

Legislative Language

PREVENTING RESTRICTIONS ON DATA CENTER LOCATIONS

“(a) PROHIBITION.—Except where expressly authorized by federal law, no law, rule, regulation, order, or other administrative action of any State or any political subdivision thereof shall require that a business entity locate a data center in such State or political subdivision thereof as condition precedent to the certification, licensure, or any other approval relating to the operation of such business entity.

“(b) DEFINITION.—
In this section—

“(1) The term “data center” means any facility that primarily contains electronic equipment used to process, store, and transmit digital information and that processes, stores, and transmits digital information in or affecting interstate or foreign commerce.

“(2) The term “business entity” means any person, group of persons, or organization performing or engaging in any activity, enterprise, profession, or occupation for gain, benefit, advantage, or livelihood, whether for profit or not for profit, but does not mean any State or political subdivision thereof.