards without hindering delivery of the regulatory objective?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.
- **Are there alternative regulatory methods that would minimize the adverse impact on small businesses?**
No, participation in this program for generators is voluntary and to the extent a regulated entity is a small business, there are no changes to existing requirements.