

114TH CONGRESS  
2D SESSION

# H. R. 6418

To amend certain provisions of the Safe Drinking Water Act, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

DECEMBER 1, 2016

Mr. LATTA introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend certain provisions of the Safe Drinking Water 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 Af-  
5 fordability Act of 2016”.

6 **SEC. 2. AMENDMENTS TO SAFE DRINKING WATER ACT.**

7 (a) NATIONAL DRINKING WATER REGULATIONS.—  
8 Section 1412(b)(9) of the Safe Drinking Water Act (42  
9 U.S.C. 300g–1(b)(9)) is amended by striking the last sen-  
10 tence and inserting “Any revision of a national primary

1 drinking water regulation shall be promulgated in accord-  
2 ance with this section, including paragraphs (3) through  
3 (6) of this subsection.”

4 (b) ENFORCEMENT OF DRINKING WATER REGULA-  
5 TIONS.—Section 1414(h)(1)(C) of the Safe Drinking  
6 Water Act (42 U.S.C. 300g–3(h)(1)(C)) is amended by  
7 inserting “or management” after “the transfer of owner-  
8 ship”.

9 (c) STATE REVOLVING LOAN FUNDS.—

10 (1) ASSISTANCE FOR DISADVANTAGED COMMU-  
11 NITIES.—Section 1452(d)(2) of the Safe Drinking  
12 Water Act (42 U.S.C. 300j–12(d)(2)) is amended by  
13 striking “30” and inserting “35”.

14 (2) TYPES OF ASSISTANCE.—Section 1452(f)(1)  
15 of the Safe Drinking Water Act (42 U.S.C. 300j–  
16 12(f)(1)) is amended—

17 (A) by redesignating subparagraphs (C)  
18 and (D) as subparagraphs (D) and (E), respec-  
19 tively;

20 (B) by inserting after subparagraph (B)  
21 the following new subparagraph:

22 “(C) each loan will be fully amortized not  
23 later than 30 years after the completion of the  
24 project, except that in the case of a disadvan-  
25 taged community (as defined in subsection

1 (d)(3)) a State may provide an extended term  
2 for a loan, if the extended term—

3 “(i) terminates not later than the date  
4 that is 40 years after the date of project  
5 completion; and

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

8 (C) in subparagraph (B), by striking “1  
9 year after completion of the project for which  
10 the loan was made” and all that follows  
11 through “design life of the project;” and insert-  
12 ing “18 months after completion of the project  
13 for which the loan was made;”.

14 (3) ADMINISTRATION OF STATE LOAN  
15 FUNDS.—Section 1452(g)(2) of the Safe Drinking  
16 Water Act (42 U.S.C. 300j–12(g)(2)) is amended—

17 (A) in subparagraph (D), by striking the  
18 comma and inserting a period; and

19 (B) in the matter following subparagraph  
20 (D), by striking “if the State matches” through  
21 “fiscal year 1993.”.

22 (4) OTHER AUTHORIZED ACTIVITIES.—Section  
23 1452(k)(1)(C) of the Safe Drinking Water Act (42  
24 U.S.C. 300j–12(k)(1)(C)) is amended by striking  
25 “for fiscal years 1996 and 1997” and all that fol-

1        lows through the period at the end and inserting  
2        “for fiscal years 2018 through 2024 to delineate, as-  
3        sess, update assessments, and undertake implemen-  
4        tation activities with respect to source water protec-  
5        tion areas in accordance with the requirements of a  
6        program approved under section 1453, excluding any  
7        activity required to be conducted under the Federal  
8        Water Pollution Control Act (33 U.S.C. 1251 et  
9        seq.).”.

10        (d) EXEMPTION FROM FEDERAL CROSS-CUTTING  
11        REQUIREMENTS.—Part E of the Safe Drinking Water Act  
12        (42 U.S.C. 300j et seq.) is amended by adding at the end  
13        the following new section:

14        **“SEC. 1459A. EXEMPTION FROM FEDERAL CROSS-CUTTING**  
15        **REQUIREMENTS.**

16        “Notwithstanding any other provision of law, the Ad-  
17        ministrator shall exempt a public water system that re-  
18        ceives financial assistance pursuant to section 1452 from  
19        a Federal cross-cutting requirement if the Administrator  
20        determines that the State in which the public water system  
21        is located has in effect a requirement which is as stringent  
22        as the Federal cross-cutting requirement.”.

23        (e) DEFINITION OF FEDERAL CROSS-CUTTING RE-  
24        QUIREMENT.—Section 1401 of the Safe Drinking Water

1 Act (42 U.S.C. 300f) is amended by adding at the end  
2 the following new paragraph:

3           “(17) FEDERAL CROSS-CUTTING REQUIRE-  
4           MENT.—The term ‘Federal cross-cutting require-  
5           ment’ means a requirement of a Federal law or reg-  
6           ulation, compliance with which is a condition on re-  
7           ceipt of a loan or grant under this title, that, if ap-  
8           plied to projects and activities receiving such finan-  
9           cial assistance, would be redundant with a require-  
10          ment of an applicable State or local law.”.

11 **SEC. 3. REPORT.**

12          Not later than 18 months after the date of enactment  
13 of this Act, the Comptroller General of the United States  
14 shall prepare and submit to Congress a report con-  
15 taining—

16           (1) the results of a study of cost-effective and  
17           economically feasible rehabilitation or replacement of  
18           drinking water infrastructure to meet the goals of  
19           the Safe Drinking Water Act; and

20           (2) an assessment of barriers that preclude  
21           communities from using materials and technologies  
22           studied pursuant to paragraph (1).

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