

118TH CONGRESS
2D SESSION

S. 3778

To amend the Safe Drinking Water Act to modify eligibility for the State response to contaminants program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 8 (legislative day, FEBRUARY 7), 2024

Mrs. SHAHEEN (for herself, Ms. COLLINS, Mr. KELLY, and Mr. KING) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Safe Drinking Water Act to modify eligibility for the State response to contaminants program, 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. TECHNICAL FIX FOR STATE RESPONSE TO CON-**
4 **TAMINANTS PROGRAM.**

5 Section 1459A(j) of the Safe Drinking Water Act (42
6 U.S.C. 300j–19a(j)) is amended—

7 (1) in paragraph (1)—

8 (A) in the matter preceding subparagraph

9 (A), by striking “subsection (c)(2)” and insert-

1 ing “subparagraph (A) or (B) of paragraph (3)
2 or a drinking water well owner described in
3 subparagraph (C) of that paragraph”;

4 (B) by striking “contaminant—” and all
5 that follows through “to—” in subparagraph
6 (A) in the matter preceding clause (i) and in-
7 serting “contaminant that is determined by the
8 State—”;

9 (C) by striking subparagraph (B);

10 (D) by redesignating clauses (i) and (ii) as
11 subparagraphs (A) and (B), respectively, and
12 indenting appropriately;

13 (E) in subparagraph (A) (as so redesign-
14 ated)—

15 (i) by inserting “to” before “be
16 present”;

17 (ii) by striking “serving,” and insert-
18 ing “serving a community”; and

19 (iii) by striking “for, that commu-
20 nity”; and

21 (F) in subparagraph (B) (as so redesign-
22 ated)—

23 (i) by inserting “to” before “poten-
24 tially”; and

1 (ii) by striking “; and” at the end and
2 inserting a period; and

3 (2) by adding at the end the following:

4 “(3) ELIGIBILITY FOR ASSISTANCE OR AS A
5 BENEFICIARY OF ASSISTANCE.—For purposes of this
6 subsection, the Administrator may issue a grant to
7 a State—

8 “(A) that is requesting a grant on behalf
9 of—

10 “(i) a community that, under the af-
11 fordability criteria established by the State
12 under section 1452(d)(3), is determined by
13 the State—

14 “(I) to be a disadvantaged com-
15 munity; or

16 “(II) to be a community that
17 may become a disadvantaged commu-
18 nity as a result of carrying out an ac-
19 tivity described in paragraph (1); or

20 “(ii) a community with a population
21 of fewer than 10,000 individuals that the
22 Administrator determines does not have
23 the capacity to incur debt sufficient to fi-
24 nance an activity described in paragraph
25 (1); or

1 “(B) for the benefit of 1 or more owners
2 of drinking water wells that are not public
3 water systems and are not connected to a public
4 water system.”.

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