



# Chesapeake Bay Program – Local Leadership Meeting

March 4, 2025



# NLC 2025 Federal Action Agenda

Streamline Federal Programs  
for All Communities

Increase the Nation's Housing  
Supply

Promote Public Safety

Read more online [here](#).

Enhance Infrastructure Investment

Close the Digital Divide

Build Community Resilience

Reduce Legal and Financial  
Burdens on Local Governments





# Positioning Cities, Towns and Villages with the New Administration & Congress



Local Government Priorities for the Trump-Vance Administration in the First 100 Days



# Presidential Actions Summary – Impact to Local Governments – [online here](#)

- Unleashing American Energy
- Ending Radical and Wasteful Government DEI Programs and Preferences
- Regulatory Freeze Pending Review
- Putting America First in International Environmental Agreements
- America First Trade Policy
- Initial Recissions of Harmful Executive Orders and Actions
- Council to Assess the Federal Emergency Management Agency
- Delivering Emergency Price Relief for American Families and Defeating the Cost-of-Living Crisis
- Immigration

# Presidential Actions Summary – Federal Funding

- Programs

- EECBG, CPRG, RAISE/BUILD, EVs, Reconnecting Communities, Safe Streets and Roads for All, Clean School Buses, Summer meals, Urban Community & Forestry, **Earmarks**

- Questions/Concerns

- Past/future grants?
- Certainty for moving forward with project – impact on local budget cycles
- Access to draw down, reporting and other portals
- Timeline for returning to normal operations

- Federal data sets, tools

- Census, CDC, EJ Screen/CEJST

## Best Practices

- Understand award obligations
- Stay in compliance
- Document costs, burdens, impacts etc.
- Reach out to the agency
- Contact your Congressional delegation
- Let us know what you're experiencing

# Lead and Copper Rule Improvements (LCRI)

- Promulgated Oct. 2024 – Compliance date Nov. 2027
  - Establishes 10 year deadline for replacing ALL lead pipes
- Being challenged in court by the American Water Works Association (AWWA) for failure to adequately consider costs
  - AWWA estimate the total cost upwards of \$90 billion
  - EPA estimates total cost to be \$3-5 billion per year for 10 years
  - Infrastructure Investment and Jobs Act provided \$15 billion over five years – through 2026 (mostly loans)
- The LCRI could be disapproved through a Congressional Review Act Resolution (H.J.Res.18 introduced by Rep. Gary Palmer, R-AL)
- Backstop – Lead and Copper Rule Revisions

# PFAS Action Overview

## National Primary Drinking Water Regulation for PFAS

- Enforceable Maximum Contaminant Levels
- Compliance dates – Now (monitoring); June 2027 (reporting); June 2029 (treatment requirements)

Compound	MCLG	MCL
PFOA	0 ppt	4.0 ppt
PFOS	0 ppt	4.0 ppt
PFHxS	10 ppt	10 ppt
PFNA	10 ppt	10 ppt
PFHxS	Hazard Index of 1.0	
PFNA		
PFBS		
HFPO-DA		

Service Population	Annual System Cost	Annual Household Costs
25 to 100	\$ 75,000	\$3,570
101 to 500	\$150,000	\$1,700
501 to 1,000	\$330,000	\$1,390
1,001 to 3,300	\$530,000	\$640
3,301 to 10,000	\$670,000	\$325
10,001 to 50,000	\$1,500,000	\$225
50,001 to 100,000	\$5,560,000	\$175
100,001 to 1,000,000	\$6,410,000	\$70
>1,000,000	\$68,000,000	\$120

Source: [American Water Works Association](#)



# Potential Funding/Financing Sources

- Clean Water State Revolving Fund – Traditional (loans and grants)
- Clean Water State Revolving Fund – Emerging Contaminants (BIL grants)
- Drinking Water State Revolving Fund – Traditional (loans and grants)
- Drinking Water State Revolving Fund – Emerging Contaminants (BIL grants)
- Drinking Water State Revolving Fund – Lead Service Line Replacement (BIL loans and grants)
- EPA grant programs for schools and daycares for lead replacement
- American Rescue Plan Act – State and Local Fiscal Recovery Funds
- PFAS legal case settlements



# PFAS Action Overview (con.)

## Hazardous Substance Designation Under CERCLA

- Does not require clean up; confers liability for the cost of clean up
  - Current and past owners and operators of a facility
  - Generators and parties that arrange for the disposal or transport of the hazardous substances
- Subjects local governments to third party lawsuits and future liability
- Impacts on municipal operations
  - Drinking water, wastewater, stormwater utilities
  - Landfills
  - Airport/firefighting operations
- Need Congressional Action – Contact Your Members of Congress to urge liability protection for local governments that did not cause or contribute to PFAS contamination
- NLC supports H.R. 1267 – Water Systems PFAS Liability Protection Act sponsored by Reps. Gluesenkamp Perez (D-WA) and Maloy (R-UT)

# Resources

- [Lead and Copper Rule Improvements](#)
- [PFAS National Primary Drinking Water Regulation](#)
- [PFOA/PFOS Designation as Hazardous Substances Under CERCLA](#)
- [EPA PFAS Communications Toolkit](#)
- [EPA Water Technical Assistance](#)

## NLC blogs and briefs

- [Understanding New Lead and Copper Rule Requirements for Local Governments](#)
- [6 Things for Local Leaders to Know About EPA's New PFAS Drinking Water Regulations](#)
- [How Cities Can Prepare Now to Meet New PFAS Drinking Water Regulations](#)
- [What the Hazardous Substance Designation of PFAS Chemicals Means for Local Governments](#)
- [Evaluating PFAS Treatment Technologies](#)
- Managing PFAS Waste: A Comprehensive Guide for Local Decision-Makers – *soon*
- Lead and Copper Rule Improvements – 2 fact sheets – *soon*

# PFAS + Brownfields Legislation

## Senate Environment and Public Works Committee

- Chair Sen. Shelley Moore Capito (R-WV), Ranking Member Sen. Sheldon Whitehouse (D-RI)

## House Energy and Commerce Committee

- Chair Rep. Brett Guthrie (R-KY), Ranking Member Rep. Frank Pallone (D-NJ)

## House Transportation and Infrastructure Committee

- Chair Rep. Sam Graves (R-MO), Ranking Member Rep. Rick Larsen (D-WA)

## Water Systems PFAS Liability Protection Act

- H.R. 1267, Sponsored by Rep. Gluesenkamp Perez (D-WA) and Rep. Maloy (R-UT)

## Brownfield Reauthorization Act

- S. 347, sponsored by Sen. Capito (R-WV) and Sen. Blunt Rochester (D-DE)



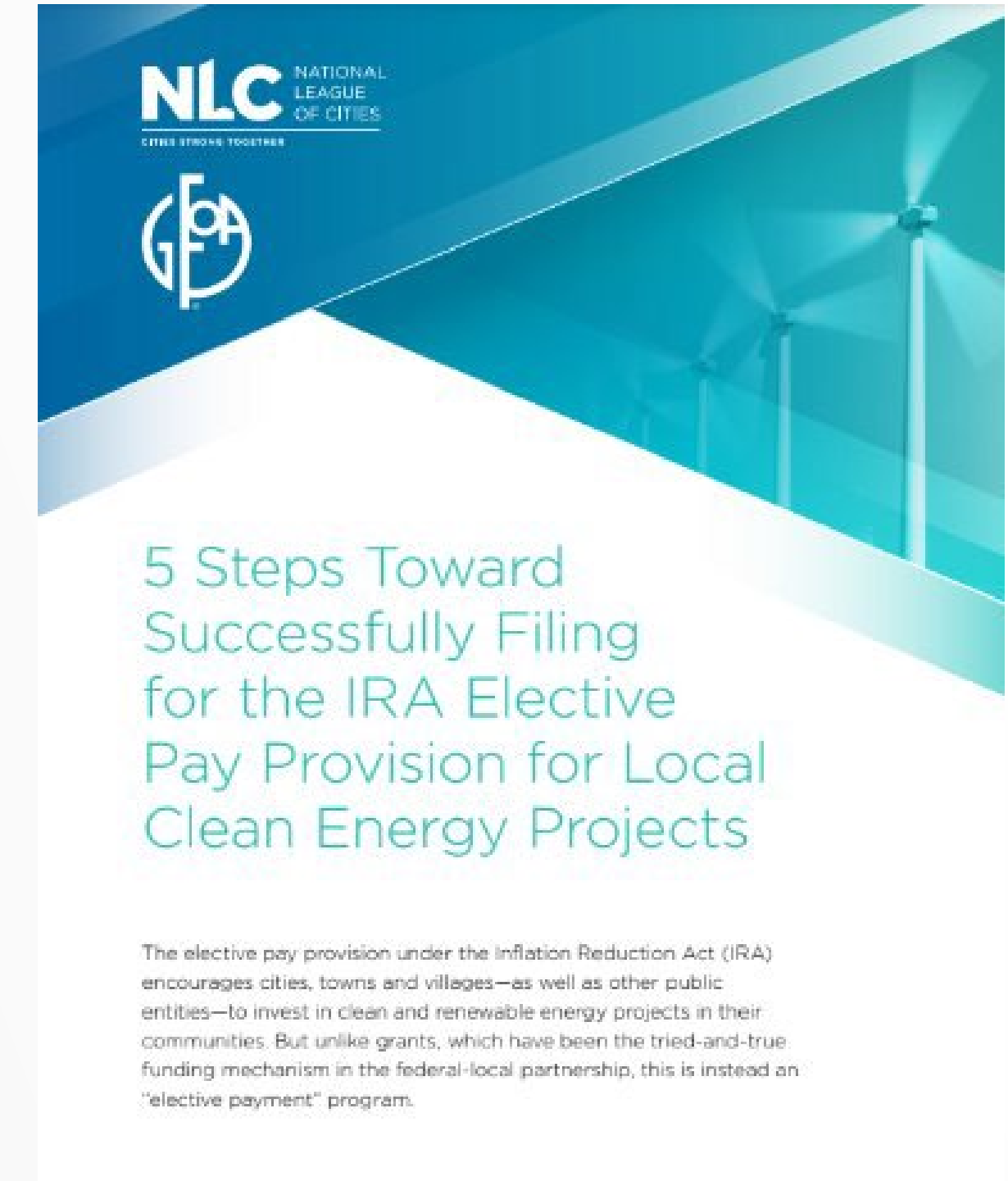
# Clean Energy – Elective Pay Provision

## Financing mechanism under the Inflation Reduction Act

- Clean Electricity Production Tax Credit – Sec. 45
  - Example projects: Technology neutral; Microgrid/ community solar, clean fuel projects, commercial clean vehicles
- Clean Electricity Investment Tax Credit – Sec. 48
  - Example projects: Technology neutral; Rooftop solar on government buildings, water treatment facilities
- Bonus credits for prevailing wage/apprenticeship, domestic content, energy community

NLC blogs [here](#) and [here](#).

Help us build a dashboard of municipal projects by [completing this form](#).



[Resource from NLC and GFOA to successfully file for elective pay](#)

# Clean Energy/Elective Pay State of Play

## Senate Finance Committee

- Chair Sen. Crapo (R-ID), Ranking Member Sen. Wyden (D-OR)

## House Ways and Means Committee

- Chair Rep. Jason Smith (R-MO), Ranking Member Rep. Richard Neal (D-MA)

IRA programs and clean energy tax credits are being considered as possible funding offsets for the Congressional tax package.

Local leaders call on Congress to preserve clean energy tax credits.

# Questions? Get in touch.



**Carolyn Berndt**

Legislative Director, Sustainability

National League of Cities

[Berndt@nlc.org](mailto:Berndt@nlc.org)

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