WWEMA Legislative/Regulatory Committee Meeting
April 17, 2018

WWEMA
45th Washington Forum
Legislative/Regulatory Committee Agenda

- Welcome and Introductions
- 2018 Legislative and Regulatory Work Plan
- Update on Administration/Legislative Initiatives
- Update on Regulatory Initiatives
- Infrastructure Coalition / WWEMA Priorities
- Targets for Action
- Work Plan Deliverables
- Adjourn
Legislative/Regulatory Work Plan 2018

• Primary Focus
  – Buy America
  – Infrastructure Plan
  – “Priorities for the Nation’s Water Infrastructure Initiative”

• Secondary Focus
  – Monitor Legislative / Regulatory Activity
  – Strengthen Relationships at State Level, U.S. Chamber, ETTAC
Administrative Actions

• President Trump Signs $1.3T Omnibus Appropriations Bill (March 23, 2018)
• President Trump Exempts Certain Countries from Steel and Aluminum Tariffs (March 22, 2018)
• President Trump Announces Decision to Take Action Against China Related to Section 301 Investigation – Tariffs Expected to be Imposed (March 22, 2018)
Administrative Actions

• Department of Commerce Announces Steel and Aluminum Tariff Exclusion Process (March 19, 2018)
• President Trump Announces Tariffs on Steel and Aluminum Imports (March 8, 2018; FR March 15, 2018)
• White House Releases Infrastructure Plan (February 12, 2018)
• White House Releases FY-19 Budget (February 12, 2018)
Legislative Initiatives

• HR 3387 - SRF
  – Reauthorize Drinking Water SRF
  – Component of House Infrastructure Bill
  – ON HOLD

• HR4492/S2329 – WIFIA
  – Reauthorize and Increase Funding
  – 6-yr, $90M Year 1 - $140M Year 6
  – Implement Corp of Engineers WIFIA Program

Source: AWWA 2018
Legislative Initiatives

• HR4902/S2364 - WIFIA
  – Separate Program for SRF
  – Leverage of Funds 6:1 vs Existing 92:1
  – Loans below Treasury Rates (discretionary)

Source: AWWA 2018
Regulatory Initiatives

• EPA Declares “War” on Lead
  – Lead Free Components
  – Testing
  – Labeling
• AIS Product Waiver SS Nuts, Bolts, for Pipe Couplings, Restraints, Joints, Flanges and Saddles for SRF Projects
Omnibus Bill Infrastructure Appropriations

- 1.3 B Appropriations Bill
- SRF – Drinking Water
  - $863 M + $300 M
  - Authorization Expired in 2003
- SRF – Clean Water
  - $1.39 M + $300 M
- WIFIA and SRF Complementary Programs
  - W/WW SRF Loan < $3M
  - W/WW WIFIA Loan > $20M ($5M w/ 25,000 or Less Population)

Source: AWWA 2018
Coalition Infrastructure Priorities

- Encouraging Partnerships and Removing Investment Barriers
- Increasing Federal Funding and Private Investment
- Improving the Effectiveness & Efficiency of Utility Management
Infrastructure Coalition

Legislative Language

• Voluntary Water Partnership for Distressed Communities Act
  – Section 1420 SDWA 42 U.S.C. 300g-9 Amendment
    ▪ Notice, Assessment and Enforcement
    ▪ Partnerships
    ▪ Incentives

• Goals
  – Improve Efficiencies
  – More Timely Compliance
  – Increase Purchasing Power
  – Greater Access to Capital

Source: AWWA 2018
WWEMA Coalition
Infrastructure Priorities

• Effectiveness and Efficiencies of Utility Management through Value Based Procurement
• Modernize and Streamline SRF Process
• Accelerate Adoption of Innovative Technologies
  – Federal Support for Water Research
Targets for Action

• Tariff and Trade Issues
  – Section 232 Steel / Aluminum Tariffs
  – Section 301 Implementation
  – China Tariffs

• Infrastructure Funding
  – Value Based Procurement
  – Buy America

• Buy America
  – Required Waivers under AIS
  – Exemption Change

• NAFTA Renegotiations
  – Membership Protection
Targets for Action

• Consensus Documents Assist with New Tariffs Price Increases
  – 200.1 Time and Price Impacted Materials Amendment and Schedule A.
    ▪ Prime or Sub Contractor Contracts
    ▪ Flexible for any Material
    ▪ Escalation +/-
    ▪ Includes change in Laws – Contract Price Equitably Adjusted by Change Order after Date of Agreement
2018 Work Plan Deliverables

• Position / Action (Hill, Local, State, Water Stakeholders)
  – Buy America
  – Infrastructure Funding
  – Value Based Procurement
• Educate WWEMA Members
• Identify Legislation/Regulations for Specific Follow Up
• Expand Committee Membership Involvement
Next Meeting

November 7-9, 2018

110th Annual Associations Meeting

Eau Palm Beach Resort and Spa
West Palm Beach, FL