

116TH CONGRESS  
1ST SESSION

# H. R. 2705

To establish a Water Infrastructure Trust Fund, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 14, 2019

Mr. BLUMENAUER (for himself and Mr. KATKO) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committees on Ways and Means, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To establish a Water Infrastructure Trust Fund, 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 “Water Infrastructure  
5 Trust Fund Act of 2019”.

6 **SEC. 2. ESTABLISHMENT AND FUNDING OF WATER INFRA-**  
7 **STRUCTURE TRUST FUND.**

8 (a) WATER INFRASTRUCTURE TRUST FUND.—

1           (1) IN GENERAL.—Subchapter A of chapter 98  
2           of the Internal Revenue Code of 1986 (relating to  
3           establishment of trust funds) is amended by adding  
4           at the end the following new section:

5   **“SEC. 9512. WATER INFRASTRUCTURE TRUST FUND.**

6           “(a) CREATION OF TRUST FUND.—There is estab-  
7           lished in the Treasury of the United States a trust fund  
8           to be known as the ‘Water Infrastructure Trust Fund’,  
9           consisting of such amounts as may be appropriated or  
10          credited to such fund as provided in this section or section  
11          9602(b).

12          “(b) TRANSFERS TO TRUST FUND.—There are here-  
13          by appropriated to the Water Infrastructure Trust Fund  
14          amounts equivalent to the fees received in the Treasury  
15          before January 1, 2025, under section 2(b) of the Water  
16          Infrastructure Trust Fund Act of 2019.

17          “(c) EXPENDITURES.—Except as provided by sub-  
18          section (d), amounts in the Water Infrastructure Trust  
19          Fund shall be available, without further appropriation, as  
20          follows:

21                 “(1) 50 percent of the amounts shall be avail-  
22                 able to the Administrator of the Environmental Pro-  
23                 tection Agency for making capitalization grants  
24                 under section 601 of the Federal Water Pollution  
25                 Control Act (33 U.S.C. 1381).

1           “(2) 50 percent of the amounts shall be avail-  
2           able to the Administrator for making capitalization  
3           grants under section 1452 of the Safe Drinking  
4           Water Act (42 U.S.C. 300j-12).

5           “(d) LIMITATION ON EXPENDITURES.—Amounts in  
6           the Water Infrastructure Trust Fund may not be made  
7           available for a fiscal year unless the funds appropriated  
8           to the Clean Water State Revolving Fund through annual  
9           capitalization grants is not less than the average of the  
10          annual amounts provided in capitalization grants under  
11          section 601 of the Federal Water Pollution Control Act  
12          (33 U.S.C. 1381) and section 1452 of the Safe Water  
13          Drinking Act (42 U.S.C. 300j-12) for the 5-fiscal-year pe-  
14          riod immediately preceding such fiscal year.”.

15           (2) CLERICAL AMENDMENT.—The table of sec-  
16          tions for subchapter A of chapter 98 of such Code  
17          is amended by adding at the end the following new  
18          item:

“Sec. 9512. Water Infrastructure Trust Fund.”.

19           (b) VOLUNTARY LABELING SYSTEM.—

20           (1) IN GENERAL.—The Secretary of the Treas-  
21          ury, in consultation with the Administrator of the  
22          Food and Drug Administration, manufacturers, pro-  
23          ducers, and importers, shall develop and implement  
24          a program under which the Secretary provides a  
25          label designed in consultation with manufacturers,

1 producers, and importers suitable for placement on  
2 products to inform consumers that the manufac-  
3 turer, producer, or importer of the product, and  
4 other stakeholders, participates in the Water Infra-  
5 structure Trust Fund and is contributing to Amer-  
6 ica’s clean water.

7 (2) FEE.—The Secretary shall provide a label  
8 for a fee of 3 cents per unit. Amounts received by  
9 the Secretary shall be deposited in the general fund  
10 of the Treasury.

11 (c) EFFECTIVE DATE.—The amendments made by  
12 this section shall apply to taxable years beginning after  
13 the date of the enactment of this Act.

14 **SEC. 3. EPA STUDY ON WATER PRICING.**

15 (a) STUDY.—The Administrator of the Environ-  
16 mental Protection Agency, with participation by the  
17 States, shall conduct a study to—

18 (1) assess the affordability gap faced by low-in-  
19 come populations located in urban and rural areas  
20 in obtaining services from clean water and drinking  
21 water systems; and

22 (2) analyze options for programs to provide in-  
23 centives for rate adjustments at the local level to  
24 achieve “full cost” or “true value” pricing for such

1 services, while protecting low-income ratepayers  
2 from undue burden.

3 (b) REPORT.—Not later than 180 days after the date  
4 of the enactment of this Act, the Administrator shall sub-  
5 mit to the Committee on Transportation and Infrastruc-  
6 ture and the Committee on Energy and Commerce of the  
7 House of Representatives and the Committee on Environ-  
8 ment and Public Works of the Senate a report on the re-  
9 sults of the study required under subsection (a).

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