



House Revenue and Finance Committee Meeting Minutes
03.25.2026

[House Committee Recording](#)

Chair Wilson-Anton called the meeting to order at 1:02 p.m.

Members Present:

Representative Wilson-Anton, Chair
Representative Carson, Vice Chair
Representative Johnson
Representative Romer
Representative K. Smith
Representative Gray
Representative D. Short
Representative M. Smith

Chair Wilson-Anton noted that the public may participate virtually via Zoom Webinar or in person and provided instructions for submitting public comments.

HB 238 was pulled from the agenda at the request of the bill sponsor.

Chair Wilson-Anton introduced **HB 310, AN ACT TO AMEND TITLE 30 OF THE DELAWARE CODE RELATING TO BUSINESS TAX CREDITS AND DEDUCTIONS.**

Time stamp: 1:04 p.m.

Representative Heffernan, the sponsor of HB 310, stated that this bill removes large energy-use facilities from eligibility for tax credits. The sponsor explained that data centers were identified as being potentially eligible for tax incentives. However, these facilities do not create long-lasting jobs. She explained that the bill defines large energy use facilities as a facility that is able to use 30 mega-watts because that is the definition used in other legislation. She explained that members of the industry supported this definition. Delaware Chamber of Commerce finds this bill acceptable.

Representative Gray asked what the impetus of the bill was.

Representative Heffernan stated the Division of Legislative Services issued a research report that data centers could receive tax credits. These tax incentives are designed for projects that employ people, and these data centers will not be creating long term jobs.

Representative M. Smith asked about a facility that generated their own energy, hypothetically giving energy back to the grid.

Representative Heffernan responded that she is working on a “bring your own energy” bill that could address these scenarios.

Representative M. Smith stated that Delaware needs to generate more of our own energy and believes we should be rewarding this. He prompted the bill sponsor about facilities that may want or need the tax credits.

Representative Heffernan explained that she was more focused on long term jobs with this bill, but she would be willing to make modifications on this bill once it is passed out of committee.

Representative Wilson-Anton suggested that line 5 of the bill be edited to use the term “net use” to cover facilities that generate their own energy.

Representative Heffernan stated that she is open to this.

Chair Wilson-Anton opened the floor for public comment. *Time stamp: 1:14 p.m.*

Members of the public who spoke in favor of the bill included Marissa McClenton, Delaware Sierra Club.

Members of the public who spoke in opposition of the bill included Meghan Freeze, Fitzgerald Consulting.

There was no virtual public comment.

A motion was made by Representative Short and seconded by Representative Romer to release HB 310 from committee. Yes = 8 (Wilson-Anton, Carson, Johnson, Romer, K. Smith, Gray, D. Short, M. Smith); No = 0; Absent = 2 (Griffith, Jones Giltner). The bill was released from committee with an F = 0 , M = 8 , U= 0 vote.

Chair Wilson-Anton adjourned the meeting at 1:18 p.m.

Respectfully submitted by:
Emma Abrams

Participants List:

1. Marissa McClenton, Delaware Sierra Club
2. Meghan Freeze, Fitzgerald Consulting