

**AMENDMENT TO
RULES COMMITTEE PRINT 116-54
OFFERED BY MR. WALTZ OF FLORIDA**

Page 1137, after line 10, insert the following:

1 **SEC. 22117. MODIFICATIONS TO ALLOTMENTS UNDER FED-**
2 **ERAL WATER POLLUTION CONTROL ACT.**

3 Section 205 of the Federal Water Pollution Control
4 Act (33 U.S.C. 1285) is amended—

5 (1) by striking the section designation and
6 heading and all that follows through the end of sub-
7 section (a) and inserting the following:

8 **“SEC. 205. ALLOTMENTS.**

9 **“(a) FISCAL YEARS 2021 AND THEREAFTER.—**

10 **“(1) IN GENERAL.—**For fiscal year 2021 and
11 each fiscal year thereafter, of the amounts made
12 available for the fiscal year, the Administrator shall
13 make allotments to States and territories and pos-
14 sessions of the United States in accordance with this
15 subsection.

16 **“(2) FISCAL YEARS 2021 AND 2022.—**

17 **“(A) CERTAIN TERRITORIES AND POSSES-**
18 **SIONS.—**Notwithstanding any other provision of
19 this section, subject to subparagraph (C), for

1 each of fiscal years 2021 and 2022, of the
 2 amounts made available for the fiscal year, the
 3 Administrator shall initially provide under this
 4 subsection to each territory or possession of the
 5 United States (other than the Commonwealth
 6 of Puerto Rico) an allotment of not less than
 7 the allotment described in the following table:

“Territory or possession	Allotment
American Samoa	0.004063
Guam	0.006328
Northern Mariana Islands	0.002250
Virgin Islands	0.002358.

8 “(B) STATES, DISTRICT OF COLUMBIA,
 9 AND PUERTO RICO.—Notwithstanding any other
 10 provision of this section, subject to subpara-
 11 graph (C), for each of fiscal years 2021 and
 12 2022, of the amounts made available for the
 13 fiscal year remaining after the allotments under
 14 subparagraph (A) are provided, each State, the
 15 District of Columbia, and the Commonwealth of
 16 Puerto Rico shall receive an allotment under
 17 this subsection of not less than the allotment
 18 described in the following table:

“State	Allotment
Alabama	0.010697
Alaska	0.005000
Arizona	0.016651
Arkansas	0.005000
California	0.085481

“State	Allotment
Colorado	0.013329
Connecticut	0.011613
Delaware	0.005000
District of Columbia	0.005001
Florida	0.091324
Georgia	0.013990
Hawaii	0.005897
Idaho	0.006140
Illinois	0.034437
Indiana	0.019873
Iowa	0.010305
Kansas	0.010519
Kentucky	0.014435
Louisiana	0.033232
Maine	0.005894
Maryland	0.029054
Massachusetts	0.025852
Michigan	0.039307
Minnesota	0.017899
Mississippi	0.006992
Missouri	0.022532
Montana	0.005000
Nebraska	0.006313
Nevada	0.008674
New Hampshire	0.007609
New Jersey	0.041644
New Mexico	0.005000
New York	0.084044
North Carolina	0.020203
North Dakota	0.005000
Ohio	0.042865
Oklahoma	0.009182
Oregon	0.011879
Pennsylvania	0.030161
Puerto Rico	0.009931
Rhode Island	0.005113
South Carolina	0.007800
South Dakota	0.005000
Tennessee	0.011061
Texas	0.047631
Utah	0.005000
Vermont	0.005000
Virginia	0.027382
Washington	0.015596
West Virginia	0.011870
Wisconsin	0.020585
Wyoming	0.005000.

1 “(C) LIMITATION.—Notwithstanding any
2 other provision of this section, for each of fiscal

1 years 2021 and 2022, the Administrator may
2 not decrease the amount provided to any State
3 or territory or possession of the United States
4 under this section by more than—

5 “(i) a percentage below the amount
6 provided to the State or territory or pos-
7 session of the United States under this
8 section for fiscal year 2019 that is equal to
9 the percentage decrease in total funding
10 under this section, as compared to that
11 total funding for fiscal year 2019, if the
12 total funding remains below 95 percent of
13 that fiscal year 2019 funding level; or

14 “(ii) 5 percent below the amount pro-
15 vided to the State or territory or posses-
16 sion of the United States under this sec-
17 tion for fiscal year 2019, if the total
18 amount of funding under this section re-
19 mains at or above 95 percent of that fiscal
20 year 2019 funding level.

21 “(3) ALLOTMENT UPDATES.—

22 “(A) IN GENERAL.—The Administrator
23 shall update the tables contained in paragraph
24 (2) through application of the formula devel-
25 oped pursuant to subparagraph (B)—

1 “(i) by not later than September 30,
2 2022, to ensure updated allotments are in
3 effect for fiscal year 2023; and

4 “(ii) thereafter, by not later than 1
5 year after the date of submission of any
6 new clean watersheds needs survey and as-
7 sociated data under section 516(b)(1)(B).

8 “(B) FORMULA.—

9 “(i) IN GENERAL.—The Administrator
10 shall develop, by regulation, a formula for
11 the calculation of allotments to States and
12 territories and possessions of the United
13 States under this section, in accordance
14 with clauses (ii) and (iii).

15 “(ii) REQUIREMENTS.—

16 “(I) BASES.—The formula under
17 clause (i) shall be developed based
18 on—

19 “(aa) the State needs identi-
20 fied in the most recently available
21 clean watersheds needs survey
22 prepared by the Administrator
23 under section 516(b)(1)(B);

1 “(bb) the State population
2 results of the most recent decen-
3 nial census; and

4 “(cc) the most recently
5 available water quality impair-
6 ment component ratio published
7 by the Administrator for pur-
8 poses of this Act.

9 “(II) WEIGHT.—In developing
10 the formula under clause (i), the Ad-
11 ministrator shall give—

12 “(aa) 50 percent weight to
13 the survey referred to in sub-
14 clause (I)(aa);

15 “(bb) 30 percent weight to
16 the census referred to in sub-
17 clause (I)(bb); and

18 “(cc) 20 percent weight to
19 the ratio referred to in subclause
20 (I)(cc).

21 “(iii) LIMITATION.—Notwithstanding
22 clause (ii), in developing the formula under
23 this subparagraph, the Administrator may
24 not increase the allotment to any State or
25 territory or possession of the United States

1 by more than 200 percent, or decrease the
2 allotment to the State, territory, or posses-
3 sion by more than 25 percent, as compared
4 to the allotment level established for the
5 State or territory or possession of the
6 United States under the previous for-
7 mula.”;

8 (2) in subsection (g)(1), by striking “shall not
9 exceed 4 per centum. or \$400,000 whichever amount
10 is the greater” and inserting “shall not exceed the
11 greater of 4 percent and \$400,000”; and

12 (3) in subsection (m)(1), by striking “for this
13 fiscal year.” and inserting “for that fiscal year.”.

