

## 6.6 National Reporting Requirements

DEQ agrees to provide data or information to EPA as may be required for national reports and public or congressional inquiries. Capitalization grant-funded recipients will be monitored (by DEQ's Fiscal Section) for Single Audit Act compliance. DEQ agrees to comply with and require recipients of assistance agreements from the DWSRF to comply with applicable federal cross-cutting requirements. The basic rules for complying with cross-cutting federal authorities are set out in 40 CFR §35.3575. DEQ will notify EPA when consultation or coordination by EPA is necessary to resolve issues regarding these requirements. These requirements include Disadvantaged Business Enterprise (DBE) compliance and Federal Funding Accountability and Transparency Act (FFATA) reporting. In order to minimize administrative complexity and the burden on borrowers, the DWSRF program will select projects with a dollar value equaling the most recent federal capitalization grant award that is reserved for loans, to comply with the FFATA requirements. Additionally, FFATA reporting will be conducted for set-aside single transactions that equal or exceed \$30,000.

American Iron and Steel, and Davis Bacon wage provisions compliance apply to all funds (not just the capitalization grant and BIL funds) in the DWSRF and carry reporting and compliance requirements. If any SRF funds are used for projects, these requirements apply. For all equivalency projects, American Iron and Steel, Build America Buy America, and Davis Bacon wage provisions apply.

## 6.7 Transfers Between State Revolving Fund Loan Funds

Should transfers become needed, DEQ reserves the right to transfer surplus funds originating back to FFY 1997 capitalization grant awards. See Attachment VII for listings of capitalization grants and the related narrative. Per 40 CFR 35.3550, a state may reserve the authority to transfer funds in future years. Funds may be transferred on a net basis, provided that the 33% transfer allowance associated with the DWSRF program capitalization grants received is not exceeded. Only repayments will be used for transfers. To meet the increased demand for loans for the CWSRF, \$13,000,000 will be transferred in SFY2024. Through SFY 2023, \$45 million in transfers will have been made from the DWSRF to the CWSRF.

## 7 Criteria and Method for Distribution of Funds

Idaho public drinking water systems will be queried regularly to obtain information regarding projects for which loan monies could be used. Additional information about potential projects will be obtained from DEQ regional office engineers, privately retained consulting engineers, and other state and federal agencies. DWSRF monies will be distributed according to the methods, criteria, and eligible activities as identified and described in IDAPA 58.01.12.

The criteria and methods for the distribution of funds are designed to allow maximum flexibility in providing assistance, thereby enhancing the long-term viability and revolving loan aspect of the DWSRF program.

DEQ will use the priority rating system outlined here for managing the DWSRF program. Only projects on the joint Fundable/Priority List are eligible for funding.

DEQ reserves the right to fund lower-priority projects over higher-priority projects that are not ready to proceed. In such instances, DEQ will comply with established bypass procedures. DEQ may add projects to the Fundable List due to emergencies such as an unanticipated system failure or a project that is needed to prevent an imminent health threat.

No funding commitment will be made to fund a construction project until an engineering report; environmental review; and a financial, managerial, and technical assessment have been completed, although any project without a repayment obligation would not require underwriting.

The rating criteria used for the SFY 2024 Fundable/Priority List are as follows:

**Table 1. SFY 2024 DWSRF Rating Criteria**

Public Health Hazard	(Maximum section points = 100)
	Maximum Points
<ul style="list-style-type: none"> <li>▪ Unresolved acute contaminant violations</li> <li>▪ Unresolved chronic contaminant violations</li> <li>▪ Surface water treatment technique</li> <li>▪ Low pressure events</li> <li>▪ Reduction in source capacity</li> <li>▪ Defects that cause a risk to health or safety</li> <li>▪ Unregulated contaminants</li> </ul>	<p>30</p> <p>15</p> <p>15</p> <p>30</p> <p>30</p> <p>20</p> <p>15</p>
General Conditions of Existing Facility	(Maximum section points = 60)
<ul style="list-style-type: none"> <li>▪ Treatment design deficiencies</li> <li>▪ Treatment capacity deficiencies</li> <li>▪ Source deficiencies</li> <li>▪ Distribution deficiencies</li> <li>▪ Redundancy and standby power</li> </ul>	<p>15</p> <p>15</p> <p>10</p> <p>10</p> <p>10</p>
Sustainability Efforts	(Maximum section points = 50)
<ul style="list-style-type: none"> <li>▪ Management-based efforts</li> <li>▪ Green Efforts</li> <li>▪ Water Conservation Efforts</li> <li>▪ Energy Conservation Efforts</li> </ul>	<p>45</p> <p>10</p> <p>25</p> <p>25</p>
Consent Order, Compliance Agreement Schedule, or Court Order	(Maximum section points = 30)
<ul style="list-style-type: none"> <li>▪ Low-Level Noncompliance</li> </ul>	<p>5</p>

▪ Moderate-Level Noncompliance	10
▪ High-Level Noncompliance	10
▪ Negotiating compliance with DEQ	10
▪ Meeting compliance deadlines	10
Incentives	(Maximum section points = 12)
▪ Current source water protection plan	2
▪ Cross-connection control program	2
▪ No significant deficiencies in the last sanitary survey	2
▪ Using properly licensed Substitute Responsible Charge Operator	2
▪ No more than one failure to monitor violations in past 5 years for all analyses	2
▪ Government body development	2
Affordability	(Maximum section points = 10)
▪ Project user charge exceeds affordable criteria	10

**Table 2. SFY 2024 DWSRF Supplemental - Emerging Contaminants Rating Criteria**

Supplemental - Emerging Contaminants	(Maximum section points = 65)
▪ Addresses PFAS	25
▪ Addresses cyanotoxins	15
▪ Addresses other emerging contaminant	5
▪ Published EPA health advisory?	10
▪ Sources impacted	10

**Table 3. SFY 2024 DWSRF Supplemental - Lead Service Line Rating Criteria**

Supplemental – Lead Service Line	(Maximum section points = 55)
▪ Has completed or will be completing inventory	25
▪ Lead action level exceeded in past 5 years	10
▪ Corrosion control measures taken	10
▪ Existence of lead lines that will be replaced	10