

COMMONWEALTH OF MASSACHUSETTS EXECUTIVE OFFICE OF **ENERGY AND ENVIRONMENTAL AFFAIRS** DEPARTMENT OF ENERGY RESOURCES

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Maura T. Healey Governor

Kimberley Driscoll Lt. Governor

Rebecca L. Tepper Secretary

Elizabeth Mahony Commissioner

NOTICE OF PUBLIC COMMENT AND HEARING

Notice is hereby given that the Massachusetts Department of Energy Resources (DOER), acting under statutory authority of Chapter 25A of the General Laws, and in conformance with Chapter 30A of the General Laws, is holding a public hearing on 225 CMR 26.00, Massachusetts Offers Rebates for Electric Vehicles (MOR-EV) Program (Regulations). The MOR-EV program was most recently updated as part of the Act Driving Clean Energy and Offshore Wind, St. 2022, c. 126, § 41, and is codified at M.G.L. c. 25A, § 19.

A public hearing will be conducted to receive verbal and written comments on the proposed regulations.

Location: Virtual Hearing via Zoom

https://zoom.us/meeting/register/tJAocu-pqz4sGte7vGgKhyXHIEEkt6jKKmYs

September 19, 2023 from 1:00 to 3:00 PM Date:

Verbal and written testimony will be accepted at the hearing; however, parties are requested to provide written copies of their testimony. Written comments will be accepted beginning on September 8, 2023 and ending at 5 pm on September 19, 2023. Please submit written comments to Catie Snyder, via email, to catie.snyder@mass.gov. Copies of the proposed regulations and the registration link may be obtained from the DOER website www.mass.gov/doer or by contacting Catie Snyder at catie.snyder@mass.gov.

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 26.00 Estimate of the Number of Small Businesses Impacted by the Regulation: Minimal, if any, as detailed below Select Yes or No and Briefly Explain Yes Will small businesses have to create, file, or issue additional reports? \boxtimes To the extent dealerships meet the "small business" standard, participation by licensed MA dealerships is voluntary. Dealerships that elect participation in a point of sale rebate program will have compliance obligations, including submitting required documentation associated with the purchase of an eligible vehicle seeking rebate issuance. Will small businesses have to implement additional recordkeeping procedures? Yes No \boxtimes It is unlikely that participating dealerships will need to keep any additional records because the existing documentation for eligible purchases or leases received through the online portal will be sufficient. Yes No Will small businesses have to provide additional administrative oversight? \boxtimes No. Yes No Will small businesses have to hire additional employees in order to comply with the proposed \boxtimes regulation? No. Does compliance with the regulation require small businesses to hire other professionals (e.g. a lawyer, Yes No \boxtimes accountant, engineer, etc.)? No. Yes No Does the regulation require small businesses to purchase a product or make any other capital \boxtimes investments in order to comply with the regulation? No. Yes No Are performance standards more appropriate than design/operational standards to accomplish the \boxtimes regulatory objective? No; not applicable. Yes Do any other regulations duplicate or conflict with the proposed regulation? No \boxtimes Does the regulation require small businesses to cooperate with audits, inspections or other regulatory Yes No \boxtimes enforcement activities? DOER reserves the right to audit or inspect participating dealerships in this voluntary program. Does the regulation require small businesses to provide educational services to keep up to date with Yes No \boxtimes regulatory requirements? DOER will oversee the development of training resources, webinars, and other materials that will be made available to dealerships at no cost. Any other education about requirements is likely to be provided in their normal course of business. Yes No Is the regulation likely to *deter* the formation of small businesses in Massachusetts? \boxtimes No, the regulation formalizes participation in a voluntary program.

Yes	No	Is the regulation likely to <i>encourage</i> the formation of small businesses in Massachusetts? No.
Yes	No 🖂	Does the regulation provide for less stringent compliance or reporting requirements for small businesses? No.
Yes	No 🖂	Does the regulation establish less stringent schedules or deadlines for compliance or reporting requirements for small businesses? No.
Yes	No	Did the agency consolidate or simplify compliance or reporting requirements for small businesses? No.
Yes	No 🖂	Can performance standards for small businesses replace design or operational standards without hindering delivery of the regulatory objective? Not applicable.
Yes	No	Are there alternative regulatory methods that would minimize the adverse impact on small businesses? The regulations are voluntary for all businesses, including small businesses; however, DOER will prioritize minimizing the regulation's impact on small business during the implementation process.