ACEC New York

American Council of Engineering Companies of New York

June 10, 2026

The Honorable Kathy Hochul
Governor of New York State
NYS Capitol Building
Albany, NY 12224

Re: Opposition to bill A.11560/S.10642 "Data Center Moratorium":

Dear Governor Hochul:

The American Council of Engineering Companies of New York (ACEC New York), an organization representing some 300 member firms totaling more than 33,000 of their employees, writes to express our **opposition to bill A.11560/S.10642 and respectfully request a veto**.

At ACEC New York, we recognize the concerns communities raise regarding data center developments are legitimate and that their input is vital to the long-term stewardship of our shared environmental, economic, and social resources. The dialogue between communities, engineers, and developers is the primary catalyst for arriving at the very solutions that communities and policymakers are demanding. For this reason, it is our position that measures which preclude this critical dialogue—such as data center moratoriums—stifle the innovation and engineering partnerships essential to developing sustainable solutions for not only data centers, but our State's industrial infrastructure more broadly.

A statewide moratorium on the development of new data centers may hurt the exact people it is intended to help. A moratorium would serve to stop the engineering research and design process that would seek to uncover the ways to make these uses/projects more efficient and palatable to host communities. It would also place New York State-based firms at a disadvantage compared to other states without a moratorium, as our domestic firms would fall behind due to the lack of experience gained from the development of these data centers.

The more advisable path forward is one already being forged by ACEC New York members firms, whose decades of expertise in energy efficiency, power systems, regulatory standards, and water resource engineering have consistently helped data center developers reduce consumption, deliver projects, and integrate technical challenges with community priorities. ACEC New York member firms—the engineers designing the power plants, transmission and water systems, and data infrastructure at the center of this transformation—have and will continue to be in a critical position to deliver these project and design solutions around energy savings, water usage and other challenges.

The rising wave of economic activity at the national level surrounding data centers and AI infrastructure is expected to exceed $600 billion in 2026 alone. This represents the largest coordinated mobilization of private investment in our history. We recognize that this rising tide

6 Airline Drive, Albany, NY 12205-1022 · Tel 518.452.8611
8 West 38th Street, Suite 1101, New York, NY 10018 · Tel 212.682.6336
Email acecny@acecny.org www.acecny.org

ACEC New York

American Council of Engineering Companies of New York

comes amid a strain on our capacity to produce affordable electricity due to transmission constraints and interconnection backlogs.

This rapid expansion should serve as both a strategic opportunity and a systems challenge—not an existential threat. It's a challenge that can be met by the State's engineering firms, who serve as the leaders in the built environment. These firms should be included in the various stakeholder groups created to offer recommendations and help shape New York's energy future. New York will not be successful in these endeavors without the participation of private sector stakeholders and subject matter experts. ACEC New York stands ready to serve policy makers as an analytical, nonpartisan resource in navigating the complex policy questions surrounding data center growth and energy supply.

As this bill requires a one-year moratorium on the development of all new data centers without exception, we respectfully request your veto of bill **A.11560/S.10642.**

Sincerely,

John T. Evers

John T. Evers, PhD
President/CEO
ACEC New York