

# Linking Member Associations with Important Federal Policies and Local Trends

**Position Statements** 

Wednesday, May 18, 2022 1:00 – 2:30 PM ET

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# Today's Agenda

- 1. Welcome and Introduction Brandon Koltz
- 2. Water Week Recap & Federal Update Steve Dye
- 3. Position statements: Process of identification, development and approval Claudio Ternieden
- 4. Position Statements: How to find them Claudio Ternieden
- 5. Position Statements: What they are Brandon Koltz
- 6. MA use of Position Statements NEWEA Scott Firmin
- 7. Q&A Jay Hoskins & Julie Nahrgang (moderators)

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Funded in Infrastructure Investment	<u>Need Annual Appropriations</u> <u>n Infrastructure Investment</u> Potential Additional Funding: \$25B	
<ul> <li>&amp; Jobs Act Guaranteed Funding: \$12.7B</li> <li>Clean Water State Revolving Fund (CW SRF) <ul> <li>\$1.9B in FY22</li> <li>\$2.2B in FY23*</li> <li>\$2.4B in FY24</li> <li>\$2.6B in FY25 &amp; FY26</li> </ul> </li> <li>CW SRF Emerging Contaminants Grants (PFAS, Rx, Microplastics) <ul> <li>\$225M/yr in FY23 – FY26*</li> </ul> </li> </ul>	Starting in FY23 CW SRF • FY22 \$2.4B • FY23 \$2.75B • FY24 \$3B • FY25 & FY26 \$3.25 + CW SRF \$1.6B/yr* Connecting to POTWs \$40M* Wastewater Energy Efficiency & Stormwater Centers of Excellent Stormwater Planning & Implem	WIFIA \$67M* Resilience & Sustainability Grants \$25M* Small POTW Grants \$10M* Grants \$20M* ice \$5M* nentation Grants \$10M <sup>3</sup>
	Low Income Ratepayer Grants	
included in Pres. Biden's Budget Request	Water Workforce Grants \$17M*	















#### **Regulatory Items**

#### PFAS

- EPA PFAS Roadmap
- CERCLA Liability Exemption for Water Agencies?

#### Cybersecurity

•FY22 Omnibus directs DHS to develop regulations in 18 months for "critical infrastructure" to report cyberattacks within 72 hours and ransomware payments within 24 hours.

#### Wipes

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- Charleston Settlement
- H.R. 4602/S. 3946 and H.R. 6591



# WEF Position Statements Development Policy

"A PS is intended to clarify WEF's stance on specific issues of importance to WEF and its members. The need for a PS can be identified from anywhere in WEF (eg. BOT, staff, committee or member). PSs are developed upon approval of a charge by the BOTs Strategic Advisory Committee (SAC), with the assistance of the appropriate technical committees or subject matter experts, as outlined in the charge."

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- Climate Change
- Wastewater Effects of Removing Lead from Drinking Water
- Biosolids
- Contaminants of Emerging Concern (CECs)
- PFAS
- United Nations Sustainable Development Goals (SDGs)
- •Stormwater
- Water Reuse
- Water Infrastructure
   Funding

## Position Statements Under Development/Scheduled for Development

- Resource Recovery:
  - Umbrella Position Statement for Biosolids, Nutrients, Water Reuse, Energy\* and \*Bioplastics and other Biomaterials
- Nutrients:
  - Nutrients in the Watershed
  - Nutrients Inside the Water Resources Recovery Facility (WRRFs)
- •\* Energy and Bioplastics and Other Biomaterials are scheduled for development in WEF's FY 23;
- Diversity, Equity & Inclusion
- Workforce Development









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#### **Climate Change**

- The effects of climate change are a critically important and urgent risk to the future of water and the world. Climate change knows no boundaries, which means all sectors of society must do their part to mitigate and adapt to it.
  - All levels of governments (national, state/provincial, and local) and stakeholders advancing mitigation, adaptation, and resilience planning efforts through holistic and appropriate policies, programs, legislation, and regulations while providing adequate funding for implementation.
  - All water sector professionals and entities accelerating the adoption of technologies and approaches that mitigate the causes of, and enhance adaptation and resilience to the impacts of, climate change.
  - Utilities assessing their climate change related risks and vulnerabilities, as well as securing adequate funding to address them.

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## **Climate Change**

• Utilities incorporating resilience and water security at every level including planning, design, construction, operation, and delivery, to ensure they continue to provide critical services for their communities under the stresses from extreme weather and other climate change related issues. • Improving our ability to understand, quantify and forecast the effects of climate change, and to develop effective solutions and adaptive management techniques.

• Professional and non-governmental organizations and their stakeholders increasing collaboration to achieve a sustainable water environment and infrastructure that supports human, economic, and ecological well-being.

• Upholding socio-economic and environmental justice, and equity at every level of planning, financing, design, construction, operation, and delivery of all water infrastructure and services.

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#### **Stormwater**

#### POSITION:

- WEF will advocate and promote the following for stormwater runoff in the built environment:
  - Support government funding of infrastructure improvements, research, and programs intended to address stormwater runoff. Funding should be reliable, affordable and sufficient for both capital and long-term operation and maintenance costs
  - Support modernizing of the Clean Water Act to include appropriate controls and/or regulations on non-point source stormwater runoff
  - Advocate for integrated approaches for water quality and quantity that have access to new trading, regulation schemes, and watershed-wide tools for compliance planning and design
  - Encourage EPA to identify pollutants in stormwater runoff that are amenable to source control and develop tools to support
    source control implementation by permit holders
  - Accelerate the adoption and advancement of sustainable and resilient stormwater management practices, such as green infrastructure
  - Increase public awareness at a local level of the need for better management of stormwater runoff
  - Accelerate the adoption of research and innovation into practice in a manner that is coordinated at the federal, state, tribal, MS4
     and local partner levels

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#### Water Reuse

- Supporting WEF's Critical Objectives
- This position statement is consistent with the following Critical Objectives of WEF's Strategic Plan:
  - Generate an increased public awareness of the value of water leading to increased funding to protect water quality through appropriate levels of infrastructure, management approaches, and services.
  - Establish the conditions that promote accelerated development and implementation of innovative technologies and approaches in the water sector.

- Water Reuse Priorities WEF will therefore advocate and promote the following priorities for proper and expanded water management of water reuse in the future:
  - Develop and promote the use of common and consistent terminology.

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- Support an adaptive approach.
- Define the appropriate role "water reuse" should play in current and future water management.
- Support community decisions to explore water reuse management considering regional, state, and local guidelines and objectives.
- Expand the science through research to ensure that water produced is safe, reliable, and affordable for the community.
- Educate and train stakeholders to show the legitimacy of "water reuse" projects and expand the sector.
- Support government funding of water reuse research and application, including the U.S. Bureau of Reclamation Title XVI program.

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#### **Biosolids**

Biosolids are a valuable resource that can and should be beneficially managed and used. WEF supports:

• Continued regulation of biosolids under the Clean Water Act in the United States and similar regulations in other countries;

• Consistent and science-based legislations and regulations that support the beneficial use of biosolids;

• Safe use of biosolids in compliance with national, regional, and local regulations;

• Land application of biosolids that returns valuable nutrients and carbon to soils;

• Recovery of the energy in biosolids to generate renewable energy;

• Adequate funding for the advancement and communication of research to further best practices and strengthen public trust in biosolids; and

• Promotion of biosolids as safe for public health, and the highest and best use of a beneficial byproduct of wastewater treatment

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# PFAS

- WEF is concerned about the presence of PFAS in our communities. Protecting public health and the environment has always been, and continues to be, the daily mission of water professionals. However, since water utilities and biosolids reuse programs are receivers and not generators or users of PFAS, they should not be penalized by legislation or regulation. WEF supports:
  - Development of timely health and environmental assessments for PFAS;
  - Development of national science and risk-based standards for PFAS;
  - Development of better management practices for PFAS through source control;

• Continued regulation of biosolids under the Clean Water Act in the United States or similar regulations in other countries;

• Increased funding for research and development of the appropriate technologies, processes,

approaches, and cost-benefit tools to respond to concerns about PFAS in wastewater and biosolids; • Development of approved and certified analytical methods for the analysis of PFAS in water,

wastewater, and biosolids that provides for consistent and equitable evaluation;

• Ensuring that legislation or regulations to address PFAS that impact utilities address implementation costs and provide adequate funding for municipalities to address PFAS.

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# Contaminants of Emerging Concern

- WEF is concerned about the presence of CECs in our communities. Protecting public health and the environment has always been, and continues to be, the daily mission of water professionals. However, since water utilities and biosolids reuse programs are receivers and not generators or users of CECs, they should not be penalized by legislation or regulation. WEF supports:
  - Development of timely health and environmental assessments for CECs;
  - Development of national science and risk-based standards for CECs;
  - Development of better management practices for CECs through source control;

• Continued regulation of biosolids under the Clean Water Act in the United States, or similar regulations in other countries;

• Increased funding for research and development of the appropriate technologies, processes, approaches, and cost-benefit tools to respond to concerns about CECs in wastewater and biosolids

 Development of approved and certified analytical methods for the analysis of CECs in water, wastewater, and biosolids that provides for consistent and equitable evaluation;

• Ensuring that legislation or regulations to address CECs that impact utilities address implementation costs and provide adequate funding for municipalities to address them.



## Wastewater Effects of Removing Lead from Drinking Water

Phosphate compound treatment is anticipated to be needed until all lead lines and premise plumbing that contain lead have been replaced. WEF supports the following actions to minimize the effects on WRRFs of efforts to reduce corrosion and lead in drinking water systems while protecting human health:

• Consider the impacts, including full life-cycle costs, on drinking water, wastewater, surface water, and ground water systems holistically when evaluating lead abatement options.

• Utilities and regulators should apply flexible, site specific, risk-based, and community engaged processes for the management and reduction of corrosion and lead to determine and implement appropriate solutions.

• In the United States, U.S. EPA Office of Water leadership should work with its relevant offices to develop phosphorus management guidance that addresses both drinking water and wastewater effects.

• Increase research and development of alternative, cost-effective treatment technologies and management strategies for phosphorus removal or recovery at WRRFs.

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# Water Infrastructure Funding

The water sector needs increased and more reliable funding and financing of water infrastructure to close the infrastructure funding gap and address such priorities as aging infrastructure and technology innovation to meet changing regulations. Governments and stakeholders at all levels must be engaged in addressing the water infrastructure funding and financing gap. WEF supports the following:

• National governments should substantially increase direct funding and financing assistance for water infrastructure and expand how existing funding mechanisms are used to support the nation's water infrastructure priorities.

• State or provincial governments should take full advantage of the funding resources made available through federal sources to increase funding available for utilities.

• National and state or provincial governments should provide regulatory flexibility and technical cooperation necessary to facilitate innovative infrastructure financing approaches by local authorities.

• All levels of government (national, state/provincial, and local) and stakeholders should increase their understanding, exploration, and use of innovative water infrastructure funding and financing approaches.

• Funds collected from water utility rate payers should be preserved for local water infrastructure investments.







- New Hampshire
- Vermont
- Connecticut
- Maine
- Massachusetts
- Rhode Island

2,300 members (operators, engineers, contractors, equipment suppliers and representatives)





# **NEWEA Position Papers**

**Policy & Position Statements** 

NEWEA has developed a series of position statements and resolutions. Under the leadership of the Government Affairs Committee and with direction from NEWEA technical committees these documents are provided as a resource to the membership, other clean water professionals, our legislative bodies, and the general public to provide an understanding of how we as an industry value and strive for the availability of clean water. These documents are reviewed and updated periodically. New policy & position statements are added as we meet new issues related to clean water.



# PFAS

- What is PFAS and why is it a concern?
- Prevention and source reduction is key.
- Who can help?
- Necessary research and ongoing work.
- Public communication
  - Receivers
  - Trace amounts
  - Industrial sources
  - Funding and financial support is needed

#### NEWEA Position Paper PFAS: A Class of Contaminants of Emerging Concern



Class of CECs that rook to prominence in the 2000: PFAS – per- and polyfluoroalkyl substances. What Are PFAS? PFAS are a group of man-made chemicals that includes over 4,700 chemicals and

meanly parent very Consolvery studies may regard persistence. TPAS have been means/lickard and studies a variety of products and industries in the United State and around the globe since the 1480x. Ejscienmiogicz and laboratory-based studies have found associations between PPAS surpsure and testicular and kidney cencers, thereid disease, immune suppression and off health effects.





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chemicals. Days covery the PMAS that the society through commercial paraditists. Ity, PFAS are highly resistant to treatment factors. In product evaluation and control of tanising products are necessary to its sources of PFAS. If unding and scalitation of research fixeding and scalitation of research oring are necessary to understand the RAS and other containmants have on the ent, waterwater and associated media.

anive at facilities. Eghting foarms, AFFF, used at military bases and crits, as well as industries that manufacture or use of Esposuse also comes from food and comuniter ducts, such as food packaging, dental floss, nonstick karen, stain resistant testiles and waterproof

AS in Wastewater and Associated Residuals: intervative treatment plants do not utilize or add PAAS emicials, and because of the parsidisent to treatment d simulation. Some PAAS are therefore released musclewater breatment plants into source weter and burdenater, which can be sources of drinking weter. ce amounts are info found in sources index meters.

Preventien NEWEA commends the voluntary removal of MPGA and MPGS in products, flicitated by U.S. EPA, and advocates for obtained intersars animed at reducing one of the main sources of PPAS containnaistor in the environment - commercial products. Such source control is the most effective method of addressing MPAS concerns. Proper disposal of existing materials is a eccessary additional step for removing three chemicals from the human and relative invironment.

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# <section-header>**Base States with So-called PFAS...**• LD1911 An Act to Prevent the Further Contamination of the Soils and Waters of the State with So-called Forever Chemicals • Bans the land application or distribution of wastewater sludge derived products • Requires testing of treatment plant effluent • Rescinded \$10/ton PFAS impact fee • Signed into Law and will take effect this summer (Aug 8, 2022) • Loss of beneficial residuals • Intps://legislature.maine.gov/legis/bills/display\_ps.asp?PID=1456&snum=130&paper=&paperId=1&d=1911













