



**STATE OF MISSISSIPPI
DEPARTMENT OF AGRICULTURE AND COMMERCE
ANDY GIPSON
COMMISSIONER**

**TO: MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY PERMIT
BOARD AND MDEQ STAFF**

FROM: COMMISSIONER ANDY GIPSON

DATE: JULY 14, 2026

**RE: COMMISSIONER REQUIREMENTS OF FACTUAL INFORMATION FOR ALL
DATA CENTER AND RELATED PROJECT MDEQ PERMITS**

In my capacity as a statutory member of the Mississippi Department of Environmental Quality ("MDEQ") Permit Board, and pursuant to the provisions of Miss. Code Ann. § 49-17-29(3)(c), this Memorandum sets out information deemed relevant and necessary to me as Commissioner of Agriculture and Commerce for the future consideration of MDEQ permits for the new and emerging data center industry and its potential effects on agriculture and commerce. Effective as of the date of this Memorandum, at least thirty (30) days prior to any public hearing or vote on any MDEQ permit(s) for any data center or related project within the State of Mississippi, I am requiring the following factual information to be provided to the MDEQ Permit Board for my advance review by each data center or related plant operator, to the full extent applicable to any such requested MDEQ permit:

1. WATER IMPACTS

- a. Sources and estimated uses of water and types of water for all purposes, including data center cooling purposes and water discharge.
- b. Any and all effects on Mississippi water utility ratepayers and availability of water for other purposes in the area.
- c. A clear description of the type of water and cooling system utilized by the particular data center.

2. ENERGY AND ELECTRICAL GRID IMPACTS

- a. Sources and uses of energy for all purposes, including data center operations.
- b. Any and all effects on Mississippi energy utility ratepayers.

c. A clear description of the type of energy for each plant being utilized, and whether on the electrical power grid or “behind the grid.”

d. Any effects on electrical grid reliability for Mississippi rate payers.

3. HEAT/AIR QUALITY/NOISE IMPACTS

a. The known or estimated heat production of the area around the data center upon completion of the project.

b. The known or estimated impact on air quality of the area surrounding the data center and related on-site energy plants upon completion.

c. The known or estimated decibel level of the data center operations and/or any on-site energy plant utilized by the data center upon completion of the project.

4. FINANCIAL STATEMENTS AND OTHER RELEVANT INFORMATION

a. Audited financial statements to include a balance sheet, statements of income, cash flows and stockholders' equity for each of the last two (2) fiscal years, or for the period of the company's existence if less than two (2) years; and unaudited financial statements for any interim period, as of the most recently completed fiscal quarter. If company financial information is publicly available in a registration statement on file with the United States Securities and Exchange Commission (“SEC”), such financial information may be incorporated by reference to any such filings with the SEC.

b. Identification of any person(s) or entity(ies) with the power to direct or cause the direction of the management and policies of the applicant, whether through the ownership of ten percent (10%) or more of voting securities, by contract, or otherwise.

c. The total number of jobs to be created by the data center, upon completion of the project and any on-site energy project, excluding construction jobs.

d. If the data center is a wholesaler of data center services, a complete description of the customers known or expected to be served by the data center, and copies of contracts with such customers.

To the extent applicable, this information should be provided directly by the data center applicant (or by the underlying data center related to another entity's application) to P.O. Box 2261, Jackson, Mississippi 39225 not less than thirty (30) days prior to any public hearing or vote on the related MDEQ permit. The information should be provided pursuant to the provisions of the Mississippi Public Records Act, Miss. Code Ann. § 25-61-1, *et. seq.*



Andy Gipson, Commissioner