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Funding for EPA Water Infrastructure: A Fact Sheet

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Federal funding to assist communities with capital projects to meet the water-related goals and requirements of federal laws has been provided through programs in the Clean Water Act (CWA) and the Safe Drinking Water Act. This report provides a table showing budget requests and appropriations for the Environmental Protection Agency's (EPA's) water infrastructure assistance programs under these two laws since 1973.

The Water Pollution Control Act of 1948 (P.L. 80-845) established a grant program to assist localities with planning and design work and authorized loans for treatment plant construction. In subsequent amendments, federal assistance increased and a construction grant program replaced the loan program. In the Federal Water Pollution Control Act Amendments of 1972 (P.L. 92-500, popularly known as the Clean Water Act), Congress established the first national standards for sewage treatment and significantly increased federal funding to help communities meet the law's standards.

Congress enacted the most recent comprehensive CWA amendments in 1987 (P.L. 100-4). That legislation authorized \$18 billion over nine years for wastewater treatment plant construction, through a combination of the traditional Title II grant program and a new State Water Pollution Control Revolving Funds (SRF) program. Using SRF program appropriations, EPA provides federal capitalization grants as seed money for state-administered loans to construct sewage treatment plants and other water quality projects. Local communities, in turn, repay loans to the state, not the federal government. Pursuant to the 1987 amendments, the SRF program started in FY1989 and entirely replaced the previous grant program in FY1991.

In 1996 Congress amended the Safe Drinking Water Act (P.L. 104-182) to authorize a drinking water state revolving loan fund (DWSRF) program to help systems finance projects needed to comply with drinking water regulations and to protect public health. (For additional background, see CRS Report RS22037, *Drinking Water State Revolving Fund (DWSRF): Program Overview and Issues*, by (name redacted)) This program, which parallels the Clean Water Act SRF, authorizes EPA to make grants to states to capitalize DWSRFs, which states then use to make loans to public water systems. The legislation authorized a total of \$9.6 billion over 10 years to assist drinking water projects.

Since 1973, Congress has provided more than \$115 billion for the core wastewater and drinking water infrastructure assistance programs. **Table 1** shows the appropriations data for the two EPA water infrastructure assistance programs from FY1973 through FY2017 in nominal dollars not adjusted for inflation. The table also includes the President's budget request for FY2018.

Table 1 also shows appropriations for special projects. These are funds designated in appropriations legislation for projects in specified communities or locations, often referred to as "earmarks." Because some Members of Congress, interest groups, and Administration officials criticize these types of congressional actions, Congress banned the practice of congressionally designated special project funds for EPA's water infrastructure and other programs in FY2011. Amounts shown in the table for special projects appropriations are predominantly congressionally directed funds, but they also include amounts requested by the Administration since the early 1990s for a limited number of special projects (e.g., in certain coastal communities, for Alaska Native and rural villages, and for U.S.-Mexico Border projects that Congress has continued to fund).

For comparison, **Figure 1** shows total EPA water infrastructure appropriations (for clean water and drinking water assistance combined) over the same period in both nominal dollars and constant (2016) dollars.

In addition, the Water Infrastructure Finance and Innovation Act (WIFIA) program is another source of potential funding for water infrastructure. Congress established the WIFIA program in

the Water Resources Reform and Development Act of 2014 (WRRDA, P.L. 113-121). The act, among other provisions, authorizes EPA to provide credit assistance (e.g., secured/direct loans or loan guarantees) for a range of wastewater and drinking water projects. Project costs must be \$20 million or larger to be eligible for credit assistance. In rural areas (defined as populations of 25,000 or less), project costs must be \$5 million or more.

In the Further Continuing and Security Assistance Appropriations Act, 2017 (P.L. 114-254) in December 2016, Congress appropriated \$20 million to EPA to begin making loans and allowed the agency to use up to \$3 million of the total for administrative purposes. The Consolidated and Further Continuing Appropriations Act, 2017, signed by President Trump on May 5, 2017 (P.L. 115-31), provided an additional \$8 million for EPA to apply toward loan subsidy costs and an additional \$2 million for EPA's administrative expenses. EPA expects to issue its first WIFIA loans in 2017. For more information see CRS Report R43315, *Water Infrastructure Financing: The Water Infrastructure Finance and Innovation Act (WIFIA) Program*, by (name redacted) and (name redacted)

Table I. President's Budget Request and Total EPA Water Infrastructure Appropriations, FY1973-FY2018

(Millions of dollars not adjusted for inflation)

Fiscal Year	President's Total Request	Clean Water Appropriations (Title II and SRF)	Drinking Water SRF Appropriations	Special Projects Appropriations	Total Appropriations ^a
1973	2,000.0	2,000.0			2,000.0
1974	3,000.0	3,000.0			3,000.0
1975	4,000.0	4,000.0			4,000.0
1976	1,650.0	9,000.0			9,000.0
1977	4,100.0	1,980.0			1,980.0
1978	4,500.0	4,500.0			4,500.0
1979	4,500.0	4,200.0			4,200.0
1980	3,800.0	2,520.0			2,520.0
1981	3,700.0	2,644.0			2,644.0
1982	2,400.0	2,400.0			2,400.0
1983	2,400.0	2,400.0			2,400.0
1984	2,400.0	2,400.0			2,400.0
1985	2,400.0	2,400.0			2,400.0
1986	2,400.0	1,800.0			1,800.0
1987	2,000.0	2,361.0			2,361.0
1988	2,000.0	2,304.0			2,304.0
1989	1,500.0	1,882.0		68.0	1,950.0
1990	1,200.0	1,927.0		53.0	1,980.0
1991	1,599.4	2,048.0		35.7	2,083.7
1992	1,900.0	1,948.5		435.0	2,383.5
1993	2,484.0	1,928.0		556.0	2,484.0

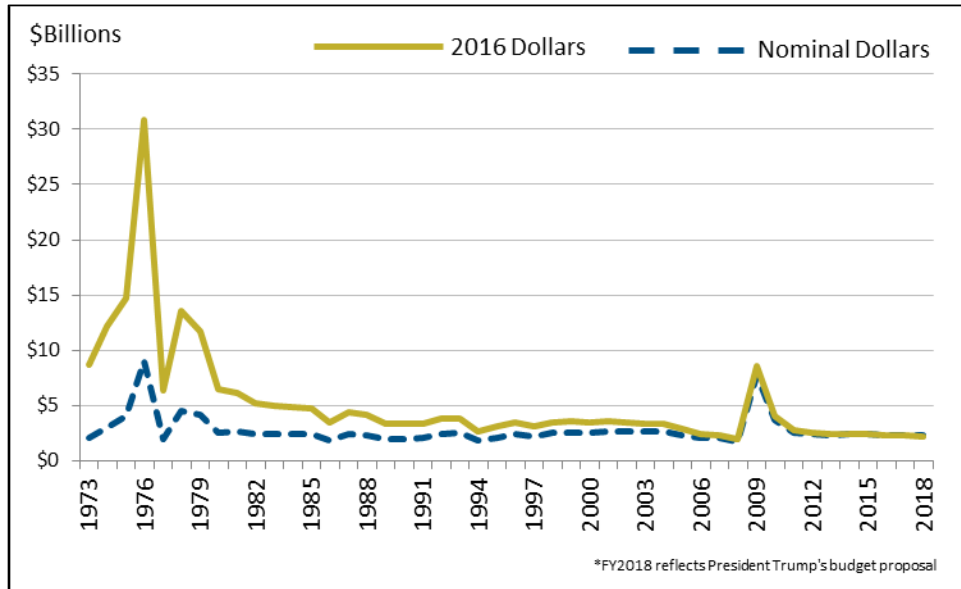
Fiscal Year	President's Total Request	Clean Water Appropriations (Title II and SRF)	Drinking Water SRF Appropriations	Special Projects Appropriations	Total Appropriations ^a
1994	2,047.0	1,218.0		558.0	1,776.0
1995	2,550.0	1,235.2		834.1	2,069.3
1996	2,365.0	2,073.5		306.5	2,380.0
1997	2,178.0	625.0	1,275.0	301.0	2,201.0
1998	2,078.0	1,350.0	725.0	393.1	2,468.1
1999	2,028.0	1,350.0	775.0	401.8	2,526.8
2000	1,753.0	1,345.4	820.0	395.3	2,560.7
2001	1,753.0	1,350.0	825.0	466.4	2,641.4
2002	2,233.0	1,350.0	850.0	458.9	2,658.9
2003	2,185.0	1,341.2	844.5	413.4	2,599.1
2004	1,798.0	1,342.0	845.0	425.1	2,612.1
2005	1,794.0	1,091.2	843.2	401.7	2,336.1
2006	1,649.0	886.8	837.5	280.8	2,005.1
2007	1,569.7	1,083.8	837.5	83.8	2,005.1
2008	1,555.3	689.1	829.0	177.2	1,695.3
2009	1,422.7	4,689.1 ^b	2,829.0 ^c	183.5	7,701.6
2010	3,920.0	2,100.0	1,387.0	186.8	3,673.8
2011	3,307.0	1,522.0	963.1	20.0	2,505.1
2012	2,560.0	1,466.5	917.9	15.0	2,399.4
2013	2,045.0	1,376.1	861.3	14.2	2,251.6
2014	1,927.0	1,448.9	906.9	15.0	2,370.8
2015	1,790.0	1,448.9	906.9	15.0	2,370.8
2016	2,317.0	1,393.9	863.2	30.0	2,287.1
2017	2,022.0	1,393.9	863.2	30.0	2,287.1
2018	2,257.1				
Total	109,037.2	94,813.0	20,805.2	7,554.3	123,172.5

Source: Compiled by CRS.

Notes: SRF = State Revolving Fund.

- Total appropriations in FY2000, FY2003, FY2004, FY2005, FY2006, FY2008, FY2011, FY2012, and FY2013 reflect mandatory across-the-board rescissions in appropriations acts. FY2013 appropriations also reflect effects of sequestration. For information on sequestration, see CRS Report R42972, *Sequestration as a Budget Enforcement Process: Frequently Asked Questions*, by (name redacted)
- FY2009 appropriation total included \$4.0 billion in supplemental funds under the American Recovery and Reinvestment Act (P.L. 111-5, ARRA).
- FY2009 appropriation total included \$2.0 billion in supplemental funds under ARRA.

**Figure I. Total EPA Water Infrastructure Appropriations:
Nominal and Constant (2016) Dollars**
FY1973-FY2018



Source: Prepared by CRS. Constant dollars calculated from Office of Management of Budget, Table 10.1, Gross Domestic Product Chained Price Index, <https://www.whitehouse.gov/omb/budget/Historicals>.

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