

From: noreply@formstack.com
Sent: Wednesday, October 21, 2015 2:45 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/21/15 2:43 PM

Name (optional):: Patrick Sullivan

Company/Organization (if applicable) (optional):: 28 Business Council

Address (optional)::

Primary Phone (optional)::

Email (optional)::

CMR Number (If known): :

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: Massachusetts Executive Office of Energy and Environmental Affairs

Describe the regulatory issue or observation::

1. Support the inclusion of an Expedited Reporting/Certification Process (ER/CP) as a key component in the Regulation Reform of the current Rideshare Regulation.
2. Amend the language of M.G.L. Chapter 30, Section 61 to include a new regulation requiring that project applicants for major real estate and infrastructure projects work with and become a member of the local TMA.

Suggestions for improvements to the regulation::

1. Under the provisions of the Massachusetts DEP's Rideshare regulation, some companies in the Commonwealth are required to survey employees bi-annually and submit annual reports that identify the number of employee commute trips by mode with the goal of reducing drive alone trips by 25%. Reductions of this size are typically achieved through substantial investment in TDM programs and incentives. The inclusion of an ER/CP will adjust the focus of the regulation from surveying/reporting to implementation of Transportation Demand Management (TDM) measures with the intent of developing a more effective regulation that – as indicated by the results of the MassCommute DEP Rideshare Regulation survey of TMA and non-TMA members conducted in 2010 and 2011- will encourage greater private investment in TDM resulting in increased promotion of and participation in commuter options programs by employees.

2. Transportation Management Associations (TMAs) are public-private partnerships that promote transportation demand management (TDM) measures in cooperation with developers, businesses, institutions, and municipalities. TMAs plan, implement, market, and promote transportation options such as bus/rail commuting and commuter shuttles, car/vanpools, bicycling, walking, and telecommuting to increase mobility, improve air quality, reduce traffic congestion, facilitate adherence to environmental and regulatory policies, reduce parking demands, and promote economic and smart growth development. TMAs work directly with many of the largest employers and institutions within their geographic area. Additionally, TMAs also share close relationships with planners and public works official on the municipal level. These relationships allow TMAs to develop transportation demand management programs that meet the very specific needs of those who work and or live in the TMA region and throughout the state. As such, local TMAs and MassCommute, the Statewide TMA Council are ideally situated to leverage these connections, communications channels, and programming efforts to implement an enhanced Section 61 requirements that will support the Commonwealth as it strives to meet its commitments through MEPA and the Global Warming Solutions Act.

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Sent: Tuesday, October 20, 2015 3:43 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/20/15 3:42 PM

Name (optional):: Robbo Holleran
Company/Organization (if applicable) (optional):: Licensed Forester #397
Address (optional):: [REDACTED]
Primary Phone (optional):: [REDACTED]
Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: DCR, NHESP

Describe the regulatory issue or observation::

Since the Commonwealth has a rigorous licensing for foresters, and Chapter 132 Forest Harvesting Regulations, there is no need for DCR foresters to scrutinize the details of harvest plans. This must take a tremendous amount of man-hours, and adds to the expense to landowners. It also slows down the commerce of forest management. If a Harvest Plan is signed by a licensed forester, there should be no further review. Obviously if a forester creates a violation, then his license would be in jeopardy. This would free up state foresters for other duties like public education and state land management. On another note, the natural heritage review under NHESP is designed to protect threatened and endangered species. The primary protection for these species is to keep forestlands as forest. And the best means to that end is to allow landowners to make a reasonable return on their investment through forest management. NHESP unnecessarily holds up any harvesting that impacts their "mapped bubbles". They often have no idea what practices might actually protect the species (such as winter harvesting, leaving certain species/stocking/trees, or creating daylight) and are "flying by the seat of their pants" in decision-making. These mapped bubbles are often ambiguous and possibly incorrect. I had one where regular rattlesnake plantain had been misidentified as "dwarf rattlesnake plantain". I had another where the whole streamside area was designated to protect a dragonfly. Normal harvesting would retain a forest alongside the stream, but allow for some harvesting. The state forester actually recommended to me to "not include" that portion in the

cutting plan so as to not involve a NHESP review. So this process needs to be streamlined for normal forest management. We are not paving anything.
Thank you, Robbo Holleran

**Suggestions for
improvements to the
regulation::**

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Sent: Tuesday, October 20, 2015 11:51 AM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/20/15 11:51 AM

Name (optional):: Tolle Graham

Company/Organization (if applicable) (optional):: Massachusetts Coalition for Occupational Safety and Health

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 301 CMR 40:00

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: EEA TURA regulations

Describe the regulatory issue or observation:: MassCOSH is writing in support of the pending proposal to modernize the fee structure for the Toxics Use Reduction Act (TURA) Program proposed by the TURA Program partners. MassCOSH is an appointed member on the TURA Advisory Board. Modifying the fee structure to support the implementation of TURA is necessary and timely despite any strain the business community may express.

Massachusetts workers and communities have benefited from the work of the TURA Program over the last twenty-four years with significant reductions in use of carcinogenic and hazardous chemicals, use of innovative approaches to toxic use reduction strategies including energy and water consumption reductions while creating savings for businesses.

Suggestions for improvements to the regulation::

In order for TURA to keep to its mission it is important that the fees associated with the mandatory reporters are updated and adjusted for inflation. Annual fee increases are statutorily mandated but have not been implemented since the fees were originally set in 1991. It is reasonable and necessary to update the fees.

It has become more and more difficult to sustain these milestones because the fees are not keeping up with the costs of the three program agencies which can no more avoid inflation than anyone else. The outdated fee structure has resulted in staff cutbacks in the three program agencies. This affects: technical

assistance, training, research in toxics use reduction and resource conservation, as well as the necessary enforcement of the reporting and planning requirements and analysis and use of the TUR data. These reductions threaten to have an impact on the goals of the program: progress in TUR, savings for Massachusetts industries, and health and environmental benefits.

The TURA program partners have prepared a thoughtful evaluation of options for increasing the fees which are all reasonable approaches to accomplishing the goals of bringing the fee structure in line with statutory requirements while providing the TURA Program with the funds necessary to continue its important work, and taking into account the limitations of the budgets of small businesses.

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From: [REDACTED]noreply+dc85190d53499b43@formstack.com>
Sent: Monday, October 19, 2015 2:18 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

x

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/19/15 2:18 PM

Name (optional):: Mark Monique

Company/Organization (if applicable) (optional):: Savogran Company

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 301 CMR 50

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: DEP

Describe the regulatory issue or observation::

- The regulations promulgated under the Toxic Use Reduction Act of 1989, MGL c. 211, should be subject to review under Executive Order (EO) 562.
- EO 562 pertains only to regulatory review, not statutory reform. There is a clearly demonstrated need a need for both.
- Chemical-related industries are important to the Commonwealth's economy. Manufacturers, users and distributors of chemicals are the 2nd largest sector in the state, and generate \$9 billion in revenue, \$1.7 in payroll and provides 16,740 direct jobs and 40,955 related jobs.
- Massachusetts manufacturers, users and distributors of chemicals pay nearly 100% of the administrative, research, enforcement, programmatic, marketing, and technical assistance costs associated with TURA.
- Despite the presence of TURA, the Commonwealth's reduction in chemical waste is not remarkably different from that of the same industries in other states. Recent data show that, while the Commonwealth significantly reduced TRI Core Chemical waste between 1994 and 2013 (40%), so did Connecticut (85%); California (47%); New Jersey (51%); Pennsylvania (25%); Ohio (38%); and North Carolina (55%). TRI was the best comparative vehicle available seeing that TURA state-to-state options were not possible because Massachusetts is the only state in the nation with such a program. According to the most recent data available, greater than 90 percent of large quantity TUR filers in Massachusetts file for federal TRI chemicals as well as for state TUR chemicals; and greater than 75 percent of chemical releases and effluents

transfers reported under the TUR program were for TRI chemicals.

**Suggestions for
improvements to the
regulation::**

- Reduce Planning Frequency from every two years to every five years.
- Reduce the hours required for recertification of Toxic Use Reduction Planners (or TURPs) from 30 to 24 every two years to 15 and 12.
- Provide access to waivers for industries that require the use of listed chemicals to comply with State, Federal, and Local Regulations or to meet bidding specifications of federal and state contracts.
- Reject fee Increases. The cost of the TUR Program, including the funding of staff at MassDEP, OTA and TURI, is funded almost entirely by fees assessed on industries using listed chemicals. MCTA strongly opposes any increase in fees, which put an economic hardship on members and places them at a disadvantage when competing with out-of-state businesses.
- Eliminate TURI's community grant program. While laudable, industry members who contribute millions of dollars annually to community programs ranging from the United Way and youth sports to earth Day and the open space acquisition, should not be funding a program that provides grant funding for non-industry related purposes.

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From: [REDACTED] <noreply+1f8f8418984abce9@formstack.com>
Sent: Monday, October 19, 2015 12:06 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform
Categories: Red Category

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/19/15 12:05 PM

Name (optional):: Erica Boyle

Company/Organization (if applicable) (optional):: Renewable Energy Systems LLC

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 225 CMR 16

General Regulatory Themes:: Building Codes/Accessibility Standards

Please list the Agency or Agencies affiliated with this regulation::

Describe the regulatory issue or observation::

Suggestions for improvements to the regulation::

We specialize in Solar Thermal installations and have just completed a large install at the Mass Maritime Academy with the first Revenue Grade thermal metering package in anticipation of these regs being passed

It would be very helpful to have clear language. After reading the regs it is extremely confusing to know what kind of rebate customers are going to get through this program. We need to understand what the formula will be for calculating the \$
For the Mass CEC rebate it is 75 x SRCC Cat D mildly cloudy rating X number of collectors
Hopefully the APS formula will use Cat C (even New Hampshire uses CatC)

Also will both rebates be available to each customer both commercial and residential

It is critical for the industry to be clear on incentives and rebates. We

cannot figure paybacks without hard numbers.

The most generous incentive package possible will really help because of the low cost of natural gas right now. We need paybacks in the 4 year range to make this viable on a commercial level. This would require both the APS and the CEC rebates to be in place.

Finally we would like to see NABCEP certification required for all installers. This will help to insure that installs are done properly.

Thank you for your efforts!

Erica Boyle
RES

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Sent: Saturday, October 17, 2015 5:24 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Categories: Red Category

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/17/15 5:24 PM

Name (optional):: Donna Turley

Company/Organization (if applicable) (optional):: Glickman Turley LLP

Address (optional)::

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: Department of Agricultural Resources

Describe the regulatory issue or observation::

Proposed 330 CMR 30

Emergency Order B052605 which was issued in 2005 and never followed up with authorized regulations.

Pet Shop Policy issued March 13, 2015 expanding the definition of pet shop to pet supply stores.

Suggestions for improvements to the regulation::

This regulation seeks to regulate entities over which MDAR has no statutory authority. The Department references Chapter 129, Section 2 which does not address the regulation of non-profits, only the regulation of animals exposed to disease. Many of the regulations proposed are not supported by empirical evidence.

Regarding the pet shop policy, Chapter 129, Section 39A does not authorize the expansion of regulation.

If Governor Baker has tried to limit government, MDAR has not been notified.

Shelters and rescues are already heavily regulated by the AG, Secretary of State, and IRS. MDAR should not add a layer of complexity under the

auspices of addressing animal health when in fact it appears to be a vendetta against domestic animal rescue and shelters. The largest and most respected animal welfare organizations, including the MSPCA, have raised these concerns with the MDAR and their suggestions and requests have been ignored. MDAR should stick to animal health.

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From: [REDACTED] <noreply+fbee47d585750d81@formstack.com>
Sent: Wednesday, October 14, 2015 9:32 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform
Categories: Red Category

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/14/15 9:31 PM

Name (optional):: Linda Murphy

Company/Organization (if applicable) (optional):: Mass Coalition To End Puppy Mills

Address (optional)::

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Doing Business in MA

Please list the Agency or Agencies affiliated with this regulation:: MDAR

Describe the regulatory issue or observation::

MA Pet Store Regulations 330 CMR 12:00
12:05 Restriction on Sale
Specifically the requirement that only minimal information need be provided for consumers on the source of the puppies for sale. "THE FOLLOWING INFORMATION IS ALWAYS AVAILABLE ON ALL OF OUR PUPPIES: THE PUPPY'S DATE OF BIRTH, CITY/TOWN AND STATE OF BIRTH, ..."

The Mass Coalition To End Puppy Mills believes this Massachusetts regulation does not meet the standards set forth in the Federal Fair Packaging and Labeling Act.
Fair Packaging and Labeling Act

Rule Summary:

The Fair Packaging and Labeling Act (FPLA or Act), enacted in 1967, directs the Federal Trade Commission and the Food and Drug Administration to issue regulations requiring that all "consumer commodities" be labeled to disclose net contents, identity of commodity, and name and place of business of the product's manufacturer, packer, or distributor. The Act authorizes additional regulations where necessary to prevent consumer deception (or to facilitate value comparisons) with respect to descriptions of ingredients, stock fill of

packages, use of "cents-off" or lower price labeling, or characterization of package sizes. The Office of Weights and Measures of the National Institute of Standards and Technology, U.S. Department of Commerce, is authorized to promote to the greatest practicable extent uniformity in State and Federal regulation of the labeling of consumer commodities.

While it is possible this Act has not yet been applied to animals we believe the intent and purpose of the Act is clear. The Act clearly states that --- information be provided on the manufacturer, source, distributor of a product so as to prevent consumer deception and allow value comparison. Further, under the current system of production, distribution and sale, pet store puppies meet the definition of "consumer commodity" or "product".

**Suggestions for
improvements to the
regulation::**

We believe updated MA Regulations requiring cards on each cage with the name and address of the breeder and distributor/broker is in order to assist consumers in making the most informed decision possible. Similar measures have most recently been enacted in Rhode Island and New Jersey.

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To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/14/15 1:26 PM

Name (optional):: Sheryl Blancato

Company/Organization (if applicable) (optional):: Second Chance Animal Shelter

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 330 (for pet shop regulations) and chapter 140 of the law for other animal related regulations

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: Dept. of Agricultural Resources, Division of Animal Health

Describe the regulatory issue or observation::

The issue is that this department implemented rules and regulations, circumventing the legislative process. They have issued "emergency orders" that are 10 years old but still being used. This department has continued to try and push non-profit animal shelters to be licensed as pet shops. The law clearly states shelters are exempt from pet shop licensing.

Did you know that shelters are forced to undergo a 48 hour quarantine and get a new health certificate if one of our pets crosses the threshold of a store that has a pet shop license? This means that no adoption event can be done at ANY store that has a pet shop license because they sell fish, mice, rats. Obviously no shelter would align themselves with a store that sold dogs or cats (which most likely came from puppy mills). This has virtually shut down pet adoptions at all Petco's, Petsmarts, Tractor Supply, and any other independent pet supply store. This has had a significant impact on the lives of pets and financially on the shelters that need venues such as this to help get homeless pets adopted and help pet owners by providing vital information on pet ownership.

While animal welfare organizations have no issue with reasonable regulations and understand that there are groups hoping to "regulate" to import dogs for

sale, that is not what shelters based in Massachusetts do.

These rules and regulations have created financial hardships for shelters already struggling to survive, caused a significant decrease in pet adoptions and put more pets at risk for euthanasia across the state, and serve no purpose in protecting pets or the public.

Suggestions for improvements to the regulation::

An outside investigation of these rules and regulations is needed. Reasonable regulations that promote sound animal welfare practices and protect pets and the public should be the only regulations used.

Elimination of the Div. of Animal Health from trying to force shelters to follow pet shop licensing rules, especially regarding the issue listed in the "observation" section. Legal counsel for shelters have stated that there is no basis in law for shelters being forced to have a 48 hour quarantine just because they cross the threshold of a store with a pet shop license. The legal definition of the law that states that this must be done for any pet that the shelter "receives" is not met. At no time does the ownership of the pet transfer from the shelter to the pet store.

In addition, the relationship between animal welfare organizations and the dept. of agriculture has been difficult at best. Questions or suggestions have been met with harsh criticism and at times harassment. Few shelters will even contact the Div. of Animal Health for fear of intimidation and retaliation. I have many many email conversations to support these statements.

I would also refer you to the public hearing conducted in August of 2013 regarding further pending regulations. At this hearing two scientists noted that the data they had clearly showed that animal shelters were not the disease causing places that the div. of animal health had stated that was the basis for these regulations. In fact, the opposite was the case.

Please feel free to contact me for any further documentation or information on this subject. You can reach me through the shelter phone number above or email. Thank you for the opportunity to speak out about this important issue.

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From: [REDACTED] <noreply+d40bec76206ba3fd@formstack.com>
Sent: Friday, October 09, 2015 3:55 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

x

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/09/15 3:55 PM

Name (optional):: lee greenwood

Company/Organization (if applicable) (optional):: Best Friends Animal Society

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 330 CMR 12.07(1)

General Regulatory Themes:: Licensing and Permitting

Please list the Agency or Agencies affiliated with this regulation:: Department of Agricultural Resources

Describe the regulatory issue or observation::

Under the current interpretation of the regulation in question, the Department has stated that, "All licensees shall isolate all dogs and cats received from sources within or outside of the Commonwealth in a room meeting the requirements of 330 CMR 12.03(2) for a minimum period of 48 hours prior to being offered for sale, barter, gift or other exchange."

This 48 hour "quarantine" period effectively has ended the practice of animal rescue organizations from holding animal "meet and greet" adoption events at participating pet stores. These rescue organizations rely on these "meet and greet" events as a major driver of their public interface and they serve as a fantastic tool to match potential adopters with adoptable animals.

To be clear, at no time during these events does ownership of the animal transfer from the rescue organization to the pet stores. The animals always stay under the control of the rescues and their volunteers provide the needed care and supervision. No one from the pet store engages with the animals.

And while I recognize and appreciate the Department's desire to protect the public, the interpretation of this regulation goes too far.

This and other similar regulations were enacted at a time when there was widespread sales of animals in the pet stores. However, in these instances

the regulations are not impacting animals owned by the store or under the store's control, so the regulation should not even apply to the animals under the rescue organization's care and control. In other words, the intended target of the regulations was never meant to be animals under the control and ownership of a third-party organization.

Finally, there is a real and dangerous impact from regulations like this. As the number of animals adopted from these rescue organizations decreases it will increase the strain on our municipal and private animal shelters. Rescue organizations serve as a life-saving and integral tool in our ability to maintain a steady flow of animals into adoptive homes. If we clog up that free-flow, as we're doing under the current regulatory scheme, it will inevitably result in more animals being needlessly killed in our shelters; animals that could otherwise make great family pets.

**Suggestions for
improvements to the
regulation::**

Only reputable rescue organizations can and should be permitted to hold these events in participating pet stores. In addition, the animals that are brought into the stores should all be fully and appropriately seen by veterinarians and be up to date on all their applicable vaccinations.

If an animal is healthy and screened then the Department should allow the pet stores to welcome these rescue organizations and their animals into the stores. If necessary there could be a provision that requires the "meet and greet" events to be held in a segregated part of the store.

This is a solvable problem and we all want the same thing, to protect the public and increase the adoption rates in our state.

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Sent: Friday, October 09, 2015 2:18 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/09/15 2:17 PM

Name (optional):: Elizabeth Saunders

Company/Organization (if applicable) (optional):: Clean Water Action

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 310 CMR 50

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: Department of Environmental Protection
Office of Technical Assistance
Toxics Use Reduction Institute

Describe the regulatory issue or observation:: Massachusetts has reaped significant benefits from the work of the Toxics Use Reduction Act (TURA) Program over the past twenty-five years. The accomplishments of the program as outlined in "Toxics Use Reduction Act Fees: Summary of Recommendation," distributed by TURA in 2014, are impressive. That Large Quantity Toxics Users reduced their toxic chemical use by 40% and 23% in the first 10 and second 12 years of the program respectively, is a significant accomplishment. That chemical releases were reduced by 90% and 73% during the same respective periods is astonishing. And, furthermore, that these accomplishments have been accompanied by cost savings and improved competitive advantage for the businesses involved is a real testament to the fact that this is a program that is beneficial to a wide range of interests and should be fully supported and maintained as it was originally intended.

Suggestions for improvements to the regulation:: My only suggestion for improvement to the regulation is that the fees structure for the TURA Program should be modernized in accordance with the mandate of the original TURA law. I was shocked to learn recently that the fees have never been increased since they were first set in 1991, despite the fact that an annual increase is statutorily mandated. An unequivocal reason for proceeding with this proposal is that it is required by law.

An equally important reason for proceeding with the fee increase is that the

TURA Program has had significant successes which have resulted in improvements to public health and environmental health while realizing cost savings for businesses. However, with the income from the program remaining constant while costs increased over time due to inflation, the Program partners have had to cut back on staff and other expenses, thus reducing their ability to be effective.

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From: [REDACTED] <noreply+2857b0184bcab610@formstack.com>
Sent: Friday, October 09, 2015 1:04 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/09/15 1:04 PM

Name (optional):: Jeff Thompson

Company/Organization (if applicable) (optional):: Liquid Environmental Solutions

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: MDEP

Describe the regulatory issue or observation:: Holding Tank Regulations

Suggestions for improvements to the regulation::

We operate a Centralized Wastewater Treatment (CWT) plant in Attleboro, Massachusetts. The Department of Environmental Protection's holding tank regulations, 314 CMR 18.00 Industrial Wastewater Holding Tank and Container Construction, Operation and Record Keeping Requirements, are unfair and restrictive. Specifically we find section 314 CMR 18.05, burdensome. It states, with very few exceptions, that non-hazardous industrial holding tank waste must be shipped to a licensed Treatment, Storage and Disposal Facility (TSDF). As such, industries that utilize holding tanks for non-hazardous industrial wastes cannot ship their waste to us. As a CWT, this requirement severely limits our growth, adds unnecessary cost to Massachusetts industries, and is not protective of the environment. Our CWT facility is specifically permitted by the MDEP to accept and treat industrial waste. Additionally, we are required to meet stringent federal CWT discharge limits. We believe that TSDF facilities are not required to meet these same federal CWT non-hazardous industrial waste discharge limits.

We understand that the Massachusetts holding tank regulations were developed prior to the existence of CWT's.
Please amend 314 CMR 18.05 so that non-hazardous industrial waste from

holding tanks can be shipped to CWT's as well as TSDF's.

Thank you for the opportunity to provide this comment.

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Sent: Thursday, October 08, 2015 4:14 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/08/15 4:13 PM

Name (optional):: Jason Fleury

Company/Organization (if applicable) (optional):: WeCare Organics, LLC

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 330 CMR 31.00

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: MDAR

Describe the regulatory issue or observation:: I have spoken to MDAR as soon as we were made aware of this regulation and the problems with the way the regulation is written. This regulation runs absolutely counter Mass DEP new Food Waste Ban. This regulation in short makes any place that sells compost almost unsellable. This also makes basically every municipality which gives away compost subject to fines. Which I have started letting each town, City or County know about this regulations so they too will say something about how bad this regulation is. I would not open any compost facility in the State of Mass with these regulations as written and if I was the farming community I too would shut the barn doors and move to a different state.

Suggestions for improvements to the regulation::

Various groups commented on the Draft regulation. To my knowledge the MDAR didn't even tell the people who commented that this regulation was going into effect. Very simple would be to say in the regulation biosolids and compost are exempt from the regulation most of the problems would go away. Farmers will still have issues with this due to the fact they can't spread their material for many months of the year but if you do not make biosolids and compost exempt you are basically making it against the law in marketing the end material. The only other option is to void the whole regulation and start over. Which is really what needs to be done. You can also e-mail or call me and I can explain in more detail why this is such

a huge problem in a regulation.

Thank you for the time to comment and I really hope someone reads and works on this regulation.

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Sent: Wednesday, October 07, 2015 4:52 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Red Category



Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/07/15 4:52 PM

Name (optional):: may di angelis

Company/Organization (if applicable) (optional)::

Address (optional)::

Primary Phone (optional)::

Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: mdar

Describe the regulatory issue or observation:: Chapter 193
Mandatory placement of animals should be a requirement of all ACO training. Currently an ACO can kill a stray animal after 7 days. Many do not put forth the effort to work with rescue to rehome an animal
As the public is finding this out there are movements for change.
Right now every homeless animal in MA could be saved (save for the dangerous ones and irremediably sick or injured) if a Rescue Access Law was put into place.

Suggestions for improvements to the regulation:: Once upon a time, what the public wanted from animal control departments was to be kept safe from dangerous dogs and the deadly diseases they might carry (and to make sure that they didn't step in dog poop on their walk to the grocery store). Now, however, the public also wants to know that their local agencies are humane-minded, compassionate places working alongside other community animal welfare groups to stop animal cruelty and reduce euthanasia.
Lifesaving programs such as rescue, fostering, and animal transfer save money, and agencies can also take on animal problems in their communities

by embracing two fundamental concepts that government departments often shy away from: engaging in external fundraising, and welcoming volunteers into the work of the department. This is a compilation of various ACOs comments throughout the country.

Rescue Access Laws that require animal control officers and holding facilities to contact 501c3 certified rescues for appropriate transfer of their stray animals before killing them or determining them unadoptable when they very likely could be too stressed or anxious to properly be assessed/evaluated.

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To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Follow Up Flag: Follow up
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Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/07/15 4:52 PM

Name (optional):: may di angelis

Company/Organization (if applicable) (optional)::

Address (optional)::

Primary Phone (optional)::

Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: mdar

Describe the regulatory issue or observation::

Chapter 193
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Right now every homeless animal in MA could be saved (save for the dangerous ones and irremediably sick or injured) if a Rescue Access Law was put into place.

Suggestions for improvements to the regulation::

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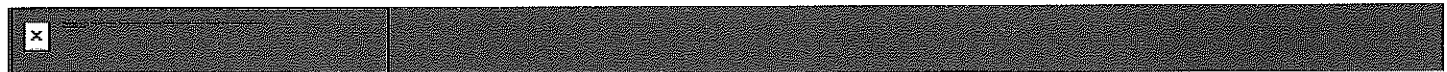
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To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform



Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/07/15 4:17 PM

Name (optional):: mary di angelis

Company/Organization (if applicable) (optional)::

Address (optional)::

Primary Phone (optional)::

Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: mdar

Describe the regulatory issue or observation::

MDAR oversees ACO facilities and ACO training but not ACO non-compliance.
The DA enforces ACO non compliance if the city/town is non responsive. This causes a huge miss connect.
Although the ACO is required to keep records there is no state reporting requirement. Getting information from each city and town individually is virtually impossible. Delays upon delays with first hand knowledge often met with these delay tactics and no enforcement of non compliance.

We have no idea how many stray animals MA takes in each year or what happens to them!
There is a Huge disconnect here. We have the rules in place. We have the reporting that is mandated. But there is no one connecting the dots to get that information out so we can see how MA is doing and what needs to be done. And there is no one enforcing noncompliance.

MSPCA recently sent out 12 random requests for records. Only 12. 3 did not respond to even a follow up request and one city wanted \$80 for the information.
And this was the MSPCA. Worse stats when individuals try and get information.

**Suggestions for improvements
to the regulation::**

Strict enforcement of ACO record keeping and required year end reports to a state agency so we can start seeing for the first time how many strays we have, what our problem areas are and work on improving our areas of need.

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To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform
Categories: Red Category

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/07/15 2:26 PM

Name (optional):: Joanne Mainiero
Company/Organization (if applicable) (optional):: Massachusetts Humane Society Inc., Animal Shelter
Address (optional):: [REDACTED]
Primary Phone (optional):: [REDACTED]
Email (optional):: [REDACTED]
CMR Number (If known): : 330 CMR 30.00 - 330 CMR 12.03(2)
General Regulatory Themes:: State/Local Government Relations
Please list the Agency or Agencies affiliated with this regulation:: MDAR - ANIMAL HEALTH DEPARTMENT
Describe the regulatory issue or observation::
Suggestions for improvements to the regulation:: 330 CMR 30.00 - 330 CMR 12.03(2) --- Isolation Regulations in Massachusetts for dogs and cats and other animals..... Issued by MDAR Shelter Rescue Isolation Policy Statement.pdf pdf format of Shelter Rescue Isolation Policy Statement.pdf

These MDAR Isolation Regulations are: to bias, harsh, anti-local animal shelter. MDAR = not in line with other states such as RI, NY, CT, NH. (but yet let's give the small local animal shelter BACK to the State of MASSACHUSETTS)

In MA trying to rescue and save dogs has become -- difficult and choking, for local animal shelter that do great work in there communities and surrounding areas. Makes it impossible to help and rescue dogs from out of state as well as countries. Mass dogs are a priority as all ways.. and will always be a priority in our own state.. and cats too.

Before the MDAR CHOCKED small private local animal shelters with there Approved Isolation Regulations -- State of MA was doing fine.. helping out of state dogs and out of country dogs.. as well as RESCUING AND FINDING HOMES FOR MASS DOGS AND CATS !! Which is the number ONE priority -- helping Massachusetts dogs and cats, finding a home and give them medical care !!

We want to go back to when -- WE as a rescue/adoption animal organization would bring in a dog we would automatically quarantine the dog for 10 days -- the dog would see a vet, exam, spay / neuter, rabies shot, distemper shot, HW Lyme Test negative and Combo test negative and would go on a flea /de worm program, and Evaluation Program, as well and more.. The quarantine would be directly done by the animal shelter to THERE PLACE OF QUARANTINE NOT SELECTED APPROVE QUARANTINE BY THE MDAR... The private shelter would do all this .. before adoption .. and do fine for the animals !!

NOW - the MDAR -- wants a "Carbon Copy" of what the local animal shelter has ALREADY done. These animals are all vetted by the shelter before they go up for adoption -- when they are taken in or surrendered to the local animal shelter.

The local animal shelter -- gets all the medical care for the dog or cat. Now the MDAR wants the local animal shelter to dish out more money for the "carbon copy". More stress for the animals to go through -- from one place to another isolated - again "carbon copy".

These approved Isolation shelters are questionable because there RULES taking in dogs are so limited, complex.. and the times they can take the dog, and this and that, and this and that. By the time your done with these approved ISOLATION places. DISCOURAGED !!!! .. and small local animal shelters cannot do it !! and these dogs miss a chance of a new beginning of life ..

What the MDAR can do is "make sure animal shelters are making Mass dogs a priority - and make sure the program can also help out the of state dogs as well.... with no "carbon copy".

MDAR I think you get the messages here -- very clearly !!
IT IS TIME TO MAKE it more reasonable and direct -- for small local animal shelters to take in dogs either from out of state or out of country. (Mass Dogs being a priority to help and care for)

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Sent: Wednesday, October 07, 2015 2:18 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

 [REDACTED]

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/07/15 2:18 PM

Name (optional):: Joanne Mainiero

Company/Organization (if applicable) (optional):: Massachusetts Humane Society linc., Animal Shelter

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (if known): :

General Regulatory Themes:: State/Local Government Relations

Please list the Agency or Agencies affiliated with this regulation:: MDAR - ANIMAL HEALTH DEPARTMENT

Describe the regulatory issue or observation::

Suggestions for improvements to the regulation:: NO Animals Onsite at Petco and Petsmart Stores

These New MDAR state of MA regulations -- forbid local animals shelters/fosters to set up on site at a Petco or Petsmart..

At one time you could make your partnership arrangements wit Petco or Petsmart and set up an "adoption day" or "adoption weekend" at the store just about anytime.... and NO PROBLEMS .. at least no severe problems -- all worked out fine between the local animal shelter/fosters, and Petco and Petsmart...

Petco and Petsmart gave local animal shelters more exposure for animal adoptions.. and donations to continue to save and care for more animals. So now the MDAR will not allow adoptable animals on site at the Petco or Petsmart stores.(you need special permission in witting maybe ? but even then ?)

So more -- rules/regulations - do's and don'ts taking over -- How about

spending your TIME FOR MORE DO'S FOR LOCAL SMALL ANIMAL
SHELTERS .. so they can participate and partner with Petco and Petsmart -
by having animals on site to get adopted and help with donations too ..

.. on this Session... Massachusetts State Regulations..
are so complicated, complex and anti - small local animal shelters !!
other states do fine: RI, NY, CT, NHME, VT....
How about trying it out MDAR.

Thank You
Joanne G. Mainiero
Massachusetts Humane Society Inc., Animal Shelter

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To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/07/15 2:05 PM

Name (optional):: Joanne Mainiero

Company/Organization (if applicable) (optional):: Massachusetts Humane Society Inc., Animal Shelter

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 330 CMR 12.00

General Regulatory Themes:: State/Local Government Relations

Please list the Agency or Agencies affiliated with this regulation:: MDAR ---- ANIMAL HEALTH DEPARTMENT

Describe the regulatory issue or observation::

Suggestions for improvements to the regulation::

PET STORES IN MASSACHUSETTS - 330 CMR 12.00
Policy on Rescue Animals in Pet Shops pdf format of Policy on Rescue Animals in Pet Shops

Pet Stores in Massachusetts -- have to go -- !! The MDAR now allows KITTENS to be sold in pet stores !! Kittens -- !! Do you know how many CATS are killed daily in this state by open admission animal shelters = meaning kill shelters = hundreds of homeless cats. Which adds up to thousands and thousands - 365 days a yearJust because of being homeless - unwanted - throw a -ways, Listed on the deadly Craigs List ...news papers now face books, etc.....

NOW THE MDAR ALLOWS SELLING OF KITTENS -- out of pet stores in MA. The regulations are so weak and lacks.. compared to LOCAL ANIMAL SHELTERS. These kittens in Pet Stores in MA are sickly, infested with fleas and mites, so young taken away from there mother cat, not spayed or neutered. The money you pay to BUY A KITTEN... when there is thousands of homeless unwanted cats in small private local animal shelters every where and cats abandon outside by previous owners is very high !! throw a ways.. Cats are

everywhere... and the MDAR now allows the selling of kittens !! People go to these pet stores and buy a sick cute kitten.. then realize -- don't want it any more, or to sick and cannot afford medical care and then they call animal shelters to take the cat, or throw it outside, or abuse the cat. The MDAR = walks away from it all... not there problem! (MDAR not only abandons the kitten/cat but also the small private local animal shelters = that take in all the burden of stress trying to help these cats ... MIND YOU NO DONATIONS FROM MDAR OR LOCAL GOVERNMENTS !!)

Small Local Animal shelters are NON PROFIT -- that means no profit -- a non profit small local animal shelter's budget is NOT an ACO or municipality budget and also not the OPEN ADMISSION KILL SHELTER'S ... I am talking about the small private non profit NO KILL local animal shelters..not the Open Admission kill shelters !!

The puppies are all from PUPPY MILLS OUT OF STATE ?? BUT THE MDAR ALLOWS THAT!! Allows the sickly puppies into the state of MA, to be sold for MONEY.. \$ 1,000., \$600.00 and much more.

Pet Stores -- that are negligent and that are dirty and dogs/puppies that are sickly.. end up being put out back of a pet store in cages !! (is it that the MDAR wants that because they get revenue from the Pet Stores and not the non profit local animal shelter ???) WHO CARES ABOUT THE PUPPIES AND KITTENS AND OTHER ANIMALS -- when MDAR is getting there revenue (but yet you CHOKe THE SMALL LOCAL ANIMAL SHELTER that tirelessly works to rescue/care for and adopt out these homeless/abused/neglected/mistreated ANIMALS..)

MDAR YOUR PUNISHMENT to Small Local Animal Shelters is NOT JUSTIFIED .. These locals help and care for these poor animals that have no choice.. do to the humane element. Don't choke and punish the small local animal shelter -- in communities. These small local animal shelters -- play a BIG ROLE in there communities or towns or cities...

MDAR -- I think you get the messages here... very clearly !!

Thank You

Joanne G. Mainiero -

Massachusetts Humane Society Inc., Animal Shelter

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Sent: Wednesday, October 07, 2015 2:01 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform
Categories: Red Category

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/07/15 2:00 PM

Name (optional):: Joanne Mainiero

Company/Organization (if applicable) (optional):: MASSACHUSETTS HUMANE SOCIETY INC, ANIMAL SHELTER

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 330 CMR 30.00 - 330 CMR 12.03(2)

General Regulatory Themes:: State/Local Government Relations

Please list the Agency or Agencies affiliated with this regulation::

Describe the regulatory issue or observation::

Suggestions for improvements to the regulation::

Isolation Regulations in Massachusetts for dogs and cats and other animals..... Issued by MDAR Shelter Rescue Isolation Policy Statement.pdf pdf format of Shelter Rescue Isolation Policy Statement.pdf

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MDAR I think you get the messages here -- very clearly !!

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Thank You

Joanne G. Mainiero --

Massachusetts Humane Society Inc., Animal Shelter

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Sent: Tuesday, October 06, 2015 7:02 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

x

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 10/06/15 7:02 PM

Name (optional):: Melissa McCue-McGrath

Company/Organization (if applicable) (optional):: New England Dog Training Club / M3 Training

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (if known): :

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: MDAR

Describe the regulatory issue or observation:: Rescues and Shelters discussion

Suggestions for improvements to the regulation::

As a professional dog trainer and behavior evaluator (as well as a published author on owning urban dogs), the biggest single concern I have is the way that we acquire dogs. In 2005 we had an emergency law enacted that stated all pets coming into the state for rescue must remain under quarantine until proven behaviorally and physically sound for adoption.

Yet, each year, 2/3 of my students are going over state borders to get their dogs directly off of trucks (without meeting the dogs first) and bringing them into the state.

I think everyone is trying to help these pets in need. We have to come up with tangible, enforceable methods of bringing pets into the state safely, responsibly, and making sure that people meet their pets IN STATE prior to getting a dog or cat.

I have been speaking around the state on this very issue. <http://muttstuff.blogspot.com/2015/06/10-minutes.html> is a short video of what we're seeing, the Petfinder loophole (why so many dogs are coming in illegally)

and why this issue is so important for those of us who see the dogs after they are adopted (veterinarians, behaviorists, trainers, behavior consultants, etc).

We can still rescue. I think we have to do so more responsibly because the numbers of near feral dogs getting in under the radar is higher than you would think.

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Sent: Tuesday, November 03, 2015 1:38 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/03/15 1:38 PM

Name (optional):: Brad Mitchell

Company/Organization (if applicable) (optional):: MA Farm Bureau Federation

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 330 CMR 22

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: MA DAR

Describe the regulatory issue or observation:: The Agricultural Preservation Program has numerous, contentious issues in how DAR administers existing APR properties. There are still serious conflicts relative to rights to construct a dwelling on older contracts, ability to conduct certain non-agricultural activities, and how MDAR uses its assignable right of first refusal when potential buyers are bona fide farmers.

Suggestions for improvements to the regulation::

– Farm Bureau suggests that it is time to establish a balanced stakeholder working group to review and suggest revisions to the APR regulations and policies

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Sent: Tuesday, November 03, 2015 1:43 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/03/15 1:43 PM

Name (optional):: Brad Mitchell
Company/Organization (if applicable) (optional):: MA Farm Bureau Federation
Address (optional):: [REDACTED]
Primary Phone (optional):: [REDACTED]
Email (optional):: [REDACTED]
CMR Number (If known): : 330 CMR25
General Regulatory Themes:: Other
Please list the Agency or Agencies affiliated with this regulation:: MA DAR

Describe the regulatory issue or observation::

These regus govern composting on farms. Composting is increasingly important to farm operations AND to government with the ban on organics in the waste stream. Most composting occurs on farms. The current regulations allow for a cooperative strategy for enhanced composting, and economic opportunities for Massachusetts farms.

DAR has expressed concern that the existing MOU with DEP specifies that 50% of the inputs for farm compost operations come from off the farm. As the need for composting has increased, many farm compost operations exceed this percentage - at least during certain seasons.

They have been threatening to amend regulations to ensconce this in regulation over the objections of both DEP and the ag community. Doing so would close many compost operations - depriving farms of much needed off-season income, and the general public of a means to address organic waste.

Suggestions for improvements to the regulation::

Compost regulations are adequate and should not be changed.

The DEP/DAR MOU on composting should be updated to reflect the realities of the demand for composting operations.

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To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/03/15 1:45 PM

Name (optional):: Brad Mitchell

Company/Organization (if applicable) (optional):: MA Farm Bureau Federation

Address (optional):: [REDACTED]
[REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): : 333 CMR

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: MA DAR

Describe the regulatory issue or observation::

There are also a number of ongoing concerns with pesticide licensing which remain problematic:

- While nearly every other agency has moved to e-licensing, DAR continues with paper licensing. This is costly both to the Department and applicators.
- Applying for pesticide credits with DAR is a tedious process. The form for requesting credits cannot be submitted online and is more onerous than it needs to be.

Suggestions for improvements to the regulation::

E licensing should be implemented at DAR IMMEDIATELY.

PACE (continuing education) form for pesticide credits should be brought into the 21st century and allow applicants to apply online.

We think DAR would do well to establish a time-limited advisory group to get input on licensing changes. DAR would benefit from hearing concerns of the regulated community and the regulated community would likely benefit from understanding DAR's perspective. In addition, if supplementary resources are needed – such as for e-licensing – the regulated community can help push for that.

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From:
Sent:
To:
Subject:

[REDACTED]reply+8fbee9e2b121acc@formstack.com>
Tuesday, November 03, 2015 1:57 PM
RegReform (ANF)
A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/03/15 1:57 PM

Name (optional):: Brad Mitchell

Company/Organization (if applicable) (optional):: MA Farm Bureau Federation

Address (optional)::

Primary Phone (optional)::

Email (optional)::

CMR Number (If known): : see text

General Regulatory Themes:: Other

Please list the Agency or Agencies affiliated with this regulation:: MA DAR

Describe the regulatory issue or observation::

While there is no CMR associated with this law - there should be - or at least policy within the Department to govern how this broad authority is administered. It is currently abused.

Chapter 129, Section 2 allows DAR to issue Emergency Orders to protect Animal Health.

We strongly support the ability of the Division of Animal Health to issue emergency orders. Issues and situations arise which cannot be foreseen by legislation or regulation and DAR needs to act quickly.

However, Emergency Orders at DAR are often in place for years - in one case more than a decade. Emergency Orders are essentially regulations. As such, they should not be allowed to remain in place for extended periods of time without adequate due process.

Suggestions for improvements to the regulation::

We suggest a regulation or an internal, written policy along the lines of:

- Within 90 days of the issuance of an Emergency Order, the Department shall have hearings at a minimum of two locations within the state.
- The Commissioner must reauthorize Emergency Orders every 180 days.

*No Emergency Order should be in place for more than two years

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This is a customer service email.

From: noreply@formstack.com
Sent: Friday, November 13, 2015 11:08 AM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/13/15 11:07 AM

Name (optional)::

Company/Organization (if applicable) (optional)::

Address (optional)::

Primary Phone (optional)::

Email (optional)::

CMR Number (If known): : 225 CMR 10 & 19

General Regulatory Themes:: Energy and Utilities

Please list the Agency or Agencies affiliated with this regulation:: DOER

Describe the regulatory issue or observation:: The substantive provisions of these regulations aren't the problem. The problem with these regs is the unnecessarily cumbersome review process by DOER.

Suggestions for improvements to the regulation:: Take out the DOER review of every single step or at the very least hold them to the same time standards as the municipalities are held. If I submit a contract for review and receive *no* response, don't then tell me it would be a violation if, after 10 days of silence, I move forward and get the contract signed. We're all being held hostage by the backlog in review times.

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Indianapolis, IN 46250

From: [REDACTED]noreply+33e0a3612abab40c@formstack.com>
Sent: Monday, November 23, 2015 8:25 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/23/15 8:24 PM

Name (optional):: Ken Egnaczak

Company/Organization (if applicable) (optional)::

Address (optional)::

Primary Phone (optional)::

Email (optional)::

CMR Number (If known): : 310

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: DEP

Describe the regulatory issue or observation:: Historic Mill Complex exemption from the Riverfront Area (only)
310 CMR 10.58 (6) k

Suggestions for improvements to the regulation:: Exempt Historic Mill Complexes and their hydro power infrastructure from ALL resource area designation so that restoring the renewable hydro energy would not have to go through the rigors of Wetlands permitting. Hydro should be considered remediation for wetlands methane emissions.

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From: [REDACTED]noreply+33e0a3612abab40c@formstack.com>
Sent: Monday, November 23, 2015 8:42 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/23/15 8:42 PM

Name (optional):: Ken Egnaczak

Company/Organization (if applicable) (optional)::

Address (optional)::

Primary Phone (optional)::

Email (optional)::

CMR Number (If known): : 310

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: DEP
Natural Heritage and Endangered Species

Describe the regulatory issue or observation:: The Massachusetts Agency has "Endangered", "Threatened", and "Special Concern" categories. The Federal Agency has "Endangered" and "Threatened" categories.

Suggestions for improvements to the regulation:: Eliminate the Massachusetts "Special Concern" category.
State Agencies should consider only those species listed in the Federal categories

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From: [REDACTED] <[REDACTED]+33e0a3612abab40c@formstack.com>
Sent: Monday, November 23, 2015 9:07 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/23/15 9:07 PM

Name (optional):: Ken Egnaczak

Company/Organization (if applicable) (optional)::

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Energy and Utilities

Please list the Agency or Agencies affiliated with this regulation:: DOER
EOEEA

Describe the regulatory issue or observation:: The DOER completely abandons Micro hydro power. The DOER does not even list hydro as a renewable energy source. EOEEA / DOER grossly disproportionately promotes solar PV while Micro hydro is abandoned.

Suggestions for improvements to the regulation::

Support ALL Massachusetts renewables. Thousands of abandoned hydro sites exist across the state. This support need not necessarily be financial (although this would be helpful). EOEEA / DOER needs to push back on those Agencies both state and Federal that suffocate the re-powering of this historically proven resource. The Agencies should formulate procedures and recommend regulation change to ENCOURAGE Micro hydro development and stop creating roadblocks as they do now. We need ALL our in-state renewables to address greenhouse gas emissions and climate change objectives

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Sent: Monday, November 23, 2015 9:23 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 11/23/15 9:23 PM

Name (optional):: Ken Egnaczak

Company/Organization (if applicable) (optional)::

Address (optional):: [REDACTED]

Primary Phone (optional):: [REDACTED]

Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Environmental Protection

Please list the Agency or Agencies affiliated with this regulation:: Dept. of Fish and Game / Division of Ecological Restoration

Describe the regulatory issue or observation:: Dams are removed without evaluating the renewable hydro energy potential
Example: the Mill St. dam in Pittsfield

Suggestions for improvements to the regulation::

- Evaluate the hydro potential for dam removal sites
- Consider contemporary technology Small and Micro hydro
- Consider fish ladders / lifts as an alternate to dam removal for fish passage
- Consider canoe chutes at the dam for recreational boat passage

Stop spending millions for dam removal and get virtually no payback and instead re-power the site for decades of renewable energy output

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[REDACTED]

From:

Sent:

[REDACTED]
Monday, November 30, 2015 6:28 PM

To:

RegReform (ANF)

Subject:

Executive Order 562

To the Executive Office for Administration and Finance:

I'd like to contribute a comment about the Executive Order 562 as it pertains to the Environmental programs in Massachusetts. I am retired and the biggest contributor to my decision to remain living in Massachusetts is it's support of environmental programs. I'd rather see funding for them increased. If this becomes like any other state, I will give considerable thought to leaving. I have lived here many years but was not born and raised here. Please don't let Massachusetts become like many other states in this regard.

Susan E. Barry
[REDACTED]

From: [REDACTED] <[REDACTED]reply+d1a1bb5732f2ca77@formstack.com>
Sent: Friday, September 04, 2015 3:53 PM
To: RegReform (ANF)
Subject: A Clearer Code: Regulatory Reform
Categories: Red Category

Formstack Submission for form A Clearer Code: Regulatory Reform

Submitted at 09/04/15 3:52 PM

Name (optional):: Candace Davis

Company/Organization (if applicable) (optional)::

Address (optional):: [REDACTED]

Primary Phone (optional)::

Email (optional):: [REDACTED]

CMR Number (If known): :

General Regulatory Themes:: Building Codes/Accessibility Standards

Please list the Agency or Agencies affiliated with this regulation:: agriculture- equine riding instruction certification

Describe the regulatory issue or observation:: teacher riding instruction program

This program is the only one in the whole nation and it is totally inefficient and not useful. It simply does not work because it does not indicate professionalism or safety.
I have seen idiots come out of this certification, and professionals that do not want to bother with this process leave the state.
If they are incompetent teachers their business will simply not thrive.
All horse show regulation already mandates helmet use.
STOP trying to regulate what does not need to be regulated!

Suggestions for easing regulatory compliance::

Every farm must comply with insurance regulations and codes of behavior already. Talk to them!!

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