

Amendment 1

Massachusetts Broadband Equity, Access, and Deployment (BEAD) Program

Pre-Qualification Application Guide

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The BEAD Pre-Qualification Application Guide is hereby amended by adding the following provision regarding applicability of the Massachusetts Public Records Law:

All responses, applications, data, materials, information, and documentation submitted to the Massachusetts Technology Collaborative (“MassTech”) by an applicant seeking to be pre-qualified to receive funding under the Massachusetts Broadband Equity, Access and Deployment (“BEAD”) Program shall become MassTech’s property and may be subject to public disclosure. As public entities, MassTech and MBI are subject to the Massachusetts Public Records Law (set forth at Massachusetts General Laws Chapter 66). There are extremely limited and narrow exceptions to disclosure under the Public Records Law. If an Applicant wishes to have MassTech treat certain information or documentation as confidential, the Applicant must submit a written request to MassTech’s General Counsel, Jennifer Saubermann, at saubermann@masstech.org, prior to submission. The request must precisely identify the information and/or documentation that is the subject of the request and provide a detailed explanation supporting the application of the statutory exemption(s) from the public records cited by the Applicant. The General Counsel will issue a written determination within five (5) business days of receipt of the written request. If the General Counsel approves the request, the Applicant shall clearly label the relevant information and/or documentation as “CONFIDENTIAL” in the Pre-Qualification Application.