

**HB1532/423729/1**

BY: Delegate Fisher

AMENDMENTS TO HOUSE BILL 1532, AS AMENDED

AMENDMENT NO. 1

On page 2 of the Environment and Transportation Committee Amendments (HB1532/823929/1), in line 21 of Amendment No. 1, after “companies;” insert “prohibiting a person from constructing a data center in the State; prohibiting a unit of State or local government from approving a proposal for the construction of a data center in the State;”.

On page 6 of the Environment and Transportation Committee Amendments, in line 22 of Amendment No. 1, after “4” insert:

“BY adding to

Article – Real Property

Section 14–134

Annotated Code of Maryland

(2023 Replacement Volume and 2025 Supplement)”.

AMENDMENT NO. 2

On page 119 of the Environment and Transportation Committee Amendments, after line 25 of Amendment No. 2, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

**Article – Real Property**

**14–134.**

**(A) IN THIS SECTION, “DATA CENTER” HAS THE MEANING STATED IN § 11-239 OF THE TAX – GENERAL ARTICLE.**

**(B) A PERSON MAY NOT CONSTRUCT A DATA CENTER IN THE STATE.**

**(C) A UNIT OF STATE OR LOCAL GOVERNMENT MAY NOT APPROVE A PROPOSAL FOR THE CONSTRUCTION OF A DATA CENTER IN THE STATE.**

SECTION 6. AND BE IT FURTHER ENACTED, That Section 5 of this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any construction of a data center that has received all required federal, State, and local permits before the effective date of this Act.

SECTION 7. AND BE IT FURTHER ENACTED, That Section 5 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect if the General Assembly enacts legislation that requires:

(1) all new data centers to be co-located with a new or existing front-of-meter or behind-the-meter:

(i) natural gas power generation facility;

(ii) nuclear power generation facility;

(iii) small modular reactor;

(iv) fuel cell technology facility;

(v) battery energy storage system; or

(vi) combination of facilities, reactors, or systems listed in items (i) through (v) of this item; and

(2) the construction at a co-located power generation facility of additional power generation capacity that meets or exceeds the data center's power needs."

On page 120 of the Environment and Transportation Committee Amendments, in line 1 of Amendment No. 2, strike "5." and substitute "8."; and in line 6, strike "6." and substitute "9.".

On page 122 of the Environment and Transportation Committee Amendments, in line 17 of Amendment No. 2, strike "7." and substitute "10.".

On page 125 of the Environment and Transportation Committee Amendments, in line 4 of Amendment No. 2, strike "8." and substitute "11.".

On page 126 of the Environment and Transportation Committee Amendments, in line 15 of Amendment No. 2, strike "9." and substitute "12.".

On page 127 of the Environment and Transportation Committee Amendments, in line 12 of Amendment No. 2, strike "10." and substitute "13."; in line 16, strike "11." and substitute "14."; in line 24, strike "12." and substitute "15."; in lines 24 and 25, strike "5, 10, and 11" and substitute "8, 13, and 14"; and in line 26, strike "13." and substitute "16.".

On page 128 of the Environment and Transportation Committee Amendments, in line 2 of Amendment No. 2, strike "12" and substitute "15".