

AMENDMENT TO RULES COMMITTEE PRINT 118–**42****OFFERED BY MR. PETERS OF CALIFORNIA**

At the end of the bill (before the short title), insert the following:

1 SEC. _____. Section 5029(b)(9) of the Water Infra-
2 structure Finance and Innovation Act of 2014 (33 U.S.C.
3 3908(b)(9)) is amended by adding at the end the fol-
4 lowing:

5 “(D) EXCEPTIONS FOR CERTAIN
6 PROJECTS.—

7 “(i) PROJECTS IN STATES EXPERI-
8 ENCING SEVERE DROUGHT.—Notwith-
9 standing subparagraph (A), the Adminis-
10 trator may finance up to 90 percent of the
11 costs of a project described in paragraph
12 (6) or (7) of section 5026 located in—

13 “(I) a State that has been des-
14 ignated as D2 (severe drought) or
15 greater according to the United States
16 Drought Monitor for a minimum of 4
17 weeks during any of the 3 years pre-
18 ceding the date on which assistance is

1 provided for the project under this
2 subtitle; or

3 “(II) a county for which a
4 drought emergency has been declared
5 by the applicable Governor at any
6 time during the 3-year period pre-
7 ceding that date.

8 “(ii) PROJECTS IN HISTORICALLY DIS-
9 ADVANTAGED COMMUNITIES.—Notwith-
10 standing subparagraph (A), the Adminis-
11 trator may finance up to 90 percent of the
12 costs of a project described in paragraph
13 (6) or (7) of section 5026 that serves a
14 community that—

15 “(I) is designated as disadvan-
16 taged, underserved, or financially dis-
17 tressed by—

18 “(aa) the Climate and Eco-
19 nomic Justice Screening Tool of
20 the Council on Environmental
21 Quality; or

22 “(bb) the Administrator
23 pursuant to a water infrastruc-
24 ture program of the Environ-
25 mental Protection Agency, in-

1 including water infrastructure
2 grant programs, clean water and
3 drinking water grant programs,
4 and other grant programs under
5 the Safe Drinking Water Act (42
6 U.S.C. 300f et seq.) and the Fed-
7 eral Water Protection Control
8 Act (33 U.S.C. 1251 et seq.); or
9 “(II) meets the affordability cri-
10 teria established by a State pursuant
11 to section 1452(d)(3) of the Safe
12 Drinking Water Act (42 U.S.C. 300j–
13 12(d)(3)) or section 603(i)(2) of the
14 Federal Water Pollution Control Act
15 (33 U.S.C. 1383(i)(2)).

16 “(iii) PRIORITY.—In carrying out this
17 subparagraph, the Administrator shall
18 prioritize financing for projects that—

19 “(I) are located in a State that is
20 experiencing severe drought, as de-
21 scribed in subclause (I) of clause (i),
22 or a county for which a drought emer-
23 gency has been declared, as described
24 in subclause (II) of that clause; and

1 “(II) serve a community that is
2 designated as disadvantaged, under-
3 served, or financially distressed, or
4 meets affordability criteria established
5 by a State, as described in clause
6 (ii).”.

