

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 730

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S730-ARI-123 [v.7]

Page 1 of 4

Amends Title [NO]
Fourth Edition

Date _____, 2026

Representative Arp

1 moves to amend the bill on page 2, line 6,
2 by rewriting that line to read:

3
4 "peak monthly electricity demand of 100 megawatts or greater. The term "data center" does
5 not include a facility or portion of a facility containing electronic equipment that is incidental to
6 and used in support of a business whose primary business activity is not the storing, retrieving,
7 managing, and processing of digital data.";

8
9 and on page 2, line 36,
10 by rewriting that line to read:

11
12 "monthly electricity demand of 100 megawatts or greater. The term "data center" does
13 not include a facility or portion of a facility containing electronic equipment
14 that is incidental to and used in support of a business whose primary business
15 activity is not the storing, retrieving, managing, and processing of digital
16 data."";

17
18
19 and on page 3, line 7,
20 by rewriting that line to read:

21
22 "monthly electricity demand of 100 megawatts or greater. The term "data center" does
23 not include a facility or portion of a facility containing electronic equipment
24 that is incidental to and used in support of a business whose primary business
25 activity is not the storing, retrieving, managing, and processing of digital
26 data."";

27
28
29 and on page 8, line 4,
30 by rewriting that line to read:
31



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1 "electricity demand of 100 megawatts or greater. The term "data center" does not include a
2 facility or portion of a facility containing electronic equipment that is incidental to and used in
3 support of a business whose primary business activity is not the storing, retrieving, managing,
4 and processing of digital data.";

5
6
7 and on page 8, line 26,
8 by rewriting that line to read:

9
10 "peak monthly electricity demand of 100 megawatts or greater. The term "data center" does
11 not include a facility or portion of a facility containing electronic equipment that is incidental to
12 and used in support of a business whose primary business activity is not the storing, retrieving,
13 managing, and processing of digital data."";

14
15
16 and on page 2, lines 13 through 39,
17 by rewriting those lines to read:

18
19 **"WATER USE STANDARDS FOR DATA CENTERS**

20 **SECTION 2.(a)** Article 38 of Chapter 143 of the General Statutes is amended by
21 adding a new section to read:

22 **"§ 143-355.5A. Water use standards for data centers.**

23 (a) The Department shall adopt rules establishing water use standards for data centers to
24 ensure the protection of surface water and groundwater resources.

25 (b) The water use standards adopted by the Department: (i) may require data centers to
26 employ closed-loop or reclaimed water systems as necessary to avoid impacts to areas with water
27 availability concerns; and (ii) shall not permit a data center to use an evaporative cooling system.
28 For purposes of this subsection, an "evaporative cooling system" means any cooling system that
29 consumes water through evaporation as a primary method of heat rejection.

30 (c) For purposes of this section, the term "data center" means a facility, campus of
31 facilities, or array of interconnected facilities used by an entity or other business enterprise for
32 the primary purpose of storing, retrieving, managing, and processing digital data, which has a
33 peak monthly electricity demand of 100 megawatts or greater. The term "data center" does not
34 include a facility or portion of a facility containing electronic equipment that is incidental to and
35 used in support of a business whose primary business activity is not the storing, retrieving,
36 managing, and processing of digital data."

37 **SECTION 2.(b)** The Department of Environmental Quality shall adopt permanent
38 rules to implement the requirements of this section no later than September 1, 2026. The rules
39 adopted shall apply only to data centers for which no local development approvals or State
40 permits, certifications, or authorizations have been issued for siting of the data center on or before
41 the date the rules become effective.";

42
43 and on page 4, line 1, by replacing the word "either" with the word "any";

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1
2 and on page 4, lines 10 and 11,
3 by inserting between those lines:

4
5 "3. A United States domiciled subsidiary of an entity that meets
6 the criteria of sub-sub-subdivisions 1. or 2. of this sub-
7 subdivision."
8

9 on page 8, line 34, through page 10, line 6,
10 by rewriting those lines to read:

11
12 **"UTILITIES COMMISSION TO DELAY COMPLIANCE WITH CEPS**
13 **REQUIREMENT THROUGH USE OF SWINE WASTE RESOURCES FOR**
14 **ELECTRIC MEMBERSHIP CO-OPERATIVES AND MUNICIPAL ELECTRIC**
15 **PROVIDERS**

16 **SECTION 7.** The Utilities Commission shall delay the required compliance with
17 G.S. 62-133.8(e) by the Electric Membership Co-operatives and Municipal Electric Providers
18 (the Systems) until January 1, 2029, unless the systems request the ability to execute a contract
19 for this purpose at an earlier date. No later than January 1, 2029, the Commission shall initiate a
20 process to review the reasonableness of the proposed costs of the associated renewable energy
21 credits, and the costs to be passed on to the ratepayers, prior to the execution of a contract between
22 the systems and a swine waste generator. Reasonableness of the costs being proposed should
23 include the costs of other renewable energy credits. The systems shall not pass along any costs
24 to the ratepayers deemed by the Commission to be unreasonable.";

25
26 and on page 10, line 18
27 by rewriting that line to read:

28
29 "appropriate terms for a large load tariff. The North Carolina Collaboratory (Collaboratory) shall
30 issue a request for";

31
32 and on page 10, lines 32–33,
33 by rewriting those lines to read:

34
35 "The Utilities Commission and the Public Staff shall assist the (i) Collaboratory, as
36 needed, in the development of the RFP and the selection of a contractor and (ii) selected".

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SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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