

106TH CONGRESS
1ST SESSION

S. 968

To authorize the Administrator of the Environmental Protection Agency to make grants to State agencies with responsibility for water source development, for the purposes of maximizing the available water supply and protecting the environment through the development of alternative water sources, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 5, 1999

Mr. GRAHAM (for himself, Mr. MACK, Mr. CLELAND, Mrs. LINCOLN, and Mr. ROBB), introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To authorize the Administrator of the Environmental Protection Agency to make grants to State agencies with responsibility for water source development, for the purposes of maximizing the available water supply and protecting the environment through the development of alternative water sources, 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 “Alternative Water
5 Sources Act of 1999”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) ADMINISTRATOR.—The term “Adminis-
4 trator” means the Administrator of the Environ-
5 mental Protection Agency.

6 (2) ALTERNATIVE WATER SOURCE PROJECT.—
7 The term “alternative water source project” means
8 a project designed to provide municipal, industrial,
9 or agricultural water supplies in an environmentally
10 sustainable manner by conserving, managing, treat-
11 ing, reclaiming, or reusing water or wastewater.

12 (3) CRITICAL WATER SUPPLY NEEDS.—The
13 term “critical water supply needs” means water sup-
14 ply needs, including reasonably anticipated future
15 water supply needs, that cannot be met by available
16 water supplies—

17 (A) as projected over a planning period of
18 at least 20 years; and

19 (B) as identified in a comprehensive State-
20 wide or regional water supply plan or assess-
21 ment.

22 **SEC. 3. GRANTS FOR ALTERNATIVE WATER SOURCE**
23 **PROJECTS.**

24 (a) IN GENERAL.—The Administrator shall make
25 grants to develop alternative water source projects to—

1 (1) State, interstate, and intrastate water re-
2 source development agencies (including water man-
3 agement districts and water supply authorities);

4 (2) local government agencies;

5 (3) nonprofit entities; and

6 (4) private utilities.

7 (b) ELIGIBILITY.—To be eligible to receive a grant
8 under this section, an agency, entity, or utility described
9 in subsection (a) shall have authority under State law to
10 provide water or develop water resources for municipal,
11 industrial, or agricultural uses in an area of the State
12 that is experiencing critical water supply needs.

13 (c) ELIGIBLE PROJECT.—

14 (1) IN GENERAL.—A grant under this section
15 may only be used to carry out an alternative water
16 source project that is designed to meet critical water
17 supply needs.

18 (2) LIMITATION.—A grant under this section
19 shall not be used to carry out an alternative water
20 source project if the project is located in a State or
21 area that—

22 (A) is referred to in Federal reclamation
23 law (the Act of June 17, 1902 (32 Stat. 388,
24 chapter 1093), and Acts supplemental to and

1 amendatory of that Act (43 U.S.C. 371 et
2 seq.)); and

3 (B) is within the geographic scope of the
4 reclamation and reuse program established
5 under the Wastewater and Groundwater Study
6 and Facilities Act (43 U.S.C. 390h et seq.).

7 (3) ELIGIBILITY FOR OTHER FEDERAL
8 GRANTS.—An alternative water source project that
9 is funded by a grant under this section shall be ineli-
10 gible to receive funds under any other Federal pro-
11 gram.

12 (d) USES OF GRANT.—

13 (1) IN GENERAL.—Amounts from grants re-
14 ceived under this section may be used, with respect
15 to alternative water source projects designed to meet
16 critical water supply needs, for—

17 (A) engineering;

18 (B) design;

19 (C) construction; and

20 (D) final testing.

21 (2) PROHIBITED USES.—Amounts from grants
22 received under this section shall not be used, with
23 respect to alternative water source projects, for—

24 (A) planning;

25 (B) feasibility studies;

- 1 (C) operation;
- 2 (D) maintenance;
- 3 (E) replacement;
- 4 (F) repair; or
- 5 (G) rehabilitation.

6 (e) **COST SHARING.**—The Federal share of the eligi-
7 ble costs of an alternative water source project carried out
8 using assistance made available under this section shall
9 not exceed 50 percent.

10 **SEC. 4. REPORTS.**

11 (a) **REPORTS TO ADMINISTRATOR.**—Not later than
12 1 year and 180 days after the date of receipt of a grant
13 under section 3, and every 2 years thereafter until comple-
14 tion of the project funded by the grant, the recipient of
15 the grant shall submit to the Administrator a report on
16 eligible activities carried out by the grant recipient using
17 grant funds.

18 (b) **REPORT TO CONGRESS.**—Not later than Sep-
19 tember 30, 2005, the Administrator shall submit to Con-
20 gress a report on the progress made toward meeting the
21 critical water supply needs of the grant recipients under
22 section 3.

1 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

2 There is authorized to be appropriated to carry out
3 this Act \$75,000,000 for each of fiscal years 2000 through
4 2004, to remain available until expended.

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