

THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS
NOTICE OF PUBLIC HEARING

Notice is hereby given that the Massachusetts Executive Office of Energy and Environmental Affairs, under its authority pursuant to M.G.L. Chapter 21I, Sections 4, 9 in conformance with M.G.L. 30A, will hold a public hearing on proposed amendments to 301 CMR 41.00 *Toxic or Hazardous Substance List*. These regulations implement changes to the list of chemicals made by the Administrative Council on Toxics Use Reduction, pursuant to the statutory amendments to the Toxics Use Reduction Act (TURA, Chapter 21I) made in 2006. **Please note that this meeting is being conducted remotely.**

On August 10, 2023, pursuant to M.G.L. c. 21I, the TURA Administrative Council voted to add a substance category of Didecyl Dimethyl Ammonium Chloride (DDAC) and Alkyl Dimethyl Benzyl Ammonium Chloride (ADBAC) subgroups of Quaternary Ammonium Compounds as identified as EPA registered products in the EPA Final Workplan Registration Reviews in Docket Number EPA-HQ-OPP-2015-0740 (document ID EPA-HQ-OPP-2015-0740-0004, March 2017) and Docket Number EPA-HQ-OPP-2015-0737 (document ID EPA-HQ-OPP-2015-0737-0004, March 2017).

The proposed amendment would implement the Council's decision by amending the Toxics or Hazardous Substance List regulations 301 CMR 41.00; specifically, to add 301 CMR 41.03(18) listing this category.

A public hearing will be conducted via Zoom meeting at 1 p.m. on July 25, 2025 to receive comments on the proposed amendment. Testimony may be presented orally or in writing at the hearing. Meeting access information is below:

Public Hearing on Revisions to TURA Toxic or Hazardous Substance List

Time: 1pm – 3pm Eastern Time (US and Canada), July 25, 2025

Join Zoom Webinar: <https://zoom.us/j/97159489949>

Webinar ID: 971 5948 9949

Find your local number: <https://zoom.us/u/azd3dmqeG>

Simultaneous interpretation, including ASL, will be provided at this virtual hearing in the following languages: Spanish, Portuguese, Chinese, Haitian Creole, and Vietnamese. Testimony may be presented orally at the public hearing or in writing.

Written testimony will be accepted until 5 p.m. on August 8, 2025. Written testimony should be submitted via email to Tiffany Skogstrom at tiffany.skogstrom@mass.gov or via mail to: Tiffany Skogstrom, Executive Director TURA Administrative Council, Executive Office of Energy and Environmental Affairs, 100 Cambridge Street, 10th Floor, Boston, MA 02114. Copies of the proposed regulations are available on the Executive Office of Energy and Environmental Affairs web site at <https://www.mass.gov/doc/proposed-revisions-to-301-cmr-4103-2025/download>, or may be obtained by sending an email or calling Tiffany Skogstrom at 857-275-1561.

Reasonable accommodations for people with disabilities are available upon request. To submit a request for an accommodation please email eeadiversity@mass.gov or call 617-872-3270, and an ADA Coordinator will receive your request. Please include a description of the request in as much detail as possible and a way we can contact you if we need more information. Please allow

at least two weeks (14 days) advance notice. Last minute requests will be accepted but we may be unable to fulfill the request.

Translations of this notice are available in Spanish, Portuguese, Chinese, Haitian Creole, and Vietnamese at <https://www.mass.gov/tura-regulations-and-amendments>.

This document contains important information. Please have it translated immediately.

В данном документе содержится важная информация. Вам необходимо срочно сделать перевод документа.

Este documento contiene información importante. Por favor, consiga una traducción inmediatamente.

**هامة معلومات على الوثيقة هذه تحتوي
فوراً ترجمتها يرجى.**

Docikman sa gen enfòmasyon enpòtan. Tanpri fè yon moun tradwi l touswit.

Questo documento contiene informazioni importanti. La preghiamo di tradurlo immediatamente.

Este documento contém informações importantes. Por favor, traduza-lo imediatamente.

**此文件含有重要信息。
请立即找人翻译。**

본 문서에는 중요한 정보가 포함되어 있습니다. 본 문서를 즉시 번역하도록 하십시오.

Tài liệu này có chứa thông tin quan trọng. Vui lòng dịch tài liệu này ngay.

ເອກະສານສະບັບນີ້ ບັນຈຸຂໍ້ມູນສຳຄັນ. ກະລຸນາເອົາເອກະສານສະບັບນີ້ໄປແປອອກ ຢ່າງບໍ່ລ່າ.

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Ce document contient des informations importantes. Veuillez le faire traduire au plus tôt.

Small Business Impact Statement <i>(As required by M.G.L. c. 30A §§ 2, 3 & 5)</i>		
CMR No: 301 CMR 41:00 Toxic or Hazardous Substance List		
Estimate of the Number of Small Businesses Impacted by the Regulation: 3-10		
Select Yes or No and Briefly Explain		
Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Will small businesses have to create, file, or issue additional reports? Manufacturers covered by the regulation and using more than the threshold amount of the substance category will be required to file an annual report with the Massachusetts Department of Environmental Protection (MassDEP) in regard to the newly listed substance category.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to implement additional recordkeeping procedures? Manufacturers required to file annual reports must develop and use a chemical tracking system to keep track of the amount of the reportable chemical purchased and used on site; the amount released to the workplace and environment, or generated as waste during manufacturing operations; and the amount of the chemical incorporated into products and sold in commerce. However, the manufacturers anticipated to be affected by this listing are already required to track chemical use for TURA-reportable chemicals or for waste or emissions reporting, so this proposed amendment would not be expected to place new requirements on any new filers.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Will small businesses have to provide additional administrative oversight? All manufacturers expected to be covered by the regulation are already TURA filers and will not need to provide additional oversight.
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? All manufacturers expected to be covered by the regulation are already TURA filers and will not need to hire additional employees to comply.
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.)? All manufacturers expected to be covered by the regulation are already TURA filers and will not need to hire other professionals to comply.
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? Manufacturers subject to TURA are not required to make any capital investment to comply with the regulation.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Are performance standards more appropriate than design standards? TURA is neither a performance nor a design standard, but employs right to know disclosure and what has been termed a "management" standard. It leaves the decision of whether to switch chemicals or make manufacturing process changes up to the manufacturer based on the self-evaluation of their business needs. This approach ensures that manufacturers subject to TURA only undertake changes that are technically and financially feasible and make good business sense.

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? All manufacturers expected to be covered by the regulation are already TURA filers and will not need to cooperate with any new types of enforcement activities.
Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Will the regulation have the effect of creating additional taxes and/or fees for small businesses? The reports that are submitted to the MassDEP and signed by a senior management official are accompanied by an annual reporting fee. If a facility reduces use below threshold, the fee no longer applies. The fee varies by the size of the manufacturing business (number of employees), with smaller manufacturers paying significantly less than larger manufacturers.
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? All manufacturers expected to be covered by the regulation are already TURA filers and will not need to provide additional educational services.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Is the regulation likely to <i>deter</i> the formation of small businesses in Massachusetts? The regulation will not meaningfully impact the or deter the formation of small businesses in Massachusetts.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Is the regulation likely to <i>encourage</i> the formation of small businesses in Massachusetts? The regulation will not meaningfully impact the or encourage the formation of small businesses in Massachusetts.
Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Can the regulation provide for less stringent compliance or reporting requirements for small businesses? TURA specifically exempts manufacturing businesses with fewer than ten full-time equivalent employees. The law also allows manufacturers to remove themselves from the regulatory requirements by reducing use below threshold amounts.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Can the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses? All large quantity toxics users are subject to the same reporting and compliance requirements. The statute requires they be treated equally and does not allow for less stringent schedules or deadlines for compliance.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Can the compliance or reporting requirements be consolidated or simplified for small businesses? All large quantity toxics users are subject to the same reporting and compliance requirements. The statute requires they be treated equally and does not allow for consolidation or simplified reporting. However, the TURA Program may assist small manufacturing businesses with compliance by targeting assistance services, outreach, research, and grant programs to users of substances on the TURA List.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Can performance standards for small businesses replace design or operational standards? No. The TURA statute sets out a standard that leaves the responsibility for deciding to make changes or switch to an alternative chemical, or to do nothing at all, up to regulated entities.
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Are there alternative regulatory methods that would minimize the adverse impact on small businesses? None have been identified by the program that are within its statutory discretion.

Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	<p>Were any small businesses or small business organizations contacted during the preparation of this document? If so, please describe</p> <p>Announcement of the public meetings with an agenda was sent to the list of TURA program stakeholders that are notified of each Administrative Council and Advisory Committee meeting. Those contacted included stakeholders and trade associations, many of which participated in these meetings.</p>
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<p>Are there regulations of the promulgating agency, or of another agency or department of the commonwealth, which may duplicate or conflict with the proposed regulation?</p> <p>No.</p>