

[DISCUSSION DRAFT]

115TH CONGRESS
1ST SESSION

H. R. _____

To amend the Safe Drinking Water Act to improve public water systems and enhance compliance with such Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

M. _____ introduced the following bill; which was referred to the
Committee on _____

A BILL

To amend the Safe Drinking Water Act to improve public water systems and enhance compliance with such Act, 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.**

4 This Act may be cited as the “Drinking Water Sys-
5 tem Improvement Act of 2017”.

1 **SEC. 2. CONTRACTUAL AGREEMENTS.**

2 (a) IN GENERAL.—Section 1414(h)(1) of the Safe
3 Drinking Water Act (42 U.S.C. 300g–3(h)(1)) is amend-
4 ed—

5 (1) in subparagraph (B), by striking “or” after
6 the semicolon;

7 (2) in subparagraph (C), by striking the period
8 at the end and inserting “; or”; and

9 (3) by adding at the end the following new sub-
10 paragraph:

11 “(D) entering into a contractual agreement
12 for significant management or administrative
13 functions of the system and to correct violations
14 identified in the plan.”.

15 (b) TECHNICAL AMENDMENT.—Section 1414(i)(1) of
16 the Safe Drinking Water Act (42 U.S.C. 300g–3(i)(1)) is
17 amended by inserting a comma after “1417”.

18 **SEC. 3. ASSET MANAGEMENT.**

19 Section 1420 of the Safe Drinking Water Act (42
20 U.S.C. 300g–9) is amended—

21 (1) in subsection (c)(2)—

22 (A) in subparagraph (D), by striking “;
23 and” and inserting a semicolon;

24 (B) in subparagraph (E), by striking the
25 period at the end and inserting “; and”; and

1 (C) by adding at the end the following new
2 subparagraph:

3 “(F) a description of how the State will, as
4 appropriate—

5 “(i) encourage development by public
6 water systems of asset management plans
7 that include best practices for asset man-
8 agement; and

9 “(ii) assist, including through the pro-
10 vision of technical assistance, public water
11 systems in training their operators or other
12 relevant and appropriate persons in imple-
13 menting such asset management plans.”;

14 (2) in subsection (c)(3), by inserting “, includ-
15 ing efforts of the State to encourage development by
16 public water systems of asset management plans and
17 to assist public water systems in training appro-
18 priate persons in implementing such asset manage-
19 ment plans” after “public water systems in the
20 State”; and

21 (3) in subsection (d), by adding at the end the
22 following new paragraph:

23 “(5) INFORMATION ON ASSET MANAGEMENT
24 PRACTICES.—Not later than 5 years after the date
25 of enactment of this paragraph, and at least every

1 5 years thereafter, the Administrator shall review
2 and, if appropriate, update educational materials, in-
3 cluding handbooks, training materials, and technical
4 information, made available by the Administrator to
5 owners, managers, and operators of public water
6 systems, local officials, technical assistance providers
7 (including non-profit water associations), and State
8 personnel concerning best practices for asset man-
9 agement strategies that may be taken by public
10 water systems.”.

11 **SEC. 4. AUTHORIZATION FOR GRANTS FOR STATE PRO-**
12 **GRAMS.**

13 Section 1443(a)(7) of the Safe Drinking Water Act
14 (42 U.S.C. 300j-2(a)(7)) is amended by striking
15 “\$100,000,000 for each of fiscal years 1997 through
16 2003” and inserting “[\$_____] for each
17 of fiscal years 2018 through 2022”.

18 **SEC. 5. STATE REVOLVING LOAN FUNDS.**

19 (a) ASSISTANCE FOR DISADVANTAGED COMMU-
20 NITIES.—Section 1452(d)(2) of the Safe Drinking Water
21 Act (42 U.S.C. 300j-12(d)(2)) is amended by striking
22 “30” and inserting “35”.

23 (b) TYPES OF ASSISTANCE.—Section 1452(f)(1) of
24 the Safe Drinking Water Act (42 U.S.C. 300j-12(f)(1))
25 is amended—

1 (1) by redesignating subparagraphs (C) and
2 (D) as subparagraphs (D) and (E), respectively;

3 (2) by inserting after subparagraph (B) the fol-
4 lowing new subparagraph:

5 “(C) each loan will be fully amortized not
6 later than 30 years after the completion of the
7 project, except that in the case of a disadvan-
8 tagged community (as defined in subsection
9 (d)(3)) a State may provide an extended term
10 for a loan, if the extended term—

11 “(i) terminates not later than the date
12 that is 40 years after the date of project
13 completion; and

14 “(ii) does not exceed the expected de-
15 sign life of the project;”; and

16 (3) in subparagraph (B), by striking “1 year
17 after completion of the project for which the loan
18 was made” and all that follows through “design life
19 of the project;” and inserting “18 months after com-
20 pletion of the project for which the loan was made;”.

21 **SEC. 6. OTHER AUTHORIZED ACTIVITIES.**

22 Section 1452(k)(1)(C) of the Safe Drinking Water
23 Act (42 U.S.C. 300j–12(k)(1)(C)) is amended—

24 (2) by striking “for fiscal years 1996 and 1997
25 to delineate and assess source water protection areas

1 in accordance with section 1453” and inserting “to
2 delineate, assess, and update assessments for source
3 water protection areas in accordance with section
4 1453”; and

5 (3) by inserting “and may not be applied to
6 cover costs arising from requirements under the
7 Federal Water Pollution Control Act (33 U.S.C.
8 1251 et seq.)” after “4 fiscal years”.

9 **SEC. 7. AUTHORIZATION FOR CAPITALIZATION GRANTS TO**
10 **STATES FOR STATE DRINKING WATER TREAT-**
11 **MENT REVOLVING LOAN FUNDS.**

12 Section 1452(m) of the Safe Drinking Water Act (42
13 U.S.C. 300j-12(m)) is amended—

14 (1) by striking “\$599,000,000 for the fiscal
15 year 1994 and \$1,000,000,000 for each of the fiscal
16 years 1995 through 2003” and inserting
17 “**【**\$_____**】** for each of the fiscal
18 years 2018 through 2022”; and

19 (2) by striking “(prior to the fiscal year
20 2004)”.

21 **SEC. 8. DEMONSTRATION OF COMPLIANCE WITH FEDERAL**
22 **CROSS-CUTTING REQUIREMENTS.**

23 Section 1452 of the Safe Drinking Water Act (42
24 U.S.C. 300j-12) is amended by adding at the end the fol-
25 lowing new subsection:

1 “(s) DEMONSTRATION OF COMPLIANCE WITH FED-
2 ERAL CROSS-CUTTING REQUIREMENTS.—

3 “(1) IN GENERAL.—Notwithstanding any other
4 provision of law, if the Administrator determines
5 that a demonstration of compliance with a State or
6 local law is equivalent to any demonstration required
7 by the Administrator for compliance with a Federal
8 cross-cutting requirement, the Administrator may
9 accept the demonstration of compliance with such
10 State or local law as demonstration of compliance
11 with the Federal cross-cutting requirement.

12 “(2) DEFINITION.—In this subsection, the term
13 ‘Federal cross-cutting requirement’ means a require-
14 ment of a Federal law or regulation, compliance with
15 which is a condition on receipt of a loan or loan
16 guarantee pursuant to this section, that, if applied
17 with respect to projects and activities for which a
18 public water system receives such a loan or loan
19 guarantee, would be redundant with a requirement
20 of an applicable State or local law.”.