

117TH CONGRESS  
1ST SESSION

# S. 914

To amend the Safe Drinking Water Act and the Federal Water Pollution Control Act to reauthorize programs under those Acts, and for other purposes.

---

## IN THE SENATE OF THE UNITED STATES

MARCH 23, 2021

Ms. DUCKWORTH (for herself, Mrs. CAPITO, Mr. CARDIN, Ms. LUMMIS, Mr. CARPER, Mr. CRAMER, Mr. WHITEHOUSE, Mr. INHOFE, Ms. STABENOW, Mr. SULLIVAN, Mr. KELLY, and Mr. PADILLA) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

---

## A BILL

To amend the Safe Drinking Water Act and the Federal Water Pollution Control Act to reauthorize programs under those Acts, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Drinking Water and Wastewater Infrastructure Act of  
6 2021”.

7 (b) TABLE OF CONTENTS.—The table of contents for  
8 this Act is as follows:

- Sec. 1. Short title; table of contents.  
 Sec. 2. Definition of Administrator.

#### TITLE I—DRINKING WATER

- Sec. 101. Technical assistance and grants for emergencies affecting public water systems.  
 Sec. 102. Drinking water State revolving loan funds.  
 Sec. 103. Source water petition program.  
 Sec. 104. Assistance for small and disadvantaged communities.  
 Sec. 105. Reducing lead in drinking water.  
 Sec. 106. Operational sustainability of small public water systems.  
 Sec. 107. Midsize and large drinking water system infrastructure resilience and sustainability program.  
 Sec. 108. Needs assessment for nationwide rural and urban low-income community water assistance.  
 Sec. 109. Lead contamination in school drinking water.  
 Sec. 110. Indian reservation drinking water program.  
 Sec. 111. Advanced drinking water technologies.

#### TITLE II—CLEAN WATER

- Sec. 201. Research, investigations, training, and information.  
 Sec. 202. Wastewater efficiency grant pilot program.  
 Sec. 203. Pilot program for alternative water source projects.  
 Sec. 204. Sewer overflow and stormwater reuse municipal grants.  
 Sec. 205. Clean water infrastructure resiliency and sustainability program.  
 Sec. 206. Small and medium publicly owned treatment works circuit rider program.  
 Sec. 207. Small publicly owned treatment works efficiency grant program.  
 Sec. 208. Grants for construction, refurbishing, and servicing of individual household decentralized wastewater systems for individuals with low or moderate income.  
 Sec. 209. Connection to publicly owned treatment works.  
 Sec. 210. Clean water State revolving funds.  
 Sec. 211. Water infrastructure and workforce investment.  
 Sec. 212. Grants to Alaska to improve sanitation in rural and Native villages.  
 Sec. 213. Water data sharing pilot program.  
 Sec. 214. Final rating opinion letters.  
 Sec. 215. Water infrastructure financing reauthorization.  
 Sec. 216. Small and disadvantaged community analysis.  
 Sec. 217. Stormwater infrastructure technology.  
 Sec. 218. Water Reuse Interagency Working Group.  
 Sec. 219. Advanced clean water technologies study.  
 Sec. 220. Clean water infrastructure needs survey.

### 1 **SEC. 2. DEFINITION OF ADMINISTRATOR.**

- 2        In this Act, the term “Administrator” means the Ad-  
 3        ministrator of the Environmental Protection Agency.

# **TITLE I—DRINKING WATER**

## **SEC. 101. TECHNICAL ASSISTANCE AND GRANTS FOR EMERGENCIES AFFECTING PUBLIC WATER SYSTEMS.**

Section 1442 of the Safe Drinking Water Act (42 U.S.C. 300j-1) is amended—

(1) in subsection (b), in the first sentence—

(A) by inserting “(including an emergency situation resulting from a cybersecurity event)” after “emergency situation”; and

(B) by inserting “, including a threat to public health resulting from contaminants, such as, but not limited to, heightened exposure to lead in drinking water” after “public health”;

(2) by striking subsection (d) and inserting the following:

“(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out subsection (b) \$35,000,000 for each of fiscal years 2022 through 2026.”;

(3) in subsection (e), by striking paragraph (5) and inserting the following:

“(5) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to the Ad-

1 administrator to carry out this subsection \$15,000,000  
 2 for each of fiscal years 2022 through 2026.”;

3 (4) by redesignating subsection (f) as sub-  
 4 section (g); and

5 (5) by inserting after subsection (e) the fol-  
 6 lowing:

7 “(f) STATE-BASED NONPROFIT ORGANIZATIONS.—  
 8 The Administrator may provide technical assistance con-  
 9 sistent with the authority provided under subsection (e)  
 10 to State-based nonprofit organizations that are governed  
 11 by community water systems.”.

12 **SEC. 102. DRINKING WATER STATE REVOLVING LOAN**  
 13 **FUNDS.**

14 (a) DRINKING WATER STATE REVOLVING FUNDS  
 15 CAPITALIZATION GRANT REAUTHORIZATION.—Section  
 16 1452 of the Safe Drinking Water Act (42 U.S.C. 300j–  
 17 12) is amended—

18 (1) in subsection (a)(4)(A), by striking “During  
 19 fiscal years 2019 through 2023, funds” and insert-  
 20 ing “Funds”;

21 (2) in subsection (m)(1)—

22 (A) in subparagraph (B), by striking  
 23 “and”;

1 (B) in subparagraph (C), by striking the  
2 period at the end and inserting a semicolon;  
3 and

4 (C) by adding at the end the following:

5 “(D) \$2,400,000,000 for fiscal year 2022;

6 “(E) \$2,750,000,000 for fiscal year 2023;

7 “(F) \$3,000,000,000 for fiscal year 2024;

8 and

9 “(G) \$3,250,000,000 for each of fiscal  
10 years 2025 and 2026.”; and

11 (3) in subsection (q), by striking “2016 through  
12 2021” and inserting “2022 through 2026”.

13 (b) ASSISTANCE FOR DISADVANTAGED COMMU-  
14 NITIES.—Section 1452(d) of the Safe Drinking Water Act  
15 (42 U.S.C. 300j–12(d)) is amended—

16 (1) in paragraph (1), by inserting “, grants,  
17 negative interest loans, other loan forgiveness, and  
18 through buying, refinancing, or restructuring debt”  
19 after “forgiveness of principal”; and

20 (2) in paragraph (2), by striking subparagraph  
21 (B) and inserting the following:

22 “(B) to the extent that there are sufficient  
23 applications for loans to communities described  
24 in paragraph (1), may not be less than 12 per-  
25 cent.”.

1 **SEC. 103. SOURCE WATER PETITION PROGRAM.**

2 Section 1454 of the Safe Drinking Water Act (42  
3 U.S.C. 300j-14) is amended—

4 (1) in subsection (a)—

5 (A) in paragraph (1)(A), in the matter  
6 preceding clause (i), by striking “political sub-  
7 division of a State,” and inserting “political  
8 subdivision of a State (including a county that  
9 is designated by the State to act on behalf of  
10 an unincorporated area within that county, with  
11 the agreement of that unincorporated area),”;

12 (B) in paragraph (4)(D)(i), by inserting  
13 “(including a county that is designated by the  
14 State to act on behalf of an unincorporated  
15 area within that county)” after “of the State”;  
16 and

17 (C) by adding at the end the following:

18 “(5) SAVINGS PROVISION.—Unless otherwise  
19 provided within the agreement, an agreement be-  
20 tween an unincorporated area and a county for the  
21 county to submit a petition under paragraph (1)(A)  
22 on behalf of the unincorporated area shall not au-  
23 thorize the county to act on behalf of the unincor-  
24 porated area in any matter not within a program  
25 under this section.”; and

1           (2) in subsection (e), in the first sentence, by  
2           striking “2021” and inserting “2026”.

3 **SEC. 104. ASSISTANCE FOR SMALL AND DISADVANTAGED**  
4 **COMMUNITIES.**

5           (a) **EXISTING PROGRAMS.**—Section 1459A of the  
6 Safe Drinking Water Act (42 U.S.C. 300j–19a) is amend-  
7 ed—

8           (1) in subsection (b)(2)—

9                   (A) in subparagraph (B), by striking  
10                   “and” at the end;

11                   (B) in subparagraph (C), by striking the  
12                   period at the end and inserting a semicolon;  
13                   and

14                   (C) by adding at the end the following:

15                           “(D) the purchase of point-of-entry or  
16                           point-of-use filters that are independently cer-  
17                           tified using science-based test methods for the  
18                           removal of contaminants of concern;

19                           “(E) investments necessary for providing  
20                           accurate and current information about—

21                                   “(i) the need for filtration and filter  
22                                   safety, including proper use and mainte-  
23                                   nance practices; and

24                                   “(ii) the options for replacing lead  
25                                   service lines (as defined section 1459B(a))

1           and removing other sources of lead in  
2           water; and

3           “(F) entering into contracts with nonprofit  
4           organizations that have water system technical  
5           expertise to assist underserved communities.

6           “(3) CONTRACTING PARTIES.—A contract de-  
7           scribed in paragraph (2)(F) may be between a non-  
8           profit organization described in that paragraph  
9           and—

10           “(A) an eligible entity; or

11           “(B) the State of an eligible entity, on be-  
12           half of that eligible entity.”;

13           (2) in subsection (c), in the matter preceding  
14           paragraph (1), by striking “An eligible entity” and  
15           inserting “Except for purposes of subsections (j) and  
16           (m), an eligible entity”;

17           (3) in subsection (g)(1), by striking “to pay not  
18           less than 45 percent” and inserting “except as pro-  
19           vided in subsection (l)(5) and subject to subsection  
20           (h), to pay not less than 10 percent”;

21           (4) by striking subsection (k) and inserting the  
22           following:

23           “(k) AUTHORIZATION OF APPROPRIATIONS.—There  
24           are authorized to be appropriated to carry out subsections  
25           (a) through (j)—



1 “(1) \$60,000,000 for fiscal year 2022;  
2 “(2) \$80,000,000 for fiscal year 2023;  
3 “(3) \$100,000,000 for fiscal year 2024;  
4 “(4) \$120,000,000 for fiscal year 2025; and  
5 “(5) \$140,000,000 for fiscal year 2026.”; and  
6 (5) in subsection (l)—

7 (A) in paragraph (2)—

8 (i) by striking “The Administrator  
9 may” and inserting “The Administrator  
10 shall”; and

11 (ii) by striking “fiscal years 2019 and  
12 2020” and inserting “fiscal years 2022  
13 through 2026”;

14 (B) in paragraph (5), by striking  
15 “\$4,000,000 for each of fiscal years 2019 and  
16 2020” and inserting “\$25,000,000 for each of  
17 fiscal years 2022 through 2026”;

18 (C) by redesignating paragraph (5) as  
19 paragraph (6); and

20 (D) by inserting after paragraph (4) the  
21 following:

22 “(5) FEDERAL SHARE FOR SMALL, RURAL, AND  
23 DISADVANTAGED COMMUNITIES.—

24 “(A) IN GENERAL.—Subject to subpara-  
25 graph (B), with respect to a program or project

1 that serves an eligible entity and is carried out  
 2 using a grant under this subsection, the Fed-  
 3 eral share of the cost of the program or project  
 4 shall be 90 percent.

5 “(B) WAIVER.—The Administrator may  
 6 increase the Federal share under subparagraph  
 7 (A) to 100 percent if the Administrator deter-  
 8 mines that an eligible entity is unable to pay,  
 9 or would experience significant financial hard-  
 10 ship if required to pay, the non-Federal share.”.

11 (b) CONNECTION TO PUBLIC WATER SYSTEMS.—  
 12 Section 1459A of the Safe Drinking Water Act (42 U.S.C.  
 13 300j–19a) is amended by adding at the end the following:

14 “(m) CONNECTION TO PUBLIC WATER SYSTEMS.—

15 “(1) DEFINITIONS.—In this subsection:

16 “(A) ELIGIBLE ENTITY.—The term ‘eligi-  
 17 ble entity’ means—

18 “(i) an owner or operator of a public  
 19 water system that assists or is seeking to  
 20 assist eligible individuals with connecting  
 21 the household of the eligible individual to  
 22 the public water system; or

23 “(ii) a nonprofit entity that assists or  
 24 is seeking to assist eligible individuals with  
 25 the costs associated with connecting the

1 household of the eligible individual to a  
2 public water system.

3 “(B) ELIGIBLE INDIVIDUAL.—The term  
4 ‘eligible individual’ has the meaning given the  
5 term in section 603(j) of the Federal Water  
6 Pollution Control Act (33 U.S.C. 1383(j)).

7 “(C) PROGRAM.—The term ‘program’  
8 means the competitive grant program estab-  
9 lished under paragraph (2).

10 “(2) ESTABLISHMENT.—Subject to the avail-  
11 ability of appropriations, the Administrator shall es-  
12 tablish a competitive grant program for the purpose  
13 of improving the general welfare under which the  
14 Administrator awards grants to eligible entities to  
15 provide funds to assist eligible individuals in cov-  
16 ering the costs incurred by the eligible individual in  
17 connecting the household of the eligible individual to  
18 a public water system.

19 “(3) APPLICATION.—An eligible entity seeking  
20 a grant under the program shall submit to the Ad-  
21 ministrator an application at such time, in such  
22 manner, and containing such information as the Ad-  
23 ministrator may require.

1           “(4) CRITERIA.—In selecting recipients for  
2 grants under the program, the Administrator shall  
3 consider—

4           “(A) how public health would improve by  
5 awarding a grant to a particular eligible entity;

6           “(B) the environmental implications of  
7 awarding a grant to a particular eligible entity;

8           “(C) whether it is economically feasible for  
9 an eligible entity to provide the assistance de-  
10 scribed in paragraph (2); and

11           “(D) whether it is technically feasible for  
12 an eligible entity to provide the assistance de-  
13 scribed in paragraph (2).

14           “(5) VOLUNTARY CONNECTION.—Before pro-  
15 viding funds to an eligible individual for the costs  
16 described in paragraph (2), an eligible entity shall  
17 ensure and certify to the Administrator that—

18           “(A) the eligible individual is voluntarily  
19 seeking connection to the public water system;

20           “(B) if the eligible entity is not the owner  
21 or operator of the public water system to which  
22 the eligible individual seeks to connect, the pub-  
23 lic water system to which the eligible individual  
24 seeks to connect has agreed to the connection;  
25 and

1           “(C) the connection of the household of the  
2           eligible individual to the public water system  
3           meets all applicable local and State regulations,  
4           requirements, and codes.

5           “(6) REPORT.—Not later than 2 years after the  
6           date of enactment of the Drinking Water and  
7           Wastewater Infrastructure Act of 2021, the Admin-  
8           istrator shall submit to Congress a report that de-  
9           scribes the implementation of the program, which  
10          shall include a description of the use and deployment  
11          of amounts made available under the program.

12          “(7) AUTHORIZATION OF APPROPRIATIONS.—  
13          There is authorized to be appropriated to carry out  
14          the program \$20,000,000 for each of fiscal years  
15          2022 through 2026.”.

16          (c) COMPETITIVE GRANT PILOT PROGRAM.—Section  
17          1459A of the Safe Drinking Water Act (42 U.S.C. 300j-  
18          19a) (as amended by subsection (b)) is amended by adding  
19          at the end the following:

20          “(n) STATE COMPETITIVE GRANTS FOR UNDER-  
21          SERVED COMMUNITIES.—

22          “(1) IN GENERAL.—In addition to amounts au-  
23          thorized to be appropriated under subsection (k),  
24          there is authorized to be appropriated to carry out  
25          subsections (a) through (j) \$50,000,000 for each of

1 fiscal years 2022 through 2026 in accordance with  
2 paragraph (2).

3 “(2) COMPETITIVE GRANTS.—

4 “(A) IN GENERAL.—Notwithstanding any  
5 other provision of this section, the Adminis-  
6 trator shall distribute amounts made available  
7 under paragraph (1) to States through a com-  
8 petitive grant program.

9 “(B) APPLICATIONS.—To seek a grant  
10 under the competitive grant program under  
11 subparagraph (A), a State shall submit to the  
12 Administrator an application at such time, in  
13 such manner, and containing such information  
14 as the Administrator may require.

15 “(C) CRITERIA.—In selecting recipients of  
16 grants under the competitive grant program  
17 under subparagraph (A), the Administrator  
18 shall establish criteria that give priority to  
19 States with a high proportion of underserved  
20 communities that meet the condition described  
21 in subsection (a)(2)(A).

22 “(3) REPORT.—Not later than 2 years after the  
23 date of enactment of the Drinking Water and  
24 Wastewater Infrastructure Act of 2021, the Admin-  
25 istrator shall submit to Congress a report that de-

1 scribes the implementation of the competitive grant  
2 program under paragraph (2)(A), which shall in-  
3 clude a description of the use and deployment of  
4 amounts made available under the competitive grant  
5 program.

6 “(4) SAVINGS PROVISION.—Nothing in this  
7 paragraph affects the distribution of amounts made  
8 available under subsection (k), including any meth-  
9 ods used by the Administrator for distribution of  
10 amounts made available under that subsection as in  
11 effect on the day before the date of enactment of  
12 this subsection.”.

13 **SEC. 105. REDUCING LEAD IN DRINKING WATER.**

14 Section 1459B of the Safe Drinking Water Act (42  
15 U.S.C. 300j–19b) is amended—

16 (1) in subsection (d)—

17 (A) by inserting “(except for subsection  
18 (d))” after “this section”; and

19 (B) by striking “\$60,000,000 for each of  
20 fiscal years 2017 through 2021” and inserting  
21 “\$100,000,000 for each of fiscal years 2022  
22 through 2026”;

23 (2) by redesignating subsections (d) and (e) as  
24 subsections (e) and (f), respectively; and

1           (3) by inserting after subsection (c) the fol-  
2           lowing:

3           “(d) LEAD MAPPING UTILIZATION GRANT PILOT  
4 PROGRAM.—

5           “(1) DEFINITIONS.—In this subsection:

6           “(A) ELIGIBLE ENTITY.—The term ‘eligi-  
7           ble entity’ means a municipality that is served  
8           by a community water system or a nontransient  
9           noncommunity water system in which not less  
10          than 30 percent of the service lines are known,  
11          or likely to contain, lead service lines.

12          “(B) PILOT PROGRAM.—The term ‘pilot  
13          program’ means the pilot program established  
14          under paragraph (2).

15          “(2) ESTABLISHMENT.—The Administrator  
16          shall establish a pilot program under which the Ad-  
17          ministrator shall provide grants to eligible entities to  
18          carry out lead reduction projects that are dem-  
19          onstrated to exist based on existing lead mapping of  
20          those eligible entities.

21          “(3) SELECTION.—

22          “(A) APPLICATION.—To be eligible to re-  
23          ceive a grant under the pilot program, an eligi-  
24          ble entity shall submit to the Administrator an  
25          application at such time, in such manner, and



1 containing such information as the Adminis-  
2 trator may require.

3 “(B) PRIORITIZATION.—In selecting recipi-  
4 ents under the pilot program, the Administrator  
5 shall give priority to an eligible entity that  
6 meets the affordability criteria established by  
7 the applicable State.

8 “(4) REPORT.—Not later 2 years after the Ad-  
9 ministrator first awards a grant under the pilot pro-  
10 gram, the Administrator shall submit to the Com-  
11 mittee on Environment and Public Works of the  
12 Senate and the Committee on Energy and Com-  
13 merce of the House of Representatives a report de-  
14 scribing—

15 “(A) the recipients of grants under the  
16 pilot program;

17 “(B) the existing lead mapping that was  
18 available to recipients of grants under the pilot  
19 program; and

20 “(C) how useful and accurate the lead  
21 mapping described in subparagraph (B) was in  
22 locating lead contaminants of the eligible entity.

23 “(5) AUTHORIZATION OF APPROPRIATIONS.—  
24 There is authorized to be appropriated to carry out

1 the pilot program \$10,000,000, to remain available  
2 until expended.”.

3 **SEC. 106. OPERATIONAL SUSTAINABILITY OF SMALL PUB-**  
4 **LIC WATER SYSTEMS.**

5 Part E of the Safe Drinking Water Act (42 U.S.C.  
6 300j et seq.) is amended by adding at the end the fol-  
7 lowing:

8 **“SEC. 1459E. OPERATIONAL SUSTAINABILITY OF SMALL**  
9 **PUBLIC WATER SYSTEMS.**

10 “(a) DEFINITIONS.—In this section:

11 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-  
12 tity’ means—

13 “(A) a unit of local government;

14 “(B) a public corporation established by a  
15 unit of local government to provide water serv-  
16 ice;

17 “(C) a nonprofit corporation, public trust,  
18 or cooperative association that owns or operates  
19 a public water system; and

20 “(D) an Indian Tribe that owns or oper-  
21 ates a public water system.

22 “(2) OPERATIONAL SUSTAINABILITY.—The  
23 term ‘operational sustainability’ means the ability to  
24 improve the operation of a small system through the  
25 identification and prevention of potable water loss

1 due to leaks, breaks, and other metering or infra-  
2 structure failures.

3 “(3) PROGRAM.—The term ‘program’ means  
4 the grant program established under subsection (b).

5 “(4) SMALL SYSTEM.—The term ‘small system’  
6 means a public water system that—

7 “(A) serves fewer than 10,000 people; and

8 “(B) is owned or operated by—

9 “(i) a unit of local government;

10 “(ii) a public corporation;

11 “(iii) a nonprofit corporation;

12 “(iv) a public trust;

13 “(v) a cooperative association; or

14 “(vi) an Indian Tribe.

15 “(b) ESTABLISHMENT.—Subject to the availability of  
16 appropriations, the Administrator shall establish a pro-  
17 gram to award grants to eligible entities for the purpose  
18 of improving the operational sustainability of 1 or more  
19 small systems.

20 “(c) APPLICATIONS.—To be eligible to receive a grant  
21 under the program, an eligible entity shall submit to the  
22 Administrator an application at such time, in such man-  
23 ner, and containing such information as the Administrator  
24 may require, including—

1           “(1) a proposal of the project to be carried out  
2 using grant funds under the program;

3           “(2) documentation prepared by the eligible en-  
4 tity describing the deficiencies or suspected defi-  
5 ciencies in operational sustainability of 1 or more  
6 small systems that are to be addressed through the  
7 proposed project;

8           “(3) a description of how the proposed project  
9 will improve the operational sustainability of 1 or  
10 more small systems;

11           “(4) a description of how the improvements de-  
12 scribed in paragraph (3) will be maintained beyond  
13 the life of the proposed project, including a plan to  
14 maintain and update any asset data collected as a  
15 result of the proposed project;

16           “(5)(A) if the eligible entity is located in a  
17 State that has established a State drinking water  
18 treatment revolving loan fund under section 1452, a  
19 copy of a written agreement between the eligible en-  
20 tity and the State in which the eligible entity agrees  
21 to provide a copy of any data collected under the  
22 proposed project to the State agency administering  
23 the State drinking water treatment revolving loan  
24 fund (or a designee); or

1           “(B) if the eligible entity is located in an area  
2           other than a State that has established a State  
3           drinking water treatment revolving loan fund under  
4           section 1452, a copy of a written agreement between  
5           the eligible entity and the Administrator in which  
6           the eligible entity agrees to provide a copy of any  
7           data collected under the proposed project to the Ad-  
8           ministrator (or a designee); and

9           “(6) any additional information the Adminis-  
10          trator may require.

11          “(d) USE OF FUNDS.—An eligible entity that receives  
12 a grant under the program shall use the grant funds to  
13 carry out projects that improve the operational sustain-  
14 ability of 1 or more small systems through—

15           “(1) the development of a detailed asset inven-  
16           tory, which may include drinking water sources,  
17           wells, storage, valves, treatment systems, distribu-  
18           tion lines, hydrants, pumps, controls, and other es-  
19           sential infrastructure;

20           “(2) the development of an infrastructure asset  
21           map, including a map that uses technology such  
22           as—

23                   “(A) geographic information system soft-  
24           ware; and

25                   “(B) global positioning system software;

1           “(3) the deployment of leak detection tech-  
2 nology;

3           “(4) the deployment of metering technology;

4           “(5) training in asset management strategies,  
5 techniques, and technologies for appropriate staff  
6 employed by—

7                 “(A) the eligible entity; or

8                 “(B) the small systems for which the grant  
9 was received;

10           “(6) the deployment of strategies, techniques,  
11 and technologies to enhance the operational sustain-  
12 ability and effective use of water resources through  
13 water reuse; and

14           “(7) the development or deployment of other  
15 strategies, techniques, or technologies that the Ad-  
16 ministrator may determine to be appropriate under  
17 the program.

18           “(e) COST SHARE.—

19                 “(1) IN GENERAL.—Subject to paragraph (2),  
20 the Federal share of the cost of a project carried out  
21 using a grant under the program shall be 90 percent  
22 of the total cost of the project.

23                 “(2) WAIVER.—The Administrator may in-  
24 crease the Federal share under paragraph (1) to 100  
25 percent.

1       “(f) REPORT.—Not later than 2 years after the date  
 2 of enactment of the Drinking Water and Wastewater In-  
 3 frastructure Act of 2021, the Administrator shall submit  
 4 to Congress a report that describes the implementation of  
 5 the program, which shall include a description of the use  
 6 and deployment of amounts made available under the pro-  
 7 gram.

8       “(g) AUTHORIZATION OF APPROPRIATIONS.—There  
 9 is authorized to be appropriated to carry out this section  
 10 \$50,000,000 for each of fiscal years 2022 through 2026.”.

11 **SEC. 107. MIDSIZE AND LARGE DRINKING WATER SYSTEM**  
 12 **INFRASTRUCTURE RESILIENCE AND SUS-**  
 13 **TAINABILITY PROGRAM.**

14       Part E of the Safe Drinking Water Act (42 U.S.C.  
 15 300j et seq.) (as amended by section 106) is amended by  
 16 adding at the end the following:

17 **“SEC. 1459F. MIDSIZE AND LARGE DRINKING WATER SYS-**  
 18 **TEM INFRASTRUCTURE RESILIENCE AND**  
 19 **SUSTAINABILITY PROGRAM.**

20       “(a) DEFINITIONS.—In this section:

21               “(1) ELIGIBLE ENTITY.—The term ‘eligible en-  
 22 tity’ means a public water system that serves a com-  
 23 munity with a population of greater than 10,000.

1           “(2) NATURAL HAZARD; RESILIENCE.—The  
2 terms ‘resilience’ and ‘natural hazard’ have the  
3 meanings given those terms in section 1433(h).

4           “(3) RESILIENCE AND SUSTAINABILITY PRO-  
5 GRAM.—The term ‘resilience and sustainability pro-  
6 gram’ means the Midsize and Large Drinking Water  
7 System Infrastructure Resilience and Sustainability  
8 Program established under subsection (b).

9           “(b) ESTABLISHMENT.—The Administrator shall es-  
10 tablish and carry out a program, to be known as the  
11 ‘Midsize and Large Drinking Water System Infrastruc-  
12 ture Resilience and Sustainability Program’, under which  
13 the Administrator, subject to the availability of appropria-  
14 tions for the resilience and sustainability program, shall  
15 award grants to eligible entities for the purpose of increas-  
16 ing resilience to natural hazards, cybersecurity threats,  
17 and extreme weather events.

18           “(c) USE OF FUNDS.—An eligible entity may only  
19 use grant funds received under the resilience and sustain-  
20 ability program to assist in the planning, design, construc-  
21 tion, implementation, operation, or maintenance of a pro-  
22 gram or project that increases resilience to natural haz-  
23 ards, cybersecurity threats, or extreme weather events  
24 through—



1           “(1) the conservation of water or the enhance-  
2           ment of water-use efficiency;

3           “(2) the modification or relocation of existing  
4           drinking water system infrastructure made, or that  
5           is at risk of being, significantly impaired by natural  
6           hazards or extreme weather events, including risks  
7           to drinking water from flooding;

8           “(3) the design or construction of new or modi-  
9           fied desalination facilities to serve existing commu-  
10          nities;

11          “(4) the enhancement of water supply through  
12          the use of watershed management and source water  
13          protection;

14          “(5) the enhancement of energy efficiency or  
15          the use and generation of renewable energy in the  
16          conveyance or treatment of drinking water;

17          “(6) the development and implementation of  
18          measures to increase the resilience of the eligible en-  
19          tity to natural hazards, cybersecurity threats, or ex-  
20          treme weather events; or

21          “(7) the conservation of water or the enhance-  
22          ment of a water supply through the implementation  
23          of water reuse measures.

24          “(d) APPLICATION.—To seek a grant under the resil-  
25          ience and sustainability program, an eligible entity shall

1 submit to the Administrator an application at such time,  
2 in such manner, and containing such information as the  
3 Administrator may require, including—

4           “(1) a proposal of the program or project to be  
5           planned, designed, constructed, implemented, oper-  
6           ated, or maintained by the eligible entity;

7           “(2) an identification of the natural hazard risk  
8           or potential cybersecurity threat, as applicable, to be  
9           addressed by the proposed program or project;

10           “(3) documentation prepared by a Federal,  
11           State, regional, or local government agency of the  
12           natural hazard risk, potential cybersecurity threat,  
13           or risk for extreme weather events to the area where  
14           the proposed program or project is to be located;

15           “(4) a description of any recent natural haz-  
16           ards, cybersecurity events, or extreme weather  
17           events that have affected the community water sys-  
18           tem of the eligible entity;

19           “(5) a description of how the proposed program  
20           or project would improve the performance of the  
21           community water system of the eligible entity under  
22           the anticipated natural hazards, cybersecurity  
23           threats, or extreme weather events; and

24           “(6) an explanation of how the proposed pro-  
25           gram or project is expected to enhance the resilience

1 of the community water system of the eligible entity  
2 to the anticipated natural hazards, cybersecurity  
3 threats, or extreme weather events.

4 “(e) REPORT.—Not later than 2 years after the date  
5 of enactment of the Drinking Water and Wastewater In-  
6 frastructure Act of 2021, the Administrator shall submit  
7 to Congress a report that describes the implementation of  
8 the resilience and sustainability program, which shall in-  
9 clude a description of the use and deployment of amounts  
10 made available to carry out the resilience and sustain-  
11 ability program.

12 “(f) AUTHORIZATION OF APPROPRIATIONS.—

13 “(1) IN GENERAL.—There is authorized to be  
14 appropriated to carry out the resilience and sustain-  
15 ability program \$50,000,000 for each of fiscal years  
16 2022 through 2026.

17 “(2) USE OF FUNDS.—Of the amounts made  
18 available under paragraph (1) for grants to eligible  
19 entities under the resilience and sustainability pro-  
20 gram—

21 “(A) 50 percent shall be used to provide  
22 grants to eligible entities that serve a popu-  
23 lation of—

24 “(i) greater than 10,000; and

25 “(ii) fewer than 100,000; and

1           “(B) 50 percent shall be used to provide  
2           grants to eligible entities that serve a popu-  
3           lation equal to or greater than 100,000.

4           “(3) ADMINISTRATIVE COSTS.—Of the amounts  
5           made available under paragraph (1), not more than  
6           2 percent may be used by the Administrator for the  
7           administrative costs of carrying out the resilience  
8           and sustainability program.”.

9 **SEC. 108. NEEDS ASSESSMENT FOR NATIONWIDE RURAL**  
10                           **AND URBAN LOW-INCOME COMMUNITY**  
11                           **WATER ASSISTANCE.**

12           Part E of the Safe Drinking Water Act (42 U.S.C.  
13 300j et seq.) (as amended by section 107) is amended by  
14 adding at the end the following:

15 **“SEC. 1459G. NEEDS ASSESSMENT FOR NATIONWIDE RURAL**  
16                           **AND URBAN LOW-INCOME COMMUNITY**  
17                           **WATER ASSISTANCE.**

18           “(a) DEFINITION OF LOW-INCOME HOUSEHOLD.—In  
19 this section, the term ‘low-income household’ means a  
20 household that has an income that, as determined by the  
21 State in which the household is located, does not exceed  
22 the greater of—

23           “(1) an amount equal to 150 percent of the  
24           poverty level of that State; and

1           “(2) an amount equal to 60 percent of the  
2 State median income for that State.

3           “(b) STUDY; REPORT.—

4           “(1) IN GENERAL.—Subject to the availability  
5 of appropriations, not later than 2 years after the  
6 date of enactment of this section, the Administrator  
7 shall conduct, and submit to Congress a report de-  
8 scribing the results of, a study regarding the preva-  
9 lence throughout the United States of low-income  
10 households, including low-income renters, that spend  
11 a disproportionate amount of household income on  
12 public drinking water services to meet household  
13 needs.

14           “(2) INCLUSIONS.—The report under para-  
15 graph (1) shall include—

16           “(A) recommendations of the Adminis-  
17 trator regarding the best methods to increase  
18 access to affordable and reliable drinking water  
19 services;

20           “(B) a description of the cost of each  
21 method described in subparagraph (A); and

22           “(C) with respect to the development of  
23 the report, a consultation with all relevant  
24 stakeholders.

1           “(3) AGREEMENTS.—The Administrator may  
2           enter into an agreement with another Federal agen-  
3           cy to carry out the study under paragraph (1).

4           “(c) AUTHORIZATION OF APPROPRIATIONS.—There  
5           is authorized to be appropriated to carry out this section  
6           \$5,000,000, to remain available until expended.”.

7   **SEC. 109. LEAD CONTAMINATION IN SCHOOL DRINKING**  
8                           **WATER.**

9           Section 1464 of the Safe Drinking Water Act (42  
10          U.S.C. 300j-24) is amended—

11                   (1) in subsection (b)—

12                           (A) in the first sentence, by inserting  
13                           “public water systems and” after “to assist”;  
14                           and

15                           (B) in the third sentence, by inserting  
16                           “public water systems,” after “schools,”; and

17                   (2) in subsection (d)—

18                           (A) in paragraph (2)—

19                                   (i) in subparagraph (A)—

20   (I) by inserting “, public water  
21   systems that serve schools and child  
22   care programs under the jurisdiction  
23   of those local educational agencies,  
24   and qualified nonprofit organizations”  
25   before “in voluntary”;

1 (II) by striking the period at the  
2 end and inserting “; and”;

3 (III) by striking “grants avail-  
4 able to States” and inserting the fol-  
5 lowing: “grants available to—  
6 “(i) States”; and

7 (IV) by adding at the end the fol-  
8 lowing:

9 “(ii) tribal consortia to assist tribal  
10 education agencies (as defined in section 3  
11 of the National Environmental Education  
12 Act (20 U.S.C. 5502)) in voluntary testing  
13 for lead contamination in drinking water at  
14 schools and child care programs under the  
15 jurisdiction of the tribal education agen-  
16 cy.”;

17 (ii) in subparagraph (B)—

18 (I) in clause (i), by striking “or”  
19 at the end;

20 (II) in clause (ii), by striking the  
21 period at the end and inserting a  
22 semicolon; and

23 (III) by adding at the end the  
24 following:

1           “(iii) any public water system that is  
2           located in a State that does not participate  
3           in the voluntary grant program established  
4           under subparagraph (A) that—

5                   “(I) assists schools or child care  
6                   programs in lead testing; or

7                   “(II) provides technical assist-  
8                   ance to schools or child care programs  
9                   in carrying out lead testing; or

10                   “(iv) a qualified nonprofit organiza-  
11                   tion, as determined by the Administrator.”;

12           (B) in paragraphs (3), (5), (6), and (7), by  
13           striking “State or local educational agency”  
14           each place it appears and inserting “State, local  
15           educational agency, public water system, tribal  
16           consortium, or qualified nonprofit organiza-  
17           tion”;

18           (C) in paragraph (4), by striking “States  
19           and local educational agencies” and inserting  
20           “States, local educational agencies, public water  
21           systems, tribal consortia, and qualified non-  
22           profit organizations”;

23           (D) in paragraph (6)—

24                   (i) in the matter preceding subpara-  
25                   graph (A), by inserting “, public water sys-



1           tem, tribal consortium, or qualified non-  
2           profit organization” after “each local edu-  
3           cational agency”;

4                   (ii) in subparagraph (A)(ii), by insert-  
5           ing “or tribal” after “applicable State”;  
6           and

7                   (iii) in subparagraph (B)(i), by insert-  
8           ing “applicable” before “local educational  
9           agency”; and

10           (E) by striking paragraph (8) and insert-  
11           ing the following:

12           “(8) AUTHORIZATION OF APPROPRIATIONS.—  
13           There are authorized to be appropriated to carry out  
14           this subsection—

15                   “(A) \$30,000,000 for each of fiscal years  
16                   2022 through 2024;

17                   “(B) \$40,000,000 for fiscal year 2025; and

18                   “(C) \$50,000,000 for fiscal year 2026.”.

19 **SEC. 110. INDIAN RESERVATION DRINKING WATER PRO-**  
20 **GRAM.**

21           Section 2001 of the America’s Water Infrastructure  
22 Act of 2018 (42 U.S.C. 300j–3e note; Public Law 115–  
23 270) is amended—

24                   (1) in subsection (a)—

1 (A) in the matter preceding paragraph (1),  
2 by striking “Subject to the availability of appro-  
3 priations, the Administrator of the Environ-  
4 mental Protection Agency” and inserting “The  
5 Administrator of the Environmental Protection  
6 Agency (referred to in this section as the ‘Ad-  
7 ministrator’)”; and

8 (B) by striking “to implement” in the mat-  
9 ter preceding paragraph (1) and all that follows  
10 through the period at the end of paragraph (2)  
11 and inserting “to implement eligible projects  
12 described in subsection (b).”;

13 (2) by redesignating subsection (d) as sub-  
14 section (f);

15 (3) by striking subsection (c) and inserting the  
16 following:

17 “(c) REQUIRED PROJECTS.—

18 “(1) IN GENERAL.—If sufficient applications  
19 exist, of the funds made available to carry out this  
20 section, the Administrator shall use 50 percent to  
21 carry out—

22 “(A) 10 eligible projects described in sub-  
23 section (b) that are within the Upper Missouri  
24 River Basin;

1           “(B) 10 eligible projects described in sub-  
2           section (b) that are within the Upper Rio  
3           Grande Basin;

4           “(C) 10 eligible projects described in sub-  
5           section (b) that are within the Columbia River  
6           Basin; and

7           “(D) 10 eligible projects described in sub-  
8           section (b) that are within the Lower Colorado  
9           River Basin.

10          “(2) REQUIREMENT.—In carrying out para-  
11          graph (1)(A), the Administrator shall select not  
12          fewer than 2 eligible projects for a reservation that  
13          serves more than 1 federally recognized Indian  
14          Tribe.

15          “(d) FEDERAL SHARE.—The Federal share of the  
16          cost of a project carried out under this section shall be  
17          100 percent.

18          “(e) REPORT.—Not later than 2 years after the date  
19          of enactment of the Drinking Water and Wastewater In-  
20          frastructure Act of 2021, the Administrator shall submit  
21          to Congress a report that describes the implementation of  
22          the program established under subsection (a), which shall  
23          include a description of the use and deployment of  
24          amounts made available under that program.”; and

25          (4) in subsection (f) (as so redesignated)—

1 (A) by striking “There is” and inserting  
2 “There are”;

3 (B) by striking “subsection (a)  
4 \$20,000,000” and inserting the following: “sub-  
5 section (a)—  
6 “(1) \$20,000,000”;

7 (C) in paragraph (1) (as so designated), by  
8 striking “2022.” and inserting “2021; and”;  
9 and

10 (D) by adding at the end the following:

11 “(2) \$50,000,000 for each of fiscal years 2022  
12 through 2026.”.

13 **SEC. 111. ADVANCED DRINKING WATER TECHNOLOGIES.**

14 Part E of the Safe Drinking Water Act (42 U.S.C.  
15 300j et seq.) (as amended by section 108) is amended by  
16 adding at the end the following:

17 **“SEC. 1459H. ADVANCED DRINKING WATER TECHNOLOGIES.**

18 “(a) STUDY.—

19 “(1) IN GENERAL.—Subject to the availability  
20 of appropriations, not later than 1 year after the  
21 date of enactment of the Drinking Water and  
22 Wastewater Infrastructure Act of 2021, the Admin-  
23 istrator shall carry out a study that examines the  
24 state of existing and potential future technology, in-  
25 cluding technology that could address cybersecurity

1 threats, that enhances or could enhance the treat-  
 2 ment, monitoring, affordability, efficiency, and safe-  
 3 ty of drinking water provided by a public water sys-  
 4 tem.

5 “(2) REPORT.—The Administrator shall submit  
 6 to the Committee on Environment and Public Works  
 7 of the Senate and the Committee on Energy and  
 8 Commerce of the House of Representatives a report  
 9 that describes the results of the study under para-  
 10 graph (1).

11 “(b) ADVANCED DRINKING WATER TECHNOLOGY  
 12 GRANT PROGRAM.—

13 “(1) DEFINITIONS.—In this subsection:

14 “(A) ELIGIBLE ENTITY.—The term ‘eligi-  
 15 ble entity’ means the owner or operator of a  
 16 public water system that—

17 “(i) serves—

18 “(I) a population of not more  
 19 than 100,000 people; or

20 “(II) an underserved community;

21 “(ii) has plans to identify or has iden-  
 22 tified opportunities in the operations of the  
 23 public water system to employ new or  
 24 emerging, yet proven, technologies, includ-  
 25 ing technology that could address cyberse-

1           curity threats, as determined by the Ad-  
2           ministrators, that enhance treatment, moni-  
3           toring, affordability, efficiency, or safety of  
4           the drinking water provided by the public  
5           water system, including technologies not  
6           identified in the study conducted under  
7           subsection (a)(1); and

8           “(iii) has expressed an interest in the  
9           opportunities in the operation of the public  
10          water system to employ new or emerging,  
11          yet proven, technologies, including tech-  
12          nology that could address cybersecurity  
13          threats, as determined by the Adminis-  
14          trator, that enhance treatment, moni-  
15          toring, affordability, efficiency, or safety of  
16          the drinking water provided by the public  
17          water system, including technologies not  
18          identified in the study conducted under  
19          subsection (a)(1).

20          “(B) PROGRAM.—The term ‘program’  
21          means the competitive grant program estab-  
22          lished under paragraph (2).

23          “(C) UNDERSERVED COMMUNITY.—The  
24          term ‘underserved community’ means a political  
25          subdivision of a State that, as determined by

1           the Administrator, has an inadequate system  
2           for obtaining drinking water.

3           “(2) ESTABLISHMENT.—The Administrator  
4           shall establish a competitive grant program under  
5           which the Administrator shall award grants to eligi-  
6           ble entities for the purpose of identifying, deploying,  
7           or identifying and deploying technologies described  
8           in paragraph (1)(A)(ii).

9           “(3) REQUIREMENTS.—

10           “(A) APPLICATIONS.—To be eligible to re-  
11           ceive a grant under the program, an eligible en-  
12           tity shall submit to the Administrator an appli-  
13           cation at such time, in such manner, and con-  
14           taining such information as the Administrator  
15           may require.

16           “(B) FEDERAL SHARE.—

17           “(i) IN GENERAL.—Subject to clause  
18           (ii), the Federal share of the cost of a  
19           project carried out using a grant under the  
20           program shall not exceed 90 percent of the  
21           total cost of the project.

22           “(ii) WAIVER.—The Administrator  
23           may increase the Federal share under  
24           clause (i) to 100 percent if the Adminis-  
25           trator determines that an eligible entity is

1           unable to pay, or would experience signifi-  
2           cant financial hardship if required to pay,  
3           the non-Federal share.

4           “(4) REPORT.—Not later than 1 year after the  
5           date on which Administrator first awards a grant  
6           under the program, and annually thereafter, the Ad-  
7           ministrator shall submit to Congress a report de-  
8           scribing—

9                   “(A) each recipient of a grant under the  
10                   program during the previous 1-year period; and

11                   “(B) a summary of the activities carried  
12                   out using grants awarded under the program.

13           “(5) FUNDING.—

14                   “(A) AUTHORIZATION OF APPROPRIA-  
15                   TIONS.—There is authorized to be appropriated  
16                   to carry out the program \$10,000,000 for each  
17                   of fiscal years 2022 through 2026, to remain  
18                   available until expended.

19                   “(B) ADMINISTRATIVE COSTS.—Not more  
20                   than 2 percent of the amount made available  
21                   for a fiscal year under subparagraph (A) to  
22                   carry out the program may be used by the Ad-  
23                   ministrator for the administrative costs of car-  
24                   rying out the program.”.



1           **TITLE II—CLEAN WATER**

2   **SEC. 201. RESEARCH, INVESTIGATIONS, TRAINING, AND IN-**  
3           **FORMATION.**

4           (a) REAUTHORIZATION.—Section 104(u) of the Fed-  
5   eral Water Pollution Control Act (33 U.S.C. 1254(u)) is  
6   amended—

7           (1) by striking “and (7)” and inserting “(7)”;

8           and

9           (2) in paragraph (7)—

10           (A) by striking “2023” and inserting  
11           “2021”; and

12           (B) by striking the period at the end and  
13           inserting “; and (8) not to exceed \$75,000,000  
14           for each of fiscal years 2022 through 2026 for  
15           carrying out subsections (b)(3), (b)(8), and (g),  
16           of which not less than \$50,000,000 each fiscal  
17           year shall be used to carry out subsection  
18           (b)(8).”.

19           (b) REPORT.—Not later than 2 years after the date  
20   of enactment of this Act, the Administrator shall submit  
21   to Congress a report that describes the implementation of  
22   the grants authorized under subsections (b)(3), (b)(8),  
23   and (g) of section 104 of the Federal Water Pollution Con-  
24   trol Act (33 U.S.C. 1254), which shall include a descrip-

1 tion of the use and deployment of amounts made available  
2 to carry out those subsections.

3 **SEC. 202. WASTEWATER EFFICIENCY GRANT PILOT PRO-**  
4 **GRAM.**

5 (a) DEFINITIONS.—In this section:

6 (1) PILOT PROGRAM.—The term “pilot pro-  
7 gram” means the wastewater efficiency grant pilot  
8 program established under subsection (b).

9 (2) TREATMENT WORKS.—The term “treatment  
10 works” has the meaning given the term in section  
11 212 of the Federal Water Pollution Control Act (33  
12 U.S.C. 1292).

13 (b) ESTABLISHMENT.—Subject to the availability of  
14 appropriations, the Administrator shall establish a waste-  
15 water efficiency grant pilot program to award grants to  
16 owners or operators of publicly owned treatment works to  
17 carry out projects that create or improve waste-to-energy  
18 systems.

19 (c) SELECTION.—

20 (1) APPLICATIONS.—To be eligible to receive a  
21 grant under the pilot program, an owner or operator  
22 of a treatment works shall submit to the Adminis-  
23 trator an application at such time, in such manner,  
24 and containing such information as the Adminis-  
25 trator may require.

1           (2) NUMBER OF RECIPIENTS.—The Adminis-  
2           trator shall select not more than 15 recipients of  
3           grants under the pilot program from applications  
4           submitted under paragraph (1).

5           (d) USE OF FUNDS.—

6           (1) IN GENERAL.—Subject to paragraph (2), a  
7           recipient of a grant under the pilot program may use  
8           grant funds for—

9                   (A) sludge collection;

10                   (B) installation of anaerobic digesters;

11                   (C) methane capture;

12                   (D) methane transfer;

13                   (E) facility upgrades and retrofits nec-  
14                   essary to create or improve waste-to-energy sys-  
15                   tems; and

16                   (F) other new and emerging, but proven,  
17                   technologies that transform waste to energy.

18           (2) LIMITATION.—A grant to a recipient under  
19           the pilot program shall be not more than  
20           \$4,000,000.

21           (e) REPORTS.—

22           (1) REPORT TO THE ADMINISTRATOR.—Not  
23           later than 1 year after receiving a grant under the  
24           pilot program and each year thereafter for which  
25           amounts are made available for the pilot program

1 under subsection (f), the recipient of the grant shall  
2 submit to the Administrator a report describing the  
3 impact of that project on the communities within 3  
4 miles of the treatment works.

5 (2) REPORT TO CONGRESS.—Not later than 1  
6 year after first awarding grants under the pilot pro-  
7 gram and each year thereafter for which amounts  
8 are made available for the pilot program under sub-  
9 section (f), the Administrator shall submit to Con-  
10 gress a report describing—

11 (A) the applications received by the Ad-  
12 ministrator for grants under the pilot program;  
13 and

14 (B) the projects for which grants were  
15 awarded under the pilot program.

16 (f) AUTHORIZATION OF APPROPRIATIONS.—

17 (1) IN GENERAL.—There is authorized to be  
18 appropriated to carry out the pilot program  
19 \$20,000,000 for each of fiscal years 2022 through  
20 2026, to remain available until expended.

21 (2) LIMITATION ON USE OF FUNDS.—Of the  
22 amounts made available for grants under paragraph  
23 (1), not more than 2 percent may be used to pay the  
24 administrative costs of the Administrator.

1 **SEC. 203. PILOT PROGRAM FOR ALTERNATIVE WATER**  
2 **SOURCE PROJECTS.**

3 Section 220 of the Federal Water Pollution Control  
4 Act (33 U.S.C. 1300) is amended—

5 (1) in subsection (b), in the heading, by strik-  
6 ing “IN GENERAL” and inserting “ESTABLISH-  
7 MENT”;

8 (2) in subsection (d)—

9 (A) by striking paragraph (2); and

10 (B) by redesignating paragraph (3) as  
11 paragraph (2);

12 (3) by striking subsection (e);

13 (4) in subsection (i)—

14 (A) in the matter preceding paragraph (1),  
15 by striking “, the following definitions apply”;  
16 and

17 (B) in paragraph (1), in the first sentence,  
18 by striking “water or wastewater or by treating  
19 wastewater” and inserting “water, wastewater,  
20 or stormwater or by treating wastewater or  
21 stormwater”;

22 (5) in subsection (j)—

23 (A) in the first sentence, by striking  
24 “There is” and inserting the following:

25 “(1) IN GENERAL.—There is”;

1 (B) in paragraph (1) (as so designated), by  
 2 striking “a total of \$75,000,000 for fiscal years  
 3 2002 through 2004. Such sums shall” and in-  
 4 serting “\$25,000,000 for each of fiscal years  
 5 2022 through 2026, to”; and

6 (C) by adding at the end the following:

7 “(2) LIMITATION ON USE OF FUNDS.—Of the  
 8 amounts made available for grants under paragraph  
 9 (1), not more than 2 percent may be used to pay the  
 10 administrative costs of the Administrator.”; and

11 (6) by redesignating subsections (b), (c), (d),  
 12 (i), and (j) as subsections (c), (d), (e), (b), and (i),  
 13 respectively, and moving those subsections so as to  
 14 appear in alphabetical order.

15 **SEC. 204. SEWER OVERFLOW AND STORMWATER REUSE**  
 16 **MUNICIPAL GRANTS.**

17 Section 221 of the Federal Water Pollution Control  
 18 Act (33 U.S.C. 1301) is amended—

19 (1) in subsection (a)(1) —

20 (A) in subparagraph (A), by striking  
 21 “and” at the end;

22 (B) by redesignating subparagraph (B) as  
 23 subparagraph (C); and

24 (C) by inserting after subparagraph (A)  
 25 the following:

1           “(B) notification systems to inform the  
2 public of combined sewer or sanitary overflows  
3 that result in sewage being released into rivers  
4 and other waters; and”;

5           (2) in subsection (d)—

6           (A) in the second sentence, by striking  
7 “The non-Federal share of the cost” and insert-  
8 ing the following:

9           “(3) TYPES OF NON-FEDERAL SHARE.—The  
10 applicable non-Federal share of the cost under this  
11 subsection”;

12           (B) in the first sentence, by striking “The  
13 Federal” and inserting the following:

14           “(1) IN GENERAL.—Subject to paragraph (2),  
15 the Federal”;

16           (C) by inserting after paragraph (1) (as so  
17 designated) the following:

18           “(2) FEDERAL SHARE FOR RURAL OR FINAN-  
19 CIALLY DISTRESSED COMMUNITIES.—

20           “(A) IN GENERAL.—Subject to subpara-  
21 graph (B), the Federal share of the cost of an  
22 activity carried out using amounts from a grant  
23 under subsection (a) in a rural community or a  
24 financially distressed community (as those

1 terms are defined in subsection (f)(2)(B)(i)  
 2 shall be 90 percent.

3 “(B) WAIVER.—The Administrator may  
 4 increase the Federal share under subparagraph  
 5 (A) to 100 percent.”;

6 (3) in subsection (f)—

7 (A) by striking paragraph (1) and insert-  
 8 ing the following:

9 “(1) IN GENERAL.—There is authorized to be  
 10 appropriated to carry out this section \$280,000,000  
 11 for each of fiscal years 2022 through 2026.”; and

12 (B) in paragraph (2)—

13 (i) by striking “To the extent” and in-  
 14 serting the following:

15 “(A) GREEN INFRASTRUCTURE.—To the  
 16 extent”; and

17 (ii) by adding at the end the fol-  
 18 lowing:

19 “(B) RURAL OR FINANCIALLY DISTRESSED  
 20 COMMUNITY ALLOCATION.—

21 “(i) DEFINITIONS.—In this subpara-  
 22 graph:

23 “(I) FINANCIALLY DISTRESSED  
 24 COMMUNITY.—The term ‘financially  
 25 distressed community’ has the mean-



1           ing given the term in subsection  
2           (c)(1).

3           “(II) RURAL COMMUNITY.—The  
4           term ‘rural community’ means a city,  
5           town, or unincorporated area that has  
6           a population of not more than 10,000  
7           inhabitants.

8           “(ii) ALLOCATION.—

9           “(I) IN GENERAL.—To the extent  
10          there are sufficient eligible project ap-  
11          plications, the Administrator shall en-  
12          sure that a State uses not less than  
13          25 percent of the amount of the  
14          grants made to the State under sub-  
15          section (a) in a fiscal year to carry  
16          out projects in rural communities or  
17          financially distressed communities for  
18          the purpose of planning, design, and  
19          construction of—

20               “(aa) treatment works to  
21               intercept, transport, control,  
22               treat, or reuse municipal sewer  
23               overflows, sanitary sewer over-  
24               flows, or stormwater; or

1                   “(bb) any other measures to  
 2                   manage, reduce, treat, or recap-  
 3                   ture stormwater or subsurface  
 4                   drainage water eligible for assist-  
 5                   ance under section 603(c).

6                   “(II) RURAL COMMUNITIES.—Of  
 7                   the funds allocated under subclause  
 8                   (I) for the purposes described in that  
 9                   subclause, to the extent there are suf-  
 10                  ficient eligible project applications, the  
 11                  Administrator shall ensure that a  
 12                  State uses not less than 60 percent to  
 13                  carry out projects in rural commu-  
 14                  nities.”; and

15                  (4) in subsection (i)—

16                   (A) in the second sentence, by striking  
 17                   “The recommended funding levels” and insert-  
 18                   ing the following:

19                   “(B) REQUIREMENT.—The funding levels  
 20                   recommended under subparagraph (A)”;

21                   (B) in the first sentence, by striking “Not  
 22                   later” and inserting the following:

23                   “(1) RECOMMENDED FUNDING LEVELS.—

24                   “(A) IN GENERAL.—Not later”; and

25                   (C) by adding at the end the following:

1           “(2) USE OF FUNDS.—Not later than 2 years  
 2 after the date of enactment of the Drinking Water  
 3 and Wastewater Infrastructure Act of 2021, the Ad-  
 4 ministrator shall submit to the Committee on Envi-  
 5 ronment and Public Works of the Senate and the  
 6 Committee on Transportation and Infrastructure of  
 7 the House of Representatives a report that describes  
 8 the implementation of the grant program under this  
 9 section, which shall include a description of the use  
 10 and deployment of amounts made available under  
 11 the program.”.

12 **SEC. 205. CLEAN WATER INFRASTRUCTURE RESILIENCY**  
 13 **AND SUSTAINABILITY PROGRAM.**

14 Title II of the Federal Water Pollution Control Act  
 15 (33 U.S.C. 1281 et seq.) is amended by adding at the end  
 16 the following:

17 **“SEC. 222. CLEAN WATER INFRASTRUCTURE RESILIENCY**  
 18 **AND SUSTAINABILITY PROGRAM.**

19           “(a) DEFINITIONS.—In this section:

20           “(1) ELIGIBLE ENTITY.—The term ‘eligible en-  
 21 tity’ means—

22                   “(A) a municipality; or

23                   “(B) an intermunicipal, interstate, or State  
 24 agency.

1           “(2) NATURAL HAZARD.—The term ‘natural  
2           hazard’ means a hazard caused by natural forces, in-  
3           cluding extreme weather events, sea-level rise, and  
4           extreme drought conditions.

5           “(3) PROGRAM.—The term ‘program’ means  
6           the clean water infrastructure resilience and sustain-  
7           ability program established under subsection (b).

8           “(b) ESTABLISHMENT.—Subject to the availability of  
9           appropriations, the Administrator shall establish a clean  
10          water infrastructure resilience and sustainability program  
11          under which the Administrator shall award grants to eligi-  
12          ble entities for the purpose of increasing the resilience of  
13          publicly owned treatment works to a natural hazard or a  
14          cybersecurity threat.

15          “(c) USE OF FUNDS.—An eligible entity that receives  
16          a grant under the program shall use the grant funds for  
17          planning, designing, or constructing projects (on a system-  
18          wide or area-wide basis) that increase the resilience of a  
19          publicly owned treatment works to a natural hazard or a  
20          cybersecurity threat through—

21                 “(1) the conservation of water;

22                 “(2) the enhancement of water use efficiency;

23                 “(3) the enhancement of wastewater and  
24          stormwater management by increasing watershed

1 preservation and protection, including through the  
2 use of—

3 “(A) natural and engineered green infra-  
4 structure; and

5 “(B) reclamation and reuse of wastewater  
6 and stormwater, such as aquifer recharge zones;

7 “(4) the modification or relocation of an exist-  
8 ing publicly owned treatment works, conveyance, or  
9 discharge system component that is at risk of being  
10 significantly impaired or damaged by a natural haz-  
11 ard;

12 “(5) the development and implementation of  
13 projects to increase the resilience of publicly owned  
14 treatment works to a natural hazard or a cybersecu-  
15 rity threat, as applicable; or

16 “(6) the enhancement of energy efficiency or  
17 the use and generation of recovered or renewable en-  
18 ergy in the management, treatment, or conveyance  
19 of wastewater or stormwater.

20 “(d) APPLICATION.—To be eligible to receive a grant  
21 under the program, an eligible entity shall submit to the  
22 Administrator an application at such time, in such man-  
23 ner, and containing such information as the Administrator  
24 may require, including—

1           “(1) a proposal of the project to be planned, de-  
2           signed, or constructed using funds under the pro-  
3           gram;

4           “(2) an identification of the natural hazard risk  
5           or potential cybersecurity threat, as applicable, to be  
6           addressed by the proposed project;

7           “(3) documentation prepared by a Federal,  
8           State, regional, or local government agency of the  
9           natural hazard risk or potential cybersecurity threat,  
10          as applicable, of the area where the proposed project  
11          is to be located;

12          “(4) a description of any recent natural hazard  
13          events or cybersecurity threats that have affected  
14          the publicly owned treatment works;

15          “(5) a description of how the proposed project  
16          would improve the performance of the publicly  
17          owned treatment works under an anticipated natural  
18          hazard or cybersecurity threat, as applicable; and

19          “(6) an explanation of how the proposed project  
20          is expected to enhance the resilience of the publicly  
21          owned treatment works to an anticipated natural  
22          hazard or cybersecurity threat, as applicable.

23          “(e) GRANT AMOUNT AND OTHER FEDERAL RE-  
24          QUIREMENTS.—

1           “(1) COST SHARE.—Except as provided in  
2 paragraph (2), a grant under the program shall not  
3 exceed 75 percent of the total cost of the proposed  
4 project.

5           “(2) EXCEPTION.—

6           “(A) IN GENERAL.—Except as provided in  
7 subparagraph (B), a grant under the program  
8 shall not exceed 90 percent of the total cost of  
9 the proposed project if the project serves a com-  
10 munity that—

11                   “(i) has a population of fewer than  
12 10,000 individuals; or

13                   “(ii) meets the affordability criteria  
14 established by the State in which the com-  
15 munity is located under section 603(i)(2).

16           “(B) WAIVER.—At the discretion of the  
17 Administrator, a grant for a project described  
18 in subparagraph (A) may cover 100 percent of  
19 the total cost of the proposed project.

20           “(3) REQUIREMENTS.—The requirements of  
21 section 608 shall apply to a project funded with a  
22 grant under the program.

23           “(f) REPORT.—Not later than 2 years after the date  
24 of enactment of the Drinking Water and Wastewater In-  
25 frastructure Act of 2021, the Administrator shall submit

1 to Congress a report that describes the implementation of  
2 the program, which shall include—

3 “(1) a description of the use and deployment of  
4 amounts made available under the program; and

5 “(2) an accounting of all grants awarded under  
6 the program, including a description of each grant  
7 recipient and each project funded using a grant  
8 under the program.

9 “(g) AUTHORIZATION OF APPROPRIATIONS.—

10 “(1) IN GENERAL.—There is authorized to be  
11 appropriated to carry out this section \$25,000,000  
12 for each of fiscal years 2022 through 2026.

13 “(2) LIMITATION ON USE OF FUNDS.—Of the  
14 amounts made available for grants under paragraph  
15 (1), not more than 2 percent may be used to pay the  
16 administrative costs of the Administrator.”.

17 **SEC. 206. SMALL AND MEDIUM PUBLICLY OWNED TREAT-**  
18 **MENT WORKS CIRCUIT RIDER PROGRAM.**

19 Title II of the Federal Water Pollution Control Act  
20 (33 U.S.C. 1281 et seq.) (as amended by section 205) is  
21 amended by adding at the end the following:

22 **“SEC. 223. SMALL AND MEDIUM PUBLICLY OWNED TREAT-**  
23 **MENT WORKS CIRCUIT RIDER PROGRAM.**

24 “(a) ESTABLISHMENT.—Subject to the availability of  
25 appropriations, not later than 180 days after the date of



1 enactment of this section, the Administrator shall estab-  
2 lish a circuit rider program (referred to in this section as  
3 the ‘circuit rider program’) under which the Administrator  
4 shall award grants to qualified nonprofit entities, as deter-  
5 mined by the Administrator, to provide assistance to own-  
6 ers and operators of small and medium publicly owned  
7 treatment works to carry out the activities described in  
8 section 602(b)(13).

9 “(b) LIMITATION.—A grant provided under the cir-  
10 cuit rider program shall be in an amount that is not more  
11 than \$75,000.

12 “(c) REPORT.—Not later than 180 days after the  
13 date on which the Administrator establishes the circuit  
14 rider program, and every 180 days thereafter, the Admin-  
15 istrator shall submit to Congress a report describing—

16 “(1) each recipient of a grant under the circuit  
17 rider program; and

18 “(2) a summary of the activities carried out  
19 under the circuit rider program.

20 “(d) AUTHORIZATION OF APPROPRIATIONS.—

21 “(1) IN GENERAL.—There is authorized to be  
22 appropriated to carry out this section \$10,000,000  
23 for the period of fiscal years 2022 through 2026.

24 “(2) LIMITATION ON USE OF FUNDS.—Of the  
25 amounts made available for grants under paragraph

1 (1), not more than 2 percent may be used to pay the  
2 administrative costs of the Administrator.”.

3 **SEC. 207. SMALL PUBLICLY OWNED TREATMENT WORKS**  
4 **EFFICIENCY GRANT PROGRAM.**

5 Title II of the Federal Water Pollution Control Act  
6 (33 U.S.C. 1281 et seq.) (as amended by section 206) is  
7 amended by adding at the end the following:

8 **“SEC. 224. SMALL PUBLICLY OWNED TREATMENT WORKS**  
9 **EFFICIENCY GRANT PROGRAM.**

10 “(a) ESTABLISHMENT.—Subject to the availability of  
11 appropriations, not later than 180 days after the date of  
12 enactment of this section, the Administrator shall estab-  
13 lish an efficiency grant program (referred to in this section  
14 as the ‘efficiency grant program’) under which the Admin-  
15 istrator shall award grants to eligible entities for the re-  
16 placement or repair of equipment that improves water or  
17 energy efficiency of small publicly owned treatment works,  
18 as identified in an efficiency audit.

19 “(b) ELIGIBLE ENTITIES.—The Administrator may  
20 award a grant under the efficiency grant program to an  
21 owner or operator of a small publicly owned treatment  
22 works that serves—

23 “(1) a population of not more than 10,000 peo-  
24 ple; or

25 “(2) a disadvantaged community.

1       “(c) REPORT.—Not later than 180 days after the  
2 date on which the Administrator establishes the efficiency  
3 grant program, and every 180 days thereafter, the Admin-  
4 istrator shall submit to Congress a report describing—

5               “(1) each recipient of a grant under the effi-  
6 ciency grant program; and

7               “(2) a summary of the activities carried out  
8 under the efficiency grant program.

9       “(d) USE OF FUNDS.—

10               “(1) SMALL SYSTEMS.—Of the amounts made  
11 available for grants under this section, to the extent  
12 that there are sufficient applications, not less than  
13 15 percent shall be used for grants to publicly owned  
14 treatment works that serve fewer than 3,300 people.

15               “(2) LIMITATION ON USE OF FUNDS.—Of the  
16 amounts made available for grants under this sec-  
17 tion, not more than 2 percent may be used to pay  
18 the administrative costs of the Administrator.”.

1 **SEC. 208. GRANTS FOR CONSTRUCTION, REFURBISHING,**  
 2 **AND SERVICING OF INDIVIDUAL HOUSEHOLD**  
 3 **DECENTRALIZED WASTEWATER SYSTEMS**  
 4 **FOR INDIVIDUALS WITH LOW OR MODERATE**  
 5 **INCOME.**

6 Title II of the Federal Water Pollution Control Act  
 7 (33 U.S.C. 1281 et seq.) (as amended by section 207) is  
 8 amended by adding at the end the following:

9 **“SEC. 225. GRANTS FOR CONSTRUCTION, REFURBISHING,**  
 10 **AND SERVICING OF INDIVIDUAL HOUSEHOLD**  
 11 **DECENTRALIZED WASTEWATER SYSTEMS**  
 12 **FOR INDIVIDUALS WITH LOW OR MODERATE**  
 13 **INCOME.**

14 “(a) DEFINITION OF ELIGIBLE INDIVIDUAL.—In this  
 15 section, the term ‘eligible individual’ means a member of  
 16 a low-income or moderate-income household, the members  
 17 of which have a combined income (for the most recent 12-  
 18 month period for which information is available) equal to  
 19 not more than 50 percent of the median nonmetropolitan  
 20 household income for the State or territory in which the  
 21 household is located, according to the most recent decen-  
 22 nial census.

23 “(b) GRANT PROGRAM.—

24 “(1) IN GENERAL.—Subject to the availability  
 25 of appropriations, the Administrator shall establish a  
 26 program under which the Administrator shall pro-

1       vide grants to private nonprofit organizations for the  
2       purpose of improving general welfare by providing  
3       assistance to eligible individuals—

4               “(A) for the construction, repair, or re-  
5               placement of an individual household decentral-  
6               ized wastewater treatment system; or

7               “(B) for the installation of a larger decen-  
8               tralized wastewater system designed to provide  
9               treatment for 2 or more households in which el-  
10              igible individuals reside, if—

11                   “(i) site conditions at the households  
12                   are unsuitable for the installation of an in-  
13                   dividually owned decentralized wastewater  
14                   system;

15                   “(ii) multiple examples of unsuitable  
16                   site conditions exist in close geographic  
17                   proximity to each other; and

18                   “(iii) a larger decentralized waste-  
19                   water system could be cost-effectively in-  
20                   stalled.

21               “(2) APPLICATION.—To be eligible to receive a  
22               grant under this subsection, a private nonprofit or-  
23               ganization shall submit to the Administrator an ap-  
24               plication at such time, in such manner, and con-

1       taining such information as the Administrator deter-  
2       mines to be appropriate.

3           “(3) PRIORITY.—In awarding grants under this  
4       subsection, the Administrator shall give priority to  
5       applicants that have substantial expertise and expe-  
6       rience in promoting the safe and effective use of in-  
7       dividual household decentralized wastewater systems.

8           “(4) ADMINISTRATIVE EXPENSES.—A private  
9       nonprofit organization may use amounts provided  
10      under this subsection to pay the administrative ex-  
11      penses associated with the provision of the services  
12      described in paragraph (1), as the Administrator de-  
13      termines to be appropriate.

14      “(c) ASSISTANCE.—

15           “(1) IN GENERAL.—Subject to paragraph (2), a  
16      private nonprofit organization shall use a grant pro-  
17      vided under subsection (b) for the services described  
18      in paragraph (1) of that subsection.

19           “(2) APPLICATION.—To be eligible to receive  
20      the services described in subsection (b)(1), an eligi-  
21      ble individual shall submit to the private nonprofit  
22      organization serving the area in which the individual  
23      household decentralized wastewater system of the el-  
24      igible individuals is, or is proposed to be, located an  
25      application at such time, in such manner, and con-

1       taining such information as the private nonprofit or-  
2       ganization determines to be appropriate.

3           “(3) PRIORITY.—In awarding assistance under  
4       this subsection, a private nonprofit organization  
5       shall give priority to any eligible individual who does  
6       not have access to a sanitary sewage disposal sys-  
7       tem.

8           “(d) REPORT.—Not later than 2 years after the date  
9       of enactment of this section, the Administrator shall sub-  
10      mit to the Committee on Environment and Public Works  
11      of the Senate and the Committee on Transportation and  
12      Infrastructure of the House of Representatives a report  
13      describing the recipients of grants under the program  
14      under this section and the results of the program under  
15      this section.

16          “(e) AUTHORIZATION OF APPROPRIATIONS.—

17           “(1) IN GENERAL.—There is authorized to be  
18      appropriated to the Administrator to carry out this  
19      section \$50,000,000 for each of fiscal years 2022  
20      through 2026.

21           “(2) LIMITATION ON USE OF FUNDS.—Of the  
22      amounts made available for grants under paragraph  
23      (1), not more than 2 percent may be used to pay the  
24      administrative costs of the Administrator.”.

1 **SEC. 209. CONNECTION TO PUBLICLY OWNED TREATMENT**  
2 **WORKS.**

3 Title II of the Federal Water Pollution Control Act  
4 (33 U.S.C. 1281 et seq.) (as amended by section 208) is  
5 amended by adding at the end the following:

6 **“SEC. 226. CONNECTION TO PUBLICLY OWNED TREATMENT**  
7 **WORKS.**

8 “(a) DEFINITIONS.—In this section:

9 “(1) ELIGIBLE ENTITY.—The term ‘eligible en-  
10 tity’ means—

11 “(A) an owner or operator of a publicly  
12 owned treatment works that assists or is seek-  
13 ing to assist low-income or moderate-income in-  
14 dividuals with connecting the household of the  
15 individual to the publicly owned treatment  
16 works; or

17 “(B) a nonprofit entity that assists low-in-  
18 come or moderate-income individuals with the  
19 costs associated with connecting the household  
20 of the individual to a publicly owned treatment  
21 works.

22 “(2) PROGRAM.—The term ‘program’ means  
23 the competitive grant program established under  
24 subsection (b).



1           “(3) QUALIFIED INDIVIDUAL.—The term ‘quali-  
2           fied individual’ has the meaning given the term ‘eli-  
3           gible individual’ in section 603(j).

4           “(b) ESTABLISHMENT.—Subject to the availability of  
5           appropriations, the Administrator shall establish a com-  
6           petitive grant program with the purpose of improving gen-  
7           eral welfare, under which the Administrator awards grants  
8           to eligible entities to provide funds to assist qualified indi-  
9           viduals in covering the costs incurred by the qualified indi-  
10          vidual in connecting the household of the qualified indi-  
11          vidual to a publicly owned treatment works.

12          “(c) APPLICATION.—

13                 “(1) IN GENERAL.—An eligible entity seeking a  
14                 grant under the program shall submit to the Admin-  
15                 istrator an application at such time, in such manner,  
16                 and containing such information as the Adminis-  
17                 trator may by regulation require.

18                 “(2) REQUIREMENT.—Not later than 90 days  
19                 after the date on which the Administrator receives  
20                 an application from an eligible entity under para-  
21                 graph (1), the Administrator shall notify the eligible  
22                 entity of whether the Administrator will award a  
23                 grant to the eligible entity under the program.

1       “(d) SELECTION CRITERIA.—In selecting recipients  
2 of grants under the program, the Administrator shall use  
3 the following criteria:

4           “(1) Whether the eligible entity seeking a grant  
5 provides services to, or works directly with, qualified  
6 individuals.

7           “(2) Whether the eligible entity seeking a  
8 grant—

9           “(A) has an existing program to assist in  
10 covering the costs incurred in connecting a  
11 household to a publicly owned treatment works;  
12 or

13           “(B) seeks to create a program described  
14 in subparagraph (A).

15       “(e) REQUIREMENTS.—

16           “(1) VOLUNTARY CONNECTION.—Before pro-  
17 viding funds to a qualified individual for the costs  
18 described in subsection (b), an eligible entity shall  
19 ensure that—

20           “(A) the qualified individual has connected  
21 to the publicly owned treatment works volun-  
22 tarily; and

23           “(B) if the eligible entity is not the owner  
24 or operator of the publicly owned treatment  
25 works to which the qualified individual has con-

1           needed, the publicly owned treatment works to  
2           which the qualified individual has connected has  
3           agreed to the connection.

4           “(2) REIMBURSEMENTS FROM PUBLICLY  
5 OWNED TREATMENT WORKS.—An eligible entity that  
6 is an owner or operator of a publicly owned treat-  
7 ment works may reimburse a qualified individual  
8 that has already incurred the costs described in sub-  
9 section (b) by—

10                   “(A) reducing the amount otherwise owed  
11                   by the qualified individual to the owner or oper-  
12                   ator for wastewater or other services provided  
13                   by the owner or operator; or

14                   “(B) providing a direct payment to the  
15                   qualified individual.

16           “(f) AUTHORIZATION OF APPROPRIATIONS.—

17                   “(1) IN GENERAL.—There is authorized to be  
18                   appropriated to carry out the program \$40,000,000  
19                   for each of fiscal years 2022 through 2026.

20           “(2) LIMITATIONS ON USE OF FUNDS.—

21                   “(A) SMALL SYSTEMS.—Of the amounts  
22                   made available for grants under paragraph (1),  
23                   to the extent that there are sufficient applica-  
24                   tions, not less than 15 percent shall be used to  
25                   make grants to—

1           “(i) eligible entities described in sub-  
 2           section (a)(1)(A) that are owners and op-  
 3           erators of publicly owned treatment works  
 4           that serve fewer than 3,300 people; and

5           “(ii) eligible entities described in sub-  
 6           section (a)(1)(B) that provide the assist-  
 7           ance described in that subsection in areas  
 8           that are served by publicly owned treat-  
 9           ment works that serve fewer than 3,300  
 10          people.

11          “(B) ADMINISTRATIVE COSTS.—Of the  
 12          amounts made available for grants under para-  
 13          graph (1), not more than 2 percent may be  
 14          used to pay the administrative costs of the Ad-  
 15          ministrator.”.

16 **SEC. 210. CLEAN WATER STATE REVOLVING FUNDS.**

17          (a) USE OF FUNDS.—

18           (1) IN GENERAL.—Section 603 of the Federal  
 19          Water Pollution Control Act (33 U.S.C. 1383) is  
 20          amended—

21           (A) in subsection (d), in the matter pre-  
 22          ceding paragraph (1), by inserting “and pro-  
 23          vided in subsection (k)” after “State law”;

24           (B) in subsection (i)—

1 (i) in paragraph (1), in the matter  
 2 preceding subparagraph (A), by striking “,  
 3 including forgiveness of principal and neg-  
 4 ative interest loans” and inserting “(in-  
 5 cluding forgiveness of principal, grants,  
 6 negative interest loans, other loan forgive-  
 7 ness, and through buying, refinancing, or  
 8 restructuring debt)”; and

9 (ii) in paragraph (3), by striking sub-  
 10 subparagraph (B) and inserting the following:

11 “(B) TOTAL AMOUNT OF SUBSIDIZA-  
 12 TION.—For each fiscal year, of the amount of  
 13 the capitalization grant received by the State  
 14 under this title, the total amount of additional  
 15 subsidization made available by a State under  
 16 paragraph (1)—

17 “(i) may not exceed 30 percent; and

18 “(ii) to the extent that there are suffi-  
 19 cient applications for assistance to commu-  
 20 nities described in that paragraph, may not  
 21 be less than 10 percent.”; and

22 (C) by adding at the end the following:

23 “(k) ADDITIONAL USE OF FUNDS.—A State may use  
 24 an additional 2 percent of the funds annually allotted to  
 25 each State under this section for nonprofit organizations

1 (as defined in section 104(w)) to provide technical assist-  
2 ance to rural, small, and tribal publicly owned treatment  
3 works (within the meaning of section 104(b)(8)(B)) in the  
4 State.”.

5 (2) TECHNICAL AMENDMENT.—Section 104(w)  
6 of the Federal Water Pollution Control Act (33  
7 U.S.C. 1254(w)) is amended by striking “treatments  
8 works” and inserting “treatment works”.

9 (b) CAPITALIZATION GRANT REAUTHORIZATION.—  
10 Section 607 of the Federal Water Pollution Control Act  
11 (33 U.S.C. 1387) is amended to read as follows:

12 **“SEC. 607. AUTHORIZATION OF APPROPRIATIONS.**

13 “There are authorized to be appropriated to carry out  
14 the purposes of this title—

15 “(1) \$2,400,000,000 for fiscal year 2022;

16 “(2) \$2,750,000,000 for fiscal year 2023;

17 “(3) \$3,000,000,000 for fiscal year 2024; and

18 “(4) \$3,250,000,000 for each of fiscal years  
19 2025 and 2026.”.

20 **SEC. 211. WATER INFRASTRUCTURE AND WORKFORCE IN-**  
21 **VESTMENT.**

22 Section 4304 of the America’s Water Infrastructure  
23 Act of 2018 (42 U.S.C. 300j–19e) is amended—

24 (1) in subsection (a)(3)—

1 (A) in subparagraph (A), by inserting  
2 “Tribal,” after “State,”; and

3 (B) in subparagraph (B), by striking  
4 “community-based organizations” and all that  
5 follows through the period at the end and in-  
6 serting the following: “community-based organi-  
7 zations and public works departments or agen-  
8 cies to align water and wastewater utility work-  
9 force recruitment efforts, training programs, re-  
10 tention efforts, and community resources with  
11 water and wastewater utilities—

12 “(i) to accelerate career pipelines;

13 “(ii) to ensure the sustainability of  
14 the water and wastewater utility workforce;  
15 and

16 “(iii) to provide access to workforce  
17 opportunities.”;

18 (2) in subsection (b)—

19 (A) in paragraph (1)—

20 (i) by striking subparagraph (B);

21 (ii) in subparagraph (A), by striking  
22 “; and” at the end and inserting “, which  
23 may include—”

24 (iii) in the matter preceding subpara-  
25 graph (A), by striking “program—” and

1 all that follows through “to assist” in sub-  
2 paragraph (A) and inserting “program to  
3 assist”; and

4 (iv) by adding at the end the fol-  
5 lowing:

6 “(A) expanding the use and availability of  
7 activities and resources that relate to the re-  
8 cruitment, including the promotion of diversity  
9 within that recruitment, of individuals to ca-  
10 reers in the water and wastewater utility sector;

11 “(B) expanding the availability of training  
12 opportunities for—

13 “(i) individuals entering into the  
14 water and wastewater utility sector; and

15 “(ii) individuals seeking to advance  
16 careers within the water and wastewater  
17 utility sector; and

18 “(C) expanding the use and availability of  
19 activities and strategies, including the develop-  
20 ment of innovative activities and strategies, that  
21 relate to the maintenance and retention of a  
22 sustainable workforce in the water and waste-  
23 water utility sector.”;

24 (B) in paragraph (2)—



1 (i) in the matter preceding subpara-  
2 graph (A), by striking “institutions—” and  
3 inserting “institutions, or public works de-  
4 partments and agencies—”; and

5 (ii) in subparagraph (A)—

6 (I) by striking clauses (ii) and

7 (iii);

8 (II) in clause (i), by adding “or”

9 at the end;

10 (III) by redesignating clause (i)

11 as clause (ii);

12 (IV) by inserting before clause

13 (ii) (as so redesignated) the following:

14 “(i) in the development of educational  
15 or recruitment materials and activities, in-  
16 cluding those materials and activities that  
17 specifically promote diversity within re-  
18 cruitment, for the water and wastewater  
19 utility workforce;” and

20 (V) by adding at the end the fol-

21 lowing:

22 “(iii) developing activities and strate-  
23 gies that relate to the maintenance and re-  
24 tention of a sustainable workforce in the  
25 water and wastewater utility sector; and”;

1 (C) in paragraph (3)—

2 (i) in subparagraph (D)(ii), by insert-  
3 ing “or certification” after “training”; and

4 (ii) in subparagraph (E), by striking  
5 “ensure that incumbent water and waste  
6 water utilities workers” and inserting “are  
7 designed to retain incumbent water and  
8 wastewater utility workforce workers by  
9 ensuring that those workers”; and

10 (D) by striking paragraph (4) and insert-  
11 ing the following:

12 “(4) WORKING GROUP; REPORT.—

13 “(A) IN GENERAL.—The Administrator  
14 shall establish and coordinate a Federal inter-  
15 agency working group to address recruitment,  
16 training, and retention challenges in the water  
17 and wastewater utility workforce, which shall  
18 include representatives from—

19 “(i) the Department of Education;

20 “(ii) the Department of Labor;

21 “(iii) the Department of Agriculture;

22 “(iv) the Department of Veterans Af-  
23 fairs; and

1                   “(v) other Federal agencies, as deter-  
2                   mined to be appropriate by the Adminis-  
3                   trator.

4                   “(B) REPORT.—Not later than 1 year  
5                   after the date of enactment of the Drinking  
6                   Water and Wastewater Infrastructure Act of  
7                   2021, the Administrator, in coordination with  
8                   the working group established under subpara-  
9                   graph (A), shall submit to Congress a report  
10                  describing potential solutions to recruitment,  
11                  training, and retention challenges in the water  
12                  and wastewater utility workforce.

13                  “(5) AUTHORIZATION OF APPROPRIATIONS.—  
14                  There is authorized to be appropriated to carry out  
15                  this subsection \$5,000,000 for each of fiscal years  
16                  2022 through 2026.”;

17                  (3) by redesignating subsections (a) and (b) as  
18                  subsections (b) and (c), respectively; and

19                  (4) by inserting before subsection (b) (as so re-  
20                  designated) the following:

21                  “(a) DEFINITION OF PUBLIC WORKS DEPARTMENT  
22                  OR AGENCY.—In this section, the term ‘public works de-  
23                  partment or agency’ means a political subdivision of a  
24                  local, county, or regional government that designs, builds,  
25                  operates, and maintains water infrastructure, sewage and

1 refuse disposal systems, and other public water systems  
2 and facilities.”.

3 **SEC. 212. GRANTS TO ALASKA TO IMPROVE SANITATION IN**  
4 **RURAL AND NATIVE VILLAGES.**

5 Section 303(e) of the Safe Drinking Water Act  
6 Amendments of 1996 (33 U.S.C. 1263a(e)) is amended  
7 by striking “this section” and all that follows through the  
8 period at the end and inserting the following: “this sec-  
9 tion—

10 “(1) \$40,000,000 for each of fiscal years 2022  
11 through 2024;

12 “(2) \$50,000,000 for fiscal year 2025; and

13 “(3) \$60,000,000 for fiscal year 2026.”.

14 **SEC. 213. WATER DATA SHARING PILOT PROGRAM.**

15 (a) ESTABLISHMENT.—

16 (1) IN GENERAL.—Subject to the availability of  
17 appropriations, the Administrator shall establish a  
18 competitive grant pilot program (referred to in this  
19 section as the “pilot program”) under which the Ad-  
20 ministrator may award grants to eligible entities  
21 under subsection (b) to establish systems that im-  
22 prove the sharing of information concerning water  
23 quality, water infrastructure needs, and water tech-  
24 nology, including cybersecurity technology, between

1 States or among counties and other units of local  
2 government within a State, which may include—

3 (A) establishing a website or data hub to  
4 exchange water data, including data on water  
5 quality or water technology, including new and  
6 emerging, but proven, water technology; and

7 (B) intercounty communications initiatives  
8 related to water data.

9 (2) REQUIREMENTS.—

10 (A) DATA SHARING.—The Internet of  
11 Water principles developed by the Nicholas In-  
12 stitute for Environmental Policy Solutions shall,  
13 to the extent practicable, guide any water data  
14 sharing efforts under the pilot program.

15 (B) USE OF EXISTING DATA.—The recipi-  
16 ent of a grant under the pilot program to estab-  
17 lish a website or data hub described in para-  
18 graph (1)(A) shall, to the extent practicable, le-  
19 verage existing data sharing infrastructure.

20 (b) ELIGIBLE ENTITIES.—An entity eligible for a  
21 grant under the pilot program is—

22 (1) a State, county, or other unit of local gov-  
23 ernment that—

24 (A) has a coastal watershed with signifi-  
25 cant pollution levels;

1 (B) has a water system with significant  
2 pollution levels; or

3 (C) has significant individual water infra-  
4 structure deficits; or

5 (2) a regional consortium established under  
6 subsection (d).

7 (c) APPLICATIONS.—To be eligible to receive a grant  
8 under the pilot program, an eligible entity under sub-  
9 section (b) shall submit to the Administrator an applica-  
10 tion at such time, in such manner, and containing such  
11 information as the Administrator may require.

12 (d) REGIONAL CONSORTIA.—

13 (1) ESTABLISHMENT.—States may establish re-  
14 gional consortia in accordance with this subsection.

15 (2) REQUIREMENTS.—A regional consortium  
16 established under paragraph (1) shall—

17 (A) include not fewer than 2 States that  
18 have entered into a memorandum of under-  
19 standing—

20 (i) to exchange water data, including  
21 data on water quality; or

22 (ii) to share information, protocols,  
23 and procedures with respect to projects  
24 that evaluate, demonstrate, or install new

1 and emerging, but proven, water tech-  
2 nology;

3 (B) carry out projects—

4 (i) to exchange water data, including  
5 data on water quality; or

6 (ii) that evaluate, demonstrate, or in-  
7 stall new and emerging, but proven, water  
8 technology; and

9 (C) develop a regional intended use plan,  
10 in accordance with paragraph (3), to identify  
11 projects to carry out, including projects using  
12 grants received under this section.

13 (3) REGIONAL INTENDED USE PLAN.—A re-  
14 gional intended use plan of a regional consortium es-  
15 tablished under paragraph (1)—

16 (A) shall identify projects that the regional  
17 consortium intends to carry out, including  
18 projects that meet the requirements of para-  
19 graph (2)(B); and

20 (B) may include—

21 (i) projects included in an intended  
22 use plan of a State prepared under section  
23 606(c) of the Federal Water Pollution  
24 Control Act (33 U.S.C. 1386(c)) within the  
25 regional consortium; and

1                   (ii) projects not included in an in-  
2                   tended use plan of a State prepared under  
3                   section 606(c) of the Federal Water Pollu-  
4                   tion Control Act (33 U.S.C. 1386(c)) with-  
5                   in the regional consortium.

6           (e) REPORT.—Not later than 2 years after the date  
7 of enactment of this Act, the Administrator shall submit  
8 to Congress a report that describes the implementation of  
9 the pilot program, which shall include—

10           (1) a description of the use and deployment of  
11           amounts made available under the pilot program;  
12           and

13           (2) an accounting of all grants awarded under  
14           the program, including a description of each grant  
15           recipient and each project funded using a grant  
16           under the pilot program.

17   (f) FUNDING.—

18           (1) AUTHORIZATION OF APPROPRIATIONS.—  
19           There is authorized to be appropriated to carry out  
20           the pilot program \$15,000,000 for each of fiscal  
21           years 2022 through 2026, to remain available until  
22           expended.

23           (2) REQUIREMENT.—Of the funds made avail-  
24           able under paragraph (1), not more than 35 percent



1        may be used to provide grants to regional consortia  
2        established under subsection (d).

3        **SEC. 214. FINAL RATING OPINION LETTERS.**

4        Section 5028(a)(1)(D)(ii) of the Water Infrastruc-  
5        ture Finance and Innovation Act of 2014 (33 U.S.C.  
6        3907(a)(1)(D)(ii)) is amended by striking “final rating  
7        opinion letters from at least 2 rating agencies” and insert-  
8        ing “a final rating opinion letter from at least 1 rating  
9        agency”.

10       **SEC. 215. WATER INFRASTRUCTURE FINANCING REAU-**  
11       **THORIZATION.**

12       (a) APPLICATIONS.—Section 5023 of the Water In-  
13       frastructure Finance and Innovation Act of 2014 (33  
14       U.S.C. 3902) is amended by adding at the end the fol-  
15       lowing:

16       “(c) BUDGETARY TREATMENT.—If the recipient of  
17       financial assistance under this subtitle is an eligible entity  
18       other than a Federal entity, agency, or instrumentality  
19       and the dedicated sources of repayment of that financial  
20       assistance are non-Federal revenue sources, the project or  
21       asset for which financial assistance is being provided shall,  
22       for purposes of budgetary treatment under the Federal  
23       Credit Reform Act of 1990 (2 U.S.C. 661 et seq.)—

24       “(1) be deemed to be non-Federal; and

1           “(2) be treated as a direct loan or loan guar-  
2           antee.”.

3           (b) REAUTHORIZATION.—Section 5033 of the Water  
4 Infrastructure Finance and Innovation Act of 2014 (33  
5 U.S.C. 3912) is amended—

6           (1) in subsection (a), by adding at the end the  
7 following:

8           “(3) FISCAL YEARS 2022 THROUGH 2026.—  
9 There is authorized to be appropriated to the Ad-  
10 ministrator to carry out this subtitle \$50,000,000  
11 for each of fiscal years 2022 through 2026, to re-  
12 main available until expended.”;

13           (2) in subsection (b)(2)—

14           (A) in the paragraph heading, by striking  
15 “2020 AND 2021” and inserting “AFTER 2019”;  
16 and

17           (B) by striking “2020 and 2021” and in-  
18 serting “2022 through 2026”; and

19           (3) in subsection (e)(1), by striking “2020 and  
20 2021” and inserting “2022 through 2026”.

21 **SEC. 216. SMALL AND DISADVANTAGED COMMUNITY ANAL-**  
22 **YSIS.**

23           (a) ANALYSIS.—Not later than 1 year after the date  
24 of enactment of this Act, using environmental justice data  
25 of the Environmental Protection Agency, including data

1 from the environmental justice mapping and screening tool  
2 of the Environmental Protection Agency, the Adminis-  
3 trator shall carry out an analysis under which the Admin-  
4 istrator shall assess the programs under title VI of the  
5 Federal Water Pollution Control Act (33 U.S.C. 1381 et  
6 seq.) and section 1452 of the Safe Drinking Water Act  
7 (42 U.S.C. 300j-12) to identify historical distributions of  
8 funds to small and disadvantaged communities and new  
9 opportunities and methods to improve on the distribution  
10 of funds under those programs to low-income commu-  
11 nities, rural communities, minority communities, and com-  
12 munities of indigenous peoples, in accordance with Execu-  
13 tive Order 12898 (42 U.S.C. 4321 note; 60 Fed. Reg.  
14 6381; relating to Federal actions to address environmental  
15 justice in minority populations and low-income popu-  
16 lations).

17 (b) REPORT.—On completion of the analysis under  
18 subsection (a), the Administrator shall submit to the Com-  
19 mittee on Environment and Public Works of the Senate  
20 and the Committees on Energy and Commerce and Trans-  
21 portation and Infrastructure of the House of Representa-  
22 tives a report describing—

23 (1) the results of the analysis; and

24 (2) the criteria the Administrator used in car-  
25 rying out the analysis.

1 **SEC. 217. STORMWATER INFRASTRUCTURE TECHNOLOGY.**

2 (a) DEFINITIONS.—In this section:

3 (1) CENTER.—The term “center” means a cen-  
4 ter of excellence for stormwater control infrastruc-  
5 ture established under subsection (b)(1).

6 (2) ELIGIBLE ENTITY.—The term “eligible enti-  
7 ty” means—

8 (A) a State, Tribal, or local government; or

9 (B) a local, regional, or other public entity  
10 that manages stormwater or wastewater re-  
11 sources or other related water infrastructure.

12 (3) ELIGIBLE INSTITUTION.—The term “eligi-  
13 ble institution” means an institution of higher edu-  
14 cation, a research institution, or a nonprofit organi-  
15 zation—

16 (A) that has demonstrated excellence in re-  
17 searching and developing new and emerging  
18 stormwater control infrastructure technologies;  
19 and

20 (B) with respect to a nonprofit organiza-  
21 tion, the core mission of which includes water  
22 management, as determined by the Adminis-  
23 trator.

24 (b) CENTERS OF EXCELLENCE FOR STORMWATER  
25 CONTROL INFRASTRUCTURE TECHNOLOGIES.—

26 (1) ESTABLISHMENT OF CENTERS.—

1           (A) IN GENERAL.—Subject to the avail-  
2           ability of appropriations, the Administrator  
3           shall provide grants, on a competitive basis, to  
4           eligible institutions to establish and maintain  
5           not less than 3, and not more than 5, centers  
6           of excellence for new and emerging stormwater  
7           control infrastructure technologies, to be lo-  
8           cated in various regions throughout the United  
9           States.

10          (B) GENERAL OPERATION.—Each center  
11          shall—

12               (i) conduct research on new and  
13               emerging stormwater control infrastructure  
14               technologies that are relevant to the geo-  
15               graphical region in which the center is lo-  
16               cated, including stormwater and sewer  
17               overflow reduction, other approaches to  
18               water resource enhancement, alternative  
19               funding approaches, and other environ-  
20               mental, economic, and social benefits, with  
21               the goal of improving the effectiveness,  
22               cost efficiency, and protection of public  
23               safety and water quality;

24               (ii) maintain a listing of—

- 1 (I) stormwater control infrastruc-  
2 ture needs; and
- 3 (II) an analysis of new and  
4 emerging stormwater control infra-  
5 structure technologies that are avail-  
6 able;
- 7 (iii) analyze whether additional finan-  
8 cial programs for the implementation of  
9 new and emerging, but proven, stormwater  
10 control infrastructure technologies would  
11 be useful;
- 12 (iv) provide information regarding re-  
13 search conducted under clause (i) to the  
14 national electronic clearinghouse center for  
15 publication on the Internet website estab-  
16 lished under paragraph (3)(B)(i) to pro-  
17 vide to the Federal Government and State,  
18 Tribal, and local governments and the pri-  
19 vate sector information regarding new and  
20 emerging, but proven, stormwater control  
21 infrastructure technologies;
- 22 (v) provide technical assistance to  
23 State, Tribal, and local governments to as-  
24 sist with the construction, operation, and  
25 maintenance of stormwater control infra-

1 structure projects that use innovative tech-  
2 nologies;

3 (vi) collaborate with institutions of  
4 higher education and private and public or-  
5 ganizations, including community-based  
6 public-private partnerships and other  
7 stakeholders, in the geographical region in  
8 which the center is located; and

9 (vii) coordinate with the other centers  
10 to avoid duplication of efforts.

11 (2) APPLICATION.—To be eligible to receive a  
12 grant under this subsection, an eligible institution  
13 shall prepare and submit to the Administrator an  
14 application at such time, in such form, and con-  
15 taining such information as the Administrator may  
16 require.

17 (3) NATIONAL ELECTRONIC CLEARINGHOUSE  
18 CENTER.—Of the centers established under para-  
19 graph (1)(A), 1 shall—

20 (A) be designated as the “national elec-  
21 tronic clearinghouse center”; and

22 (B) in addition to the other functions of  
23 that center—

24 (i) develop, operate, and maintain an  
25 Internet website and a public database

1           that contains information relating to new  
2           and emerging, but proven, stormwater con-  
3           trol infrastructure technologies; and

4           (ii) post to the website information  
5           from all centers.

6           (4) AUTHORIZATION OF APPROPRIATIONS.—

7           (A) IN GENERAL.—There is authorized to  
8           be appropriated to carry out this subsection  
9           \$5,000,000 for each of fiscal years 2022  
10          through 2026.

11          (B) LIMITATION ON USE OF FUNDS.—Of  
12          the amounts made available for grants under  
13          subparagraph (A), not more than 2 percent  
14          may be used to pay the administrative costs of  
15          the Administrator.

16          (c) STORMWATER CONTROL INFRASTRUCTURE  
17          PROJECT GRANTS.—

18          (1) GRANT AUTHORITY.—Subject to the avail-  
19          ability of appropriations, the Administrator shall  
20          provide grants, on a competitive basis, to eligible en-  
21          tities to carry out stormwater control infrastructure  
22          projects that incorporate new and emerging, but  
23          proven, stormwater control technologies in accord-  
24          ance with this subsection.



1           (2) STORMWATER CONTROL INFRASTRUCTURE  
2 PROJECTS.—

3           (A) PLANNING AND DEVELOPMENT  
4 GRANTS.—The Administrator may make plan-  
5 ning and development grants under this sub-  
6 section for the following projects:

7           (i) Planning and designing  
8 stormwater control infrastructure projects  
9 that incorporate new and emerging, but  
10 proven, stormwater control technologies,  
11 including engineering surveys, landscape  
12 plans, maps, and implementation plans.

13           (ii) Identifying and developing stand-  
14 ards necessary to accommodate stormwater  
15 control infrastructure projects, including  
16 those projects that incorporate new and  
17 emerging, but proven, stormwater control  
18 technologies.

19           (iii) Identifying and developing fee  
20 structures to provide financial support for  
21 design, installation, and operations and  
22 maintenance of stormwater control infra-  
23 structure, including new and emerging, but  
24 proven, stormwater control infrastructure  
25 technologies.

1 (iv) Developing approaches for com-  
2 munity-based public-private partnerships  
3 for the financing and construction of  
4 stormwater control infrastructure tech-  
5 nologies, including feasibility studies,  
6 stakeholder outreach, and needs assess-  
7 ments.

8 (v) Developing and delivering training  
9 and educational materials regarding new  
10 and emerging, but proven, stormwater con-  
11 trol infrastructure technologies for dis-  
12 tribution to—

13 (I) individuals and entities with  
14 applicable technical knowledge; and

15 (II) the public.

16 (B) IMPLEMENTATION GRANTS.—The Ad-  
17 ministrator may make implementation grants  
18 under this subsection for the following projects:

19 (i) Installing new and emerging, but  
20 proven, stormwater control infrastructure  
21 technologies.

22 (ii) Protecting or restoring inter-  
23 connected networks of natural areas that  
24 protect water quality.

1 (iii) Monitoring and evaluating the en-  
2 vironmental, economic, or social benefits of  
3 stormwater control infrastructure tech-  
4 nologies that incorporate new and emerg-  
5 ing, but proven, stormwater control tech-  
6 nology.

7 (iv) Implementing a best practices  
8 standard for stormwater control infrastruc-  
9 ture programs.

10 (3) APPLICATION.—Except as otherwise pro-  
11 vided in this section, to be eligible to receive a grant  
12 under this subsection, an eligible entity shall prepare  
13 and submit to the Administrator an application at  
14 such time, in such form, and containing such infor-  
15 mation as the Administrator may require, including,  
16 as applicable—

17 (A) a description of the stormwater control  
18 infrastructure project that incorporates new  
19 and emerging, but proven, technologies;

20 (B) a plan for monitoring the impacts of  
21 the stormwater control infrastructure project on  
22 the water quality and quantity;

23 (C) an evaluation of other environmental,  
24 economic, and social benefits of the stormwater  
25 control infrastructure project; and

1 (D) a plan for the long-term operation and  
2 maintenance of the stormwater control infra-  
3 structure project and a tracking system, such  
4 as asset management practices.

5 (4) PRIORITY.—In making grants under this  
6 subsection, the Administrator shall give priority to  
7 applications submitted on behalf of—

8 (A) a community that—

9 (i) has combined storm and sanitary  
10 sewers in the collection system of the com-  
11 munity; or

12 (ii) is a small, rural, or disadvantaged  
13 community, as determined by the Adminis-  
14 trator; or

15 (B) an eligible entity that will use not less  
16 than 15 percent of the grant to provide service  
17 to a small, rural, or disadvantaged community,  
18 as determined by the Administrator.

19 (5) MAXIMUM AMOUNTS.—

20 (A) PLANNING AND DEVELOPMENT  
21 GRANTS.—

22 (i) SINGLE GRANT.—The amount of a  
23 single planning and development grant  
24 provided under this subsection shall be not  
25 more than \$200,000.

1 (ii) AGGREGATE AMOUNT.—The total  
2 amount of all planning and development  
3 grants provided under this subsection for a  
4 fiscal year shall be not more than  $\frac{1}{3}$  of the  
5 total amount made available to carry out  
6 this subsection.

7 (B) IMPLEMENTATION GRANTS.—

8 (i) SINGLE GRANT.—The amount of a  
9 single implementation grant provided  
10 under this subsection shall be not more  
11 than \$2,000,000.

12 (ii) AGGREGATE AMOUNT.—The total  
13 amount of all implementation grants pro-  
14 vided under this subsection for a fiscal  
15 year shall be not more than  $\frac{2}{3}$  of the total  
16 amount made available to carry out this  
17 subsection.

18 (6) FEDERAL SHARE.—

19 (A) IN GENERAL.—Except as provided in  
20 subparagraph (C), the Federal share of a grant  
21 provided under this subsection shall not exceed  
22 80 percent of the total project cost.

23 (B) CREDIT FOR IMPLEMENTATION  
24 GRANTS.—The Administrator shall credit to-  
25 ward the non-Federal share of the cost of an

1 implementation project carried out under this  
2 subsection the cost of planning, design, and  
3 construction work completed for the project  
4 using funds other than funds provided under  
5 this section.

6 (C) EXCEPTION.—The Administrator may  
7 waive the Federal share limitation under sub-  
8 paragraph (A) for an eligible entity that has  
9 adequately demonstrated financial need.

10 (d) REPORT TO CONGRESS.—Not later than 1 year  
11 after the date on which the Administrator first awards a  
12 grant under this section, the Administrator shall submit  
13 to Congress a report that includes, with respect to the pe-  
14 riod covered by the report—

15 (1) a description of all grants provided under  
16 this section;

17 (2) a detailed description of—

18 (A) the projects supported by those grants;

19 and

20 (B) the outcomes of those projects;

21 (3) a description of the improvements in tech-  
22 nology, environmental benefits, resources conserved,  
23 efficiencies, and other benefits of the projects funded  
24 under this section;

1           (4) recommendations for improvements to pro-  
2           mote and support new and emerging, but proven,  
3           stormwater control infrastructure, including research  
4           into new and emerging technologies, for the centers,  
5           grants, and activities under this section; and

6           (5) a description of existing challenges con-  
7           cerning the use of new and emerging, but proven,  
8           stormwater control infrastructure.

9           (e) **AUTHORIZATION OF APPROPRIATIONS.**—

10           (1) **IN GENERAL.**—There is authorized to be  
11           appropriated to carry out this section (except for  
12           subsection (b)) \$10,000,000 for each of fiscal years  
13           2022 through 2026.

14           (2) **LIMITATION ON USE OF FUNDS.**—Of the  
15           amounts made available for grants under paragraph  
16           (1), not more than 2 percent may be used to pay the  
17           administrative costs of the Administrator.

18           **SEC. 218. WATER REUSE INTERAGENCY WORKING GROUP.**

19           (a) **IN GENERAL.**—Not later than 180 days after the  
20           date of enactment of this Act, the Administrator shall es-  
21           tablish a Water Reuse Interagency Working Group (re-  
22           ferred to in this section as the “Working Group”).

23           (b) **PURPOSE.**—The purpose of the Working Group  
24           is to develop and coordinate actions, tools, and resources  
25           to advance water reuse across the United States, including

1 through the implementation of a National Water Reuse  
2 Action Plan that creates opportunities for water reuse in  
3 the mission areas of each of the Federal agencies included  
4 in the Working Group under subsection (c) (referred to  
5 in this section as the “Action Plan”).

6 (c) CHAIRPERSON; MEMBERSHIP.—The Working  
7 Group shall be—

8 (1) chaired by the Administrator; and

9 (2) comprised of senior representatives from  
10 such Federal agencies as the Administrator deter-  
11 mines to be appropriate.

12 (d) DUTIES OF THE WORKING GROUP.—In carrying  
13 out this section, the Working Group shall—

14 (1) with respect to water reuse, leverage the ex-  
15 pertise of industry, the research community, non-  
16 governmental organizations, and government;

17 (2) seek to foster water reuse as an important  
18 component of integrated water resources manage-  
19 ment;

20 (3) conduct an assessment of new opportunities  
21 to advance water reuse and annually update the Ac-  
22 tion Plan with new actions, as necessary, to pursue  
23 those opportunities;

24 (4) seek to coordinate Federal programs and  
25 policies to support the adoption of water reuse;





1 ment, monitoring, affordability, efficiency, and safety of  
2 wastewater services provided by a treatment works (as de-  
3 fined in section 212 of the Federal Water Pollution Con-  
4 trol Act (33 U.S.C. 1292)).

5 (b) REPORT.—The Administrator shall submit to the  
6 Committee on Environment and Public Works of the Sen-  
7 ate and the Committee on Energy and Commerce of the  
8 House of Representatives a report that describes the re-  
9 sults of the study under subsection (a).

10 **SEC. 220. CLEAN WATER INFRASTRUCTURE NEEDS SURVEY.**

11 (a) IN GENERAL.—Not later than 18 months after  
12 the date of enactment of this Act, and not less frequently  
13 than once every 4 years thereafter, the Administrator  
14 shall—

15 (1) conduct and complete an assessment of  
16 wastewater system capital improvement needs of all  
17 treatment works (as defined in section 212 of the  
18 Federal Water Pollution Control Act (33 U.S.C.  
19 1292)) in the United States that are eligible for as-  
20 sistance from State water pollution control revolving  
21 funds established under title VI of the Federal  
22 Water Pollution Control Act (33 U.S.C. 1381 et  
23 seq.); and

1           (2) submit to Congress a report describing the  
2           results of the assessment completed under para-  
3           graph (1).

4           (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
5           authorized to be appropriated to carry out the initial needs  
6           survey under subsection (a) \$5,000,000, to remain avail-  
7           able until expended.

○