AMENDMENT TO RULES COMMITTEE PRINT 117-9
OFFERED BY MR. CARTWRIGHT OF PENNSYLVANIA

Page 1611, after line 2, insert the following:

SEC. 13402. INCENTIVES AND PROGRAMS TO ENCOURAGE WATER USE REDUCTION.

(a) Establishment.—The Administrator shall establish a program to provide grants to eligible entities to conserve water or increase water use efficiency, including by providing incentives to covered consumers.

(b) Eligibility.—To be eligible to receive a grant under this section, an eligible entity shall—

(1) submit an application to the Administrator at such time, in such form, and containing such information as the Administrator may require; and

(2) provide assurances, which the Administrator determines are satisfactory, that the eligible entity will use such grant to supplement, but not supplant, other incentives that are available to a covered consumer to conserve water or increase water use efficiency.

(c) Evaluation Criteria for Applications.—
In evaluating an application submitted under subsection (b)(1), the Administrator shall consider—

(A) the estimated effect of providing incentives;

(B) if the eligible entity previously received a grant under this section—

(i) the degree to which the use of such grant conserved water or increased water use efficiency; and

(ii) whether there are amounts of such grant that remain unused; and

(C) whether the eligible entity promotes or implements a program to reeyle or manage the disposal of any products that are replaced as a result of the provision of incentives under this section.

Priority.—The Administrator shall prioritize providing grants under this section to eligible entities that will provide incentives to low- and middle-income households.

(d) USE OF GRANT.—

(1) In general.—An eligible entity that receives a grant under this section shall—
(A) use such grant to provide incentives to covered consumers that purchase a product that conserves water or increases water use efficiency; or

(B) with approval from the Administrator, provide some, or all, of such grant to another eligible entity for use in accordance with subparagraph (A).

(2) Administrative Costs.—Not more than 50 percent of each grant provided under this section may be used to pay for the administrative cost of providing incentives in accordance with paragraph (1).

(3) Incentive Amounts.—With respect to rebates, vouchers, and other such financial incentives, an eligible entity shall determine the amount to provide based on the following:

(A) The amount of the grant provided to the eligible entity under this section.

(B) The amount of any other incentives that are available to a covered consumer for the purchase of the product or service.

(C) The estimated amount necessary to encourage a covered consumer to purchase the product or service.
(D) As applicable, the costs to a covered consumer for onsite preparation, assembly, and installation of the product or service.

(e) Authorization of Appropriations.—There are authorized to be appropriated to carry out this section—

(1) $50,000,000 for fiscal year 2022;
(2) $100,000,000 for fiscal year 2023;
(3) $150,000,000 for fiscal year 2024;
(4) $100,000,000 for fiscal year 2025; and
(5) $50,000,000 for fiscal year 2026.

(f) Definitions.—In this section:

(1) Administrator.—The term “Administrator” means the Administrator of the Environmental Protection Agency.

(2) Covered Consumer.—The term “covered consumer” means an individual served by an eligible entity.

(3) Eligible Entity.—The term “eligible entity” means—

(A) a State, local, or Tribal government;
(B) a drinking water utility or wastewater utility;
(C) a municipal water authority or a regional water authority; or
(D) a nonprofit organization.

(4) INCENTIVE.—The term “incentive” includes—

(A) rebates, vouchers, and other financial incentives; and

(B) the direct installation of a product or service.

(5) NONPROFIT ORGANIZATION.—The term “nonprofit organization” means an organization that—

(A) is described in section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. 501(c)(3)); and

(B) is exempt from taxation under section 501(a) of such Code.

(6) STATE.—The term “State” means each of the several States of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands.