



Commonwealth of Massachusetts
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NOTICE OF PUBLIC HEARING AND COMMENT PERIOD
FOR PROPOSED NEW REGULATION

400 CMR 9.00 “Qualified Data Centers”

Notice is hereby given in accordance with Massachusetts General Laws chapter 30A that the Executive Office of Economic Development (“EOED”) will hold a public hearing and comment period relative to the adoption of a new regulation, 400 CMR 9.00, entitled “Qualified Data Centers” (“Regulation”).

M.G.L. c. 23A § 70 and c. 64H § 6(zz) (“Authorizing Statute”) establishes a program to support the construction, refurbishment, renovation or improvement of data center facilities in the Commonwealth. The Authorizing Statute requires the promulgation of the Regulation that sets forth procedures for owners and operators of data center facilities to apply for and receive certification from EOED for the purpose exempting sales and use tax on eligible data center costs. Accordingly, EOED will hold a public hearing and comment period to accept public comments on the Regulation.

A virtual public hearing will be conducted on the proposed Regulation.

LOCATION: Virtual Hearing via Zoom - <https://us06web.zoom.us/j/86332212008>

DATE: Thursday, August 21, 2025 at 10:00 am

Verbal testimony will be accepted at the hearing. Written comments will be accepted from August 4, 2025 until 5:00 pm on August 25, 2025 and may be submitted via email to datacentertaxexemption@mass.gov or mailed to: Robert McGovern, Executive Office of Economic Development, 1 Ashburton Place, Room 2101, Boston, MA 02108. Copies of the proposed regulations may be obtained from the EOED website available at <https://www.mass.gov/info-details/400-cmr-900-qualified-data-centers>

By Ashley Stolba
Interim Secretary of the Executive Office of Economic Development