

THE COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF MENTAL HEALTH  
25 STANIFORD STREET, BOSTON, MA 02114

**NOTICE OF PUBLIC HEARING**

Pursuant to the authority of M.G.L. c. 19, ss. 1, 18 and M.G.L. c. 123, s. 2 and in accordance with M.G.L. c. 30A, the Department of Mental Health promulgated emergency regulations on March 18, 2021, implementing provisions of Chapter 260 of the Acts of 2020 that amend portions of G.L. ch. 123. The amendments specifically authorize Qualified Advanced Practice Registered Nurses (APRNs) to perform certain functions under that statute that were previously restricted to physicians. DMH has exercised its regulatory authority to establish qualifications and training criteria for APRNs for the specified functions. The regulations are now in effect for a 90-day period, subject to a public comment period, and final promulgation thereafter. The emergency regulations are as follows:

**104 CMR 27.00 [Licensing and Operational Standards for Mental Health Facilities](#)**

**104 CMR 33.00 [Designation and Appointment of Qualified Mental Health Professionals](#)**

**PUBLIC HEARING**

A virtual Public Hearing will be conducted by the Department of Mental Health on  
**Wednesday, May 19, 2021 at 2:00 p.m.**

**TESTIMONY AND COMMENTS**

If you want to testify at the hearing, please register by sending an email to:

[DMH-regulations@state.ma.us](mailto:DMH-regulations@state.ma.us).

To join the hearing online, click on link [Join meeting](#) or go to:

<https://statema.webex.com/statema/j.php?MTID=m51454d55ae17f7c071687d94fbde7a45>

**Join by meeting number**

Meeting number (access code): **185 821 2811**

Meeting password: **hsWm59JFTp5**

**Join by phone**

**+1-203-607-0564** US Toll

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**Tap to join from a mobile device (attendees only)**

[+1-203-607-0564](tel:+12036070564).,1858212811## US Toll

[+1-866-692-3580](tel:+18666923580).,1858212811## US Toll Free

You may also submit written testimony instead of, or in addition to, live testimony. To submit written testimony or comments, email your testimony to:

[DMH-regulations@state.ma.us](mailto:DMH-regulations@state.ma.us) as an attached Word or PDF document or as text within the body of the email; with the name of the regulation in the subject line. All written testimony or comments must include the sender's full name, mailing address, and organization or affiliation, if any. Individuals who are unable to submit testimony by email should mail written testimony to: Office of the General Counsel, Department of Mental Health, 25 Staniford Street, Boston, MA 02114. Copies of the emergency regulations may be obtained from this address. **NO LATER THAN 5/19/21. Comment Period ends on May 19, 2021 at 5:00 p.m.**

**INFORMATION:** The emergency regulations are posted on the DMH website and can be viewed at: <https://www.mass.gov/service-details/dmh-proposed-regulations> or request a copy in writing from DMH Regulations, 25 Staniford Street, Boston, MA 02114 or email: [DMH-regulations@state.ma.us](mailto:DMH-regulations@state.ma.us). DMH may adopt a revised version of the

proposed actions taking into account relevant comments and any other practical alternatives that come to its attention.

**ACCOMMODATION:** If you plan to attend the public hearing and wish to request the accommodation of a sign language or other interpreter, contact DMH Legal office by calling 617-626-8236 or by email: [DMH-regulations@state.ma.us](mailto:DMH-regulations@state.ma.us) at least 14 days in advance of the hearing date.

By Order of the Department of Mental Health  
Brooke Doyle, Commissioner  
March 24, 2021