



Drinking Water & Wastewater Infrastructure Project Requirements & Applicable Federal Provisions



The checklist below outlines some of the reporting requirements and federal provisions that accompany the water infrastructure financing that NHDES administers. The State Revolving Funds (SRF) Programs are a federally funded program through the Environmental Project Agency (EPA), and therefore subject to federal provisions including Davis-Bacon and Related Acts, American Iron & Steel (AIS), Disadvantaged Business Enterprise rules, Environmental Review and Single Audit.

For Projects that are co-funded with SRF funding the federal provisions will apply to the entire project. If a project includes multiple contracts financed by different funding sources, NHDES will make a determination on the application of federal provisions on a case-by-case basis.

**Additional provisions will be listed in the projects loan and/or grant agreement.*

| Requirements | State Revolving Fund (SRF) | Drinking Water and Groundwater Trust Fund | PFAS Loan & Grant Remediation Fund | American Rescue Plan Act Infrastructure Grant | Disadvantaged Community Grant | Energy Audit Measures Implementation Grant |
|---|---|---|--|---|-------------------------------|--|
| Environmental Review : Required for all water infrastructure construction projects to ensure potential environmental and socio-economic impacts of proposed projects/actions are considered, the public is informed, and the project meets federal, state and local requirements. | ✓ <i>*Must meet NEPA requirements and address federal crosscutters</i> | ✓ | ✓ | ✓ | ✓ | ✓ |
| Asset Management (Drinking Water Projects)/Fiscal Sustainability Plan (Clean Water Projects) : An inventory of assets must be completed for all assets funded through water infrastructure financing agreement. | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ |
| Davis-Bacon and Related Acts : All contractors and subcontractors performing work on federally funded or assisted contracts are required to pay their employees weekly and no less than the locally prevailing wage rate as determined by the U.S. Department of Labor . | ✓ | | | Required if ARPA Infrastructure Project Exceeds \$10 million. | | |
| American Iron & Steel : Requires SRF assistance recipients to use iron and steel products that are produced in the United States for construction, alteration, maintenance, or repair of a public water or wastewater system or treatment works projects. | ✓ | | | | | |
| Disadvantaged Business Enterprise : Requires that all SRF assistance recipients follow the requirements of the Disadvantaged Business Enterprise (DBE) program to encourage participation from DBEs and ensure nondiscrimination in the award of contracts. | ✓ | | | | | |
| Single Audit Act : Sub-recipient of federal financial assistance are subject to the requirements of the federal Single Audit Act of 1984, as amended by the Single Audit Act Amendments of 1996 (the "SAA"). | ✓ | | | | | |

Shading indicates that SRF federal provisions will only apply if recipient is also receiving SRF funding for a project.