



OFFICE OF WATER
WASHINGTON, D.C. 20460

November 28, 2023

MEMORANDUM

SUBJECT: Reallotment of Fiscal Year 2022 Drinking Water State Revolving Fund Bipartisan Infrastructure Law Funds

FROM: Anita Maria Thompkins, Director
Drinking Water Infrastructure Development Division
Office of Ground Water and Drinking Water

TO: State Revolving Fund Branch Chiefs
Regions 1-10

This memorandum announces the availability of reallocated federal fiscal year 2022 Bipartisan Infrastructure Law Drinking Water State Revolving Fund dollars. These funds originated from the BIL (P.L. 117-58), also known as the “Infrastructure Investment and Jobs Act of 2021”. This action makes critical additional lead service line replacement and emerging contaminant funds available to states across the nation.

In 2023, the states of Alaska, Hawaii, Maine, Nevada, Oregon, South Dakota, and Washington declined a total of \$219,469,603 of their FY 2022 DWSRF BIL Lead Service Line Replacement allotment. In 2023, the state of Oklahoma declined \$4,977,376 of its FY 2022 DWSRF BIL Emerging Contaminant allotment. Because these funds were declined by states, they remain unobligated. By law, the EPA must reallocate unobligated funds after the second fiscal year of availability. Per statute, all DWSRF programs (the 50 states and Puerto Rico) that received their full DWSRF allotment within the two years of availability are eligible for reallocated funds, as well as Washington, D.C. The process is explained in the September 11, 2020, memorandum, “[State Revolving Fund Capitalization Grant Reallotment Procedure.](#)”

The states that declined funding are ineligible for reallocated funds. Therefore, the LSLR funds are available to the 43 other states, Puerto Rico, and Washington, D.C. The EC funds are available to the 49 other states, Puerto Rico, and Washington, D.C. Attachments A and B list the state-by-state LSLR and EC reallocation amounts, respectively. By statute, the reallocation formula used to determine the amounts is the same as was originally used to allot the funds (from FY 2022), removing ineligible states. Note, the FY 2022 BIL LSLR appropriation allotment formula was based on overall infrastructure needs identified under the 6th Drinking Water Infrastructure Needs Survey and Assessment and not lead service line replacement specific needs.

Eligible states, Puerto Rico, and Washington, D.C. have until September 30, 2024, to apply for and receive their portion of the reallocated funds. Any available funds remaining unawarded after that date will be available for reallocation.

These reallocated funds carry all program requirements and authorities associated with the FY 2022 BIL LSLR or EC appropriation and all current statutory requirements. Regions and states should review the March 2022, memorandum *“Implementation of the Clean Water and Drinking Water State Revolving Fund Provisions of the Bipartisan Infrastructure Law.”* Attachment C shows the state-by-state mandatory additional subsidy amounts for LSLR and EC.

Please see the abovementioned September 2020 reallocation memorandum for details about mechanisms Regions may use to award the funds and expectations for binding commitments and disbursements.

EPA recognizes that states and communities continue to make progress on identifying lead service lines. To account for this rapidly developing data, EPA is providing states a one-time opportunity to adjust their reported service line data. The anticipated updated information would be first used in distribution of DWSRF Bipartisan Infrastructure Law lead service line funding to states in 2024.

If you have questions, please contact Kiri Anderer, Water Infrastructure Technical Support Branch Supervisor, at anderer.kirsten@epa.gov.

ATTACHMENTS

1. Attachment A: BIL LSLR Supplemental
2. Attachment B: BIL Emerging Contaminant/PFAS Supplemental
3. Attachment C: BIL Additional Subsidy Reallocation Amounts

BIL LSLR Supplemental Distribution of Drinking Water SRF Reallotment

2022 DWSRF Allotment based on 2015 DWINSA Results

Based on Unobligated Amount of **\$219,469,000**

| State | Capitalization Grant | | State | Capitalization Grant | |
|---|----------------------|--------------------------------|----------------------|----------------------|--------------------------------|
| | State Grant | % of Funds Available to States | | State Grant | % of Funds Available to States |
| Alabama | \$5,331,000 | 2.43% | Nevada | N/A | N/A |
| Alaska | N/A | N/A | New Hampshire | \$2,195,000 | 1.00% |
| Arizona | \$4,395,000 | 2.00% | New Jersey | \$4,155,000 | 1.89% |
| Arkansas | \$3,625,000 | 1.65% | New Mexico | \$2,195,000 | 1.00% |
| California | \$22,796,000 | 10.39% | New York | \$10,383,000 | 4.73% |
| Colorado | \$4,860,000 | 2.21% | North Carolina | \$7,729,000 | 3.52% |
| Connecticut | \$2,195,000 | 1.00% | North Dakota | \$2,195,000 | 1.00% |
| Delaware | \$2,195,000 | 1.00% | Ohio | \$6,272,000 | 2.86% |
| Florida | \$9,997,000 | 4.56% | Oklahoma | \$3,397,000 | 1.55% |
| Georgia | \$5,857,000 | 2.67% | Oregon | N/A | N/A |
| Hawaii | N/A | N/A | Pennsylvania | \$7,751,000 | 3.53% |
| Idaho | \$2,195,000 | 1.00% | Puerto Rico | \$2,195,000 | 1.00% |
| Illinois | \$9,568,000 | 4.36% | Rhode Island | \$2,195,000 | 1.00% |
| Indiana | \$3,688,000 | 1.68% | South Carolina | \$3,076,000 | 1.40% |
| Iowa | \$3,834,000 | 1.75% | South Dakota | N/A | N/A |
| Kansas | \$2,723,000 | 1.24% | Tennessee | \$4,234,000 | 1.93% |
| Kentucky | \$4,000,000 | 1.82% | Texas | \$20,214,000 | 9.21% |
| Louisiana | \$3,604,000 | 1.64% | Utah | \$2,297,000 | 1.05% |
| Maine | N/A | N/A | Vermont | \$2,195,000 | 1.00% |
| Maryland | \$4,483,000 | 2.04% | Virginia | \$3,958,000 | 1.80% |
| Massachusetts | \$5,762,000 | 2.63% | Washington | N/A | N/A |
| Michigan | \$6,115,000 | 2.79% | West Virginia | \$2,195,000 | 1.00% |
| Minnesota | \$3,682,000 | 1.68% | Wisconsin | \$4,148,000 | 1.89% |
| Mississippi | \$2,503,000 | 1.14% | Wyoming | \$2,195,000 | 1.00% |
| Missouri | \$4,302,000 | 1.96% | | | |
| Montana | \$2,195,000 | 1.00% | District of Columbia | \$2,195,000 | 1.00% |
| Nebraska | \$2,195,000 | 1.00% | Other Areas * | N/A | N/A |
| Total Funds Available to States | | | \$ | 219,469,000 | |
| <u>National Set-Asides</u> | | | | | |
| American Indian & Alaska Native Water Systems | | | | \$0 | |
| OIG BID Oversight Set-Aside | | | | \$0 | |
| Small Systems Technical Assistance | | | | \$0 | |
| Monitoring for Unregulated Contaminants | | | | \$0 | |
| National BIL Administrative Set-Aside | | | | \$0 | |
| National American Iron & Steel Administrative Set Aside | | | | \$0 | |
| Total Unobligated Amount | | | \$ | 219,469,000 | |

* Other Areas include: the Virgin Islands, American Samoa, Guam, and the Commonwealth of the Northern Mariana Islands.

BIL Emerging Contaminant / PFAS Supplemental Distribution of Drinking Water SRF Reallotment

2022 DWSRF Allotment based on 2015 DWINSA Results

Based on Unobligated Amount of \$4,977,000

| State | Capitalization Grant | | State | Capitalization Grant | |
|---|----------------------|--------------------------------|----------------------|----------------------|--------------------------------|
| | State Grant | % of Funds Available to States | | State Grant | % of Funds Available to States |
| Alabama | \$111,000 | 2.23% | Nevada | \$59,000 | 1.19% |
| Alaska | \$50,000 | 1.00% | New Hampshire | \$50,000 | 1.00% |
| Arizona | \$92,000 | 1.85% | New Jersey | \$87,000 | 1.75% |
| Arkansas | \$77,000 | 1.55% | New Mexico | \$50,000 | 1.00% |
| California | \$461,000 | 9.26% | New York | \$212,000 | 4.26% |
| Colorado | \$102,000 | 2.05% | North Carolina | \$159,000 | 3.19% |
| Connecticut | \$50,000 | 1.00% | North Dakota | \$50,000 | 1.00% |
| Delaware | \$50,000 | 1.00% | Ohio | \$130,000 | 2.61% |
| Florida | \$204,000 | 4.10% | Oklahoma | N/A | N/A |
| Georgia | \$121,000 | 2.43% | Oregon | \$67,000 | 1.35% |
| Hawaii | \$50,000 | 1.00% | Pennsylvania | \$159,000 | 3.19% |
| Idaho | \$50,000 | 1.00% | Puerto Rico | \$50,000 | 1.00% |
| Illinois | \$196,000 | 3.94% | Rhode Island | \$50,000 | 1.00% |
| Indiana | \$78,000 | 1.57% | South Carolina | \$66,000 | 1.33% |
| Iowa | \$81,000 | 1.63% | South Dakota | \$50,000 | 1.00% |
| Kansas | \$59,000 | 1.19% | Tennessee | \$89,000 | 1.79% |
| Kentucky | \$84,000 | 1.69% | Texas | \$408,000 | 8.20% |
| Louisiana | \$76,000 | 1.53% | Utah | \$50,000 | 1.00% |
| Maine | \$50,000 | 1.00% | Vermont | \$50,000 | 1.00% |
| Maryland | \$94,000 | 1.89% | Virginia | \$84,000 | 1.69% |
| Massachusetts | \$120,000 | 2.41% | Washington | \$115,000 | 2.31% |
| Michigan | \$127,000 | 2.55% | West Virginia | \$50,000 | 1.00% |
| Minnesota | \$78,000 | 1.57% | Wisconsin | \$87,000 | 1.75% |
| Mississippi | \$54,000 | 1.08% | Wyoming | \$50,000 | 1.00% |
| Missouri | \$90,000 | 1.81% | | | |
| Montana | \$50,000 | 1.00% | District of Columbia | \$50,000 | 1.00% |
| Nebraska | \$50,000 | 1.00% | Other Areas * | N/A | N/A |
| Total Funds Available to States | | | \$ | 4,977,000 | |
| <u>National Set-Asides</u> | | | | | |
| American Indian & Alaska Native Water Systems | | | | \$0 | |
| OIG BIL Oversight Set-Aside | | | | \$0 | |
| Small Systems Technical Assistance | | | | \$0 | |
| Monitoring for Unregulated Contaminants | | | | \$0 | |
| National BID Administrative Set-Aside | | | | \$0 | |
| National American Iron & Steel Administrative Set Aside | | | | \$0 | |
| Total Unobligated Amount | | | \$ | 4,977,000 | |

* Other Areas include: the Virgin Islands, American Samoa, Guam, and the Commonwealth of the Northern Mariana Islands.

BIL Additional Subsidy Reallotment Amounts
Environmental Protection Agency
2022 Drinking Water State Revolving Fund (DWSRF)

| State | DWSRF Lead Service Line Replacement | DWSRF Emerging Contaminants | State | DWSRF Lead Service Line Replacement | DWSRF Emerging Contaminants |
|---------------|-------------------------------------|-----------------------------|----------------|-------------------------------------|-----------------------------|
| Alabama | \$2,612,190 | \$111,000 | Nevada | N/A | \$59,000 |
| Alaska | N/A | \$50,000 | New Hampshire | \$1,075,550 | \$50,000 |
| Arizona | \$2,153,550 | \$92,000 | New Jersey | \$2,035,950 | \$87,000 |
| Arkansas | \$1,776,250 | \$77,000 | New Mexico | \$1,075,550 | \$50,000 |
| California | \$11,170,040 | \$461,000 | New York | \$5,087,670 | \$212,000 |
| Colorado | \$2,381,400 | \$102,000 | North Carolina | \$3,787,210 | \$159,000 |
| Connecticut | \$1,075,550 | \$50,000 | North Dakota | \$1,075,550 | \$50,000 |
| Delaware | \$1,075,550 | \$50,000 | Ohio | \$3,073,280 | \$130,000 |
| Florida | \$4,898,530 | \$204,000 | Oklahoma | \$1,664,530 | N/A |
| Georgia | \$2,869,930 | \$121,000 | Oregon | N/A | \$67,000 |
| Hawaii | N/A | \$50,000 | Pennsylvania | \$3,797,990 | \$159,000 |
| Idaho | \$1,075,550 | \$50,000 | Puerto Rico | \$1,075,550 | \$50,000 |
| Illinois | \$4,688,320 | \$196,000 | Rhode Island | \$1,075,550 | \$50,000 |
| Indiana | \$1,807,120 | \$78,000 | South Carolina | \$1,507,240 | \$66,000 |
| Iowa | \$1,878,660 | \$81,000 | South Dakota | N/A | \$50,000 |
| Kansas | \$1,334,270 | \$59,000 | Tennessee | \$2,074,660 | \$89,000 |
| Kentucky | \$1,960,000 | \$84,000 | Texas | \$9,904,860 | \$408,000 |
| Louisiana | \$1,765,960 | \$76,000 | Utah | \$1,125,530 | \$50,000 |
| Maine | N/A | \$50,000 | Vermont | \$1,075,550 | \$50,000 |
| Maryland | \$2,196,670 | \$94,000 | Virginia | \$1,939,420 | \$84,000 |
| Massachusetts | \$2,823,380 | \$120,000 | Washington | N/A | \$115,000 |
| Michigan | \$2,996,350 | \$127,000 | West Virginia | \$1,075,550 | \$50,000 |
| Minnesota | \$1,804,180 | \$78,000 | Wisconsin | \$2,032,520 | \$87,000 |
| Mississippi | \$1,226,470 | \$54,000 | Wyoming | \$1,075,550 | \$50,000 |
| Missouri | \$2,107,980 | \$90,000 | | | |
| Montana | \$1,075,550 | \$50,000 | | | |
| Nebraska | \$1,075,550 | \$50,000 | | | |