

OC San Policy Update- Mar 07, 2024

FEDERAL LEGISLATIVE UPDATE--SECOND SESSION, 118TH CONGRESS

A summary of key legislation pending before Congress

Support Position Policy

1 Bills, 0 Regulations, 0 Research Documents

US S 1430

Title: Water Systems PFAS Liability Protection Act

Current Status: In Senate

Introduction Date: 2023-05-03

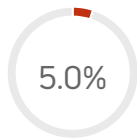
Last Action Date: Read twice and referred to the Committee on Environment and Public Works.. 2023-05-03

Summary: S. 1430 would provide a limited CERCLA liability (section 107) exemption for PFAS family of chemicals for water and wastewater agencies. S. 1430 would not exempt an agency from liability in cases of gross negligence. The legislation is not expected to be approved by the Senate Committee on Environment and Public Works.

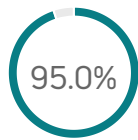
Description: Water Systems PFAS Liability Protection Act This bill exempts specified water management entities from liability under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA) for releases of certain perfluoroalkyl or polyfluoroalkyl substances, commonly referred to as PFAS. Specifically, the entities covered under the bill are public water systems, publicly or privately owned or operated treatment works, municipalities with a stormwater discharge permit, political subdivisions or special districts of a state that act as a wholesale water agency, and contractors performing the management or disposal activities for such entities. Under the bill, the exemption only applies if a specified entity transports, treats, disposes of, or arranges for the transport, treatment or disposal of PFAS consistent with applicable laws and during and following the conveyance or treatment of water under federal or state law, such as through the management or disposal of biosolids consistent with the Federal Water Pollution Control Act. Liability for damages or costs associated with the release of certain PFAS must not be precluded if an entity acted with gross negligence or willful misconduct.

Location: United States

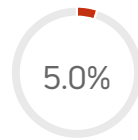
Floor Forecast Scores



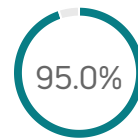
Senate
Pre-Floor Score



Senate
Floor Score



House
Pre-Floor Score



House
Floor Score

Monitor Position Policy 5 Bills, 0 Regulations, 0 Research Documents

US HR 7194

Title: PFAS Accountability Act of 2024

Current Status: In House

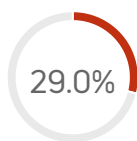
Introduction Date: 2024-02-01

Last Action Date: Referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, 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.. 2024-02-01

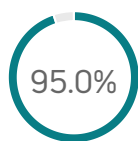
Summary: H.R. 7194 would create a cause of action under the Toxics Substances Control Act to allow a citizen or class of citizens to litigate against a manufacturer of PFAS that improperly discharged PFAS into the environment and created a public health impact. Companion legislation in the Senate: S. 3725. Sponsor: Rep. Madeline Dean (D-NH)

Location: United States

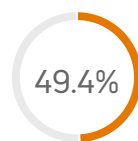
Floor Forecast Scores



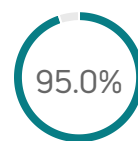
House
Pre-Floor Score



House
Floor Score



Senate
Pre-Floor Score



Senate
Floor Score

US HR 2964

Title: WIPPES Act

Current Status: In House

Introduction Date: 2023-04-27

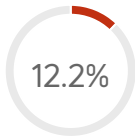
Last Action Date: Ordered to be Reported (Amended) by the Yeas and Nays: 42 - 0.. 2023-12-06

Summary: Directs the Federal Trade Commission, in consultation with the Environmental Protection Agency, Commissioner of Food and Drugs, and the Consumer Product Safety

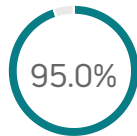
Commission (as appropriate depending on the type of covered product involved) to issue “Do Not Flush” labeling requirements for nonflushable wipes, including baby wipes, household wipes, disinfecting wipes and personal care wipes. The requirements mirror California's labeling law and has the support from the wipes industry, national clean water sector, civil engineers, and environment advocates. Companion Senate bill: S. 1350.

Location: United States

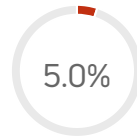
Floor Forecast Scores



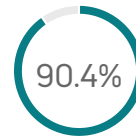
House
Pre-Floor Score



House
Floor Score



Senate
Pre-Floor Score



Senate
Floor Score

US S 1350

Title: WIPPES Act

Current Status: In Senate

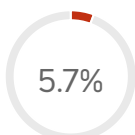
Introduction Date: 2023-04-27

Last Action Date: Read twice and referred to the Committee on Commerce, Science, and Transportation.. 2023-04-27

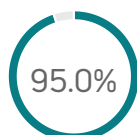
Summary: Directs the Federal Trade Commission, in consultation with the Environmental Protection Agency, Commissioner of Food and Drugs, and the Consumer Product Safety Commission (as appropriate depending on the type of covered product involved) to issue “Do Not Flush” labeling requirements for nonflushable wipes, including baby wipes, household wipes, disinfecting wipes and personal care wipes. The requirements mirror California's labeling law and has the support from the wipes industry, national clean water sector, civil engineers, and environment advocates. Companion House bill: H.R. 2964.

Location: United States

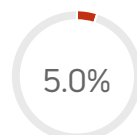
Floor Forecast Scores



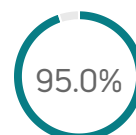
Senate
Pre-Floor Score



Senate
Floor Score



House
Pre-Floor Score



House
Floor Score

US HR 1181

Title: To amend the Federal Water Pollution Control Act with respect to permitting terms, and for other purposes.

Current Status: In House

Introduction Date: 2023-02-24

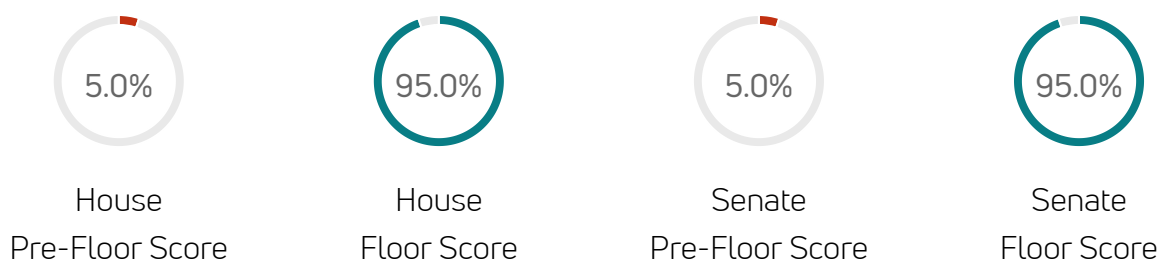
Last Action Date: Referred to the Subcommittee on Water Resources and Environment.. 2023-02-27

Summary: H.R. 1181 would provide state permitting authorities to issue ten year NPDES permits to publicly owned wastewater treatment agencies. The authority would not extend to privately owned treatment facilities such as industrial dischargers.

Description: This bill extends the maximum term for certain permits issued under the National Pollutant Discharge Elimination System (NPDES) program. Specifically, the bill extends the maximum term for NPDES permits issued to states or municipalities from 5 to 10 years. Under the program, the Environmental Protection Agency issues permits to discharge pollutants from point sources, such as pipes, into waters of the United States.

Location: United States

Floor Forecast Scores



US S 115

Title: Clean Water Allotment Modernization Act of 2023

Current Status: In Senate

Introduction Date: 2023-01-26

Last Action Date: Read twice and referred to the Committee on Environment and Public Works.. 2023-01-26

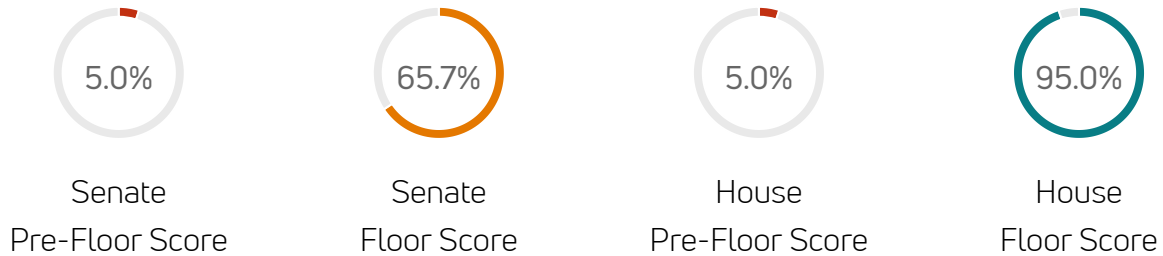
Summary: Provides for a set aside from Clean Water SRF appropriations to conduct Buy America oversight compliance, establishes that each state's allotment must be at the same level as FY 23 during FY 24-28 and additional allotments based on percent of state population to the nation. FY 29 and beyond allotments to be determined by new formula based upon Clean Water Needs Survey.

Description: Clean Water Allotment Modernization Act of 2023 This bill revises the formula the Environmental Protection Agency (EPA) uses to determine how to distribute funds from the Clean Water State Revolving Fund (SRF) program. Under the program, the EPA allocates funding to states for water quality infrastructure projects, such as wastewater systems and stormwater management projects. In FY2024-FY2028, the EPA must provide an initial allotment to each state that is equal to the amount the state received in FY2023. The EPA must also provide an additional allotment to each state that is based on its share of the U.S.

population. In FY2029 and each subsequent fiscal year, the EPA must use an updated allotment formula, which is based on the needs of states as identified in the most recently available clean watersheds needs survey. Beginning in FY2024, the formula must also provide allotments for Indian tribes and territories. In addition, the formula must provide an allotment for EPA's oversight of SRF projects to ensure they use American iron and steel.

Location: United States

Floor Forecast Scores



Oppose Position Policy 0 Bills, 0 Regulations, 0 Research Documents

No Position Selected Policy 6 Bills, 0 Regulations, 0 Research Documents

US HR 7194

Title: PFAS Accountability Act of 2024

Current Status: In House

Introduction Date: 2024-02-01

Last Action Date: Referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, 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.. 2024-02-01

Summary: H.R. 7194 would create a cause of action under the Toxics Substances Control Act to allow a citizen or class of citizens to litigate against a manufacturer of PFAS that improperly discharged PFAS into the environment and created a public health impact. Companion legislation in the Senate: S. 3725. Sponsor: Rep. Madeline Dean (D-NH)

Location: United States

Floor Forecast Scores



House
Pre-Floor Score

House
Floor Score

Senate
Pre-Floor Score

Senate
Floor Score

US HR 2964

Title: WIPPES Act

Current Status: In House

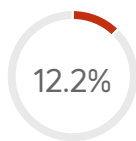
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Last Action Date: Ordered to be Reported (Amended) by the Yeas and Nays: 42 - 0.. 2023-12-06

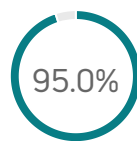
Summary: Directs the Federal Trade Commission, in consultation with the Environmental Protection Agency, Commissioner of Food and Drugs, and the Consumer Product Safety Commission (as appropriate depending on the type of covered product involved) to issue "Do Not Flush" labeling requirements for nonflushable wipes, including baby wipes, household wipes, disinfecting wipes and personal care wipes. The requirements mirror California's labeling law and has the support from the wipes industry, national clean water sector, civil engineers, and environment advocates. Companion Senate bill: S. 1350.

Location: United States

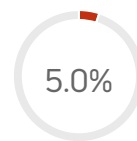
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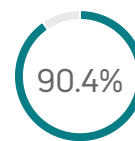
House
Pre-Floor Score



House
Floor Score



Senate
Pre-Floor Score



Senate
Floor Score

US S 1430

Title: Water Systems PFAS Liability Protection Act

Current Status: In Senate

Introduction Date: 2023-05-03

Last Action Date: Read twice and referred to the Committee on Environment and Public Works.. 2023-05-03

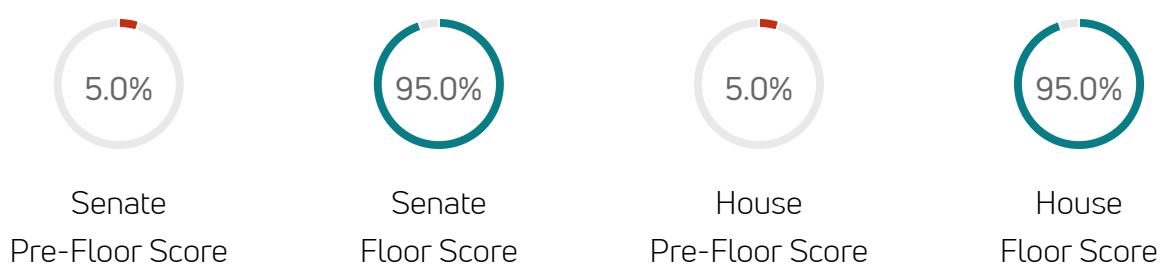
Summary: S. 1430 would provide a limited CERCLA liability (section 107) exemption for PFAS family of chemicals for water and wastewater agencies. S. 1430 would not exempt an agency from liability in cases of gross negligence. The legislation is not expected to be approved by the Senate Committee on Environment and Public Works.

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Location: United States

Floor Forecast Scores



US S 1350

Title: WIPPES Act

Current Status: In Senate

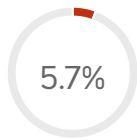
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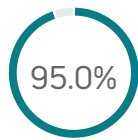
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Location: United States

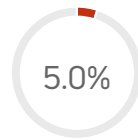
Floor Forecast Scores



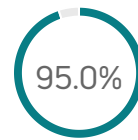
Senate
Pre-Floor Score



Senate
Floor Score



House
Pre-Floor Score



House
Floor Score

US HR 1181

Title: To amend the Federal Water Pollution Control Act with respect to permitting terms, and for other purposes.

Current Status: In House

Introduction Date: 2023-02-24

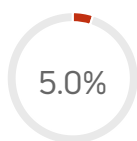
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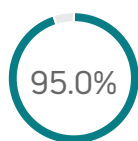
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Location: United States

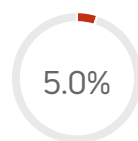
Floor Forecast Scores



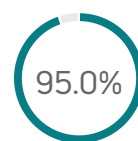
House
Pre-Floor Score



House
Floor Score



Senate
Pre-Floor Score



Senate
Floor Score

US S 115

Title: Clean Water Allotment Modernization Act of 2023

Current Status: In Senate

Introduction Date: 2023-01-26

Last Action Date: Read twice and referred to the Committee on Environment and Public Works.. 2023-01-26

Summary: Provides for a set aside from Clean Water SRF appropriations to conduct Buy America oversight compliance, establishes that each state's allotment must be at the same

level as FY 23 during FY 24-28 and additional allotments based on percent of state population to the nation. FY 29 and beyond allotments to be determined by new formula based upon Clean Water Needs Survey.

Description: Clean Water Allotment Modernization Act of 2023 This bill revises the formula the Environmental Protection Agency (EPA) uses to determine how to distribute funds from the Clean Water State Revolving Fund (SRF) program. Under the program, the EPA allocates funding to states for water quality infrastructure projects, such as wastewater systems and stormwater management projects. In FY2024-FY2028, the EPA must provide an initial allotment to each state that is equal to the amount the state received in FY2023. The EPA must also provide an additional allotment to each state that is based on its share of the U.S. population. In FY2029 and each subsequent fiscal year, the EPA must use an updated allotment formula, which is based on the needs of states as identified in the most recently available clean watersheds needs survey. Beginning in FY2024, the formula must also provide allotments for Indian tribes and territories. In addition, the formula must provide an allotment for EPA's oversight of SRF projects to ensure they use American iron and steel.

Location: United States

Floor Forecast Scores

