



# REQUIREMENTS AND APPLICABLE FEDERAL PROVISIONS

## Drinking Water Infrastructure Projects



This document lists the major reporting requirements and federal provisions that accompany all water infrastructure financing administered by NHDES. The State Revolving Fund (SRF) Programs are federally funded through the Environmental Protection Agency (EPA) and are subject to the federal provisions listed in the table below. **All water infrastructure projects co-funded with SRF financing must meet the SRF federal provisions requirements for the entire project.** If a project includes multiple contracts financed by different funding sources, NHDES will determine the application of federal provisions on a case-by-case basis. Any additional provisions will be listed in a project's loan and/or grant agreement.

Requirements	State Revolving Fund (SRF)	Water Infrastructure Improvement for the Nation (WIIN) and Emerging Contaminant Small or Disadvantaged Community Grant (EC-SDC)	Drinking Water and Groundwater Trust Fund (DWGTF)	PFAS Loan and Grant Remediation Fund (PFAS RLF)	American Rescue Plan Act (ARPA) Infrastructure Grant
<p><b>Environmental Review</b> 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.</p>	 <i>Must meet NEPA requirements and address federal crosscutters</i>	 <i>Must meet NEPA requirements and address federal crosscutters</i>			
<p><b>Asset Management</b> <i>for drinking water projects.</i> <b>Fiscal Sustainability Plan</b> <i>for clean water projects.</i> An inventory of assets must be completed for all assets funded through water infrastructure financing agreement.</p>					
<p><b>Davis-Bacon and Related Acts</b> All contractors and subcontractors performing work on federally funded or assisted contracts are required to <a href="#">pay their employees weekly</a> and no less than the locally prevailing wage rate as determined by the <a href="#">U.S. Department of Labor</a>.</p>					 <i>Required if ARPA Infrastructure Grant Exceeds \$10 million.</i>
<p><b>American Iron and Steel</b> 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.</p>					
<p><b>Build America, Buy America</b> Requires SRF/WIIN assistance recipients to use iron, steel, manufactured products, and construction materials that are produced in the United States for construction, alteration, maintenance, or repair of a public water or wastewater system or treatment works projects.</p>	 <i>Applies to SRF projects funded in 2022 to present.</i>	 <i>Applies to WIIN and ED-SDC projects funded in 2022 to present.</i>			
<p><b>Disadvantaged Business Enterprise</b> Requires that all SRF assistance recipients follow the requirements of the <a href="#">Disadvantaged Business Enterprise (DBE) program</a> to encourage participation from <a href="#">DBEs</a> and ensure nondiscrimination in the award of contracts.</p>					
<p><b>Single Audit Act</b> Sub-recipients 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").</p>					