

Massachusetts State Revolving Fund Program

Amendments to:

CWSRF 310 CMR 44 and
DWSRF 310 CMR 45

State Revolving Fund

- Federal-state partnership to finance local water and wastewater infrastructure projects.
- Administered in the Commonwealth by the Massachusetts Clean Water trust
- State-subsidized low interest loans.
- Loan repayments finance additional loans.
- CWT raises additional equity by issuing bonds.
- Portfolio is approximately \$7B





C. 259 Acts of 2014 - Massachusetts

- Numerous provisions, but among them an increase to the cap on the Commonwealth's loan assistance to SRF from \$88M to \$138M.
- Established framework for additional subsidy to certain SRF projects.
- Instructed DEP to update its regs to reflect new state and federal statute.
- Authorized additional subsidies, but did not appropriate funds for those subsidies.

Water Resources Reform and Development Act 2014 amendment to federal CWA

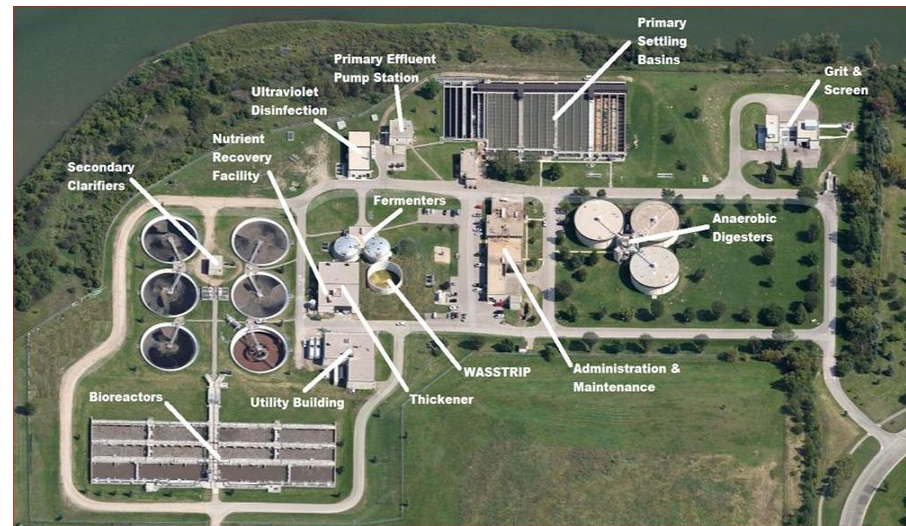


- **Expanded CWSRF eligibilities in statute,**
 - CWA flexibility to finance projects that protect or enhance water quality.
 - Statute caught up with what most states were already doing.
- **Fiscal Sustainability Plans**
 - Asset Management Planning
 - Plus local budgeting the maintenance and replacement
- **American Iron and Steel (AIS)**
- **Competitively bidding** Engineering Services
- **NEPA** requirement for all CWSRF projects
- **Davis-Bacon** prevailing wage law

CWSRF 310 CMR 44

- 44:01 Introduction section (to comply with EO 562)
- 44:03 Expanded Definitions

- 208 Plan
- Best Management Practice
- Fiscal Sustainability Plan
- Green Infrastructure
- Green Infrastructure Project
- Indirect Discharge
- Publicly-owned Treatment Works
- Regional Local Governmental Unit
- Regional System
- Trust-Clean Water Trust



CWSRF 310 CMR 44 (cont.)

- 44:04 Eligible Projects expanded to include:
 - Conservation Management Plan CWA Sec 320
 - Decentralized wastewater systems
 - Stormwater management infrastructure
 - Water Conservation
 - Energy efficiency
 - Water recycling
 - Land Acquisition
 - Projects that offset water withdrawals



CWSRF 310 CMR 44 (cont.)

- 44:07 Financing Criteria-Qualifying Designated Projects
 - Subject to limits on Contract Assistance (Budget Appropriation)
 - Consistent with Trust priorities
 - Implements BMPs
 - LGU meets Trust Affordability Criteria (CWA S603)
 - Regional project
 - MWRA infrastructure connections
 - Green Infrastructure
 - Disaster as declared by Governor
 - Innovative technology-better, cheaper.



DWSRF 310 CMR 45

- 45.01 Introduction section (to comply with EO 562)
- 45.02 Purpose and applicability
- 45.03 Definitions
 - Best Management Practices
 - Environmental Protection Agency EPA
- 45.07 Financing Criteria
 - Subject to limits on Contract Assistance (Budget Appropriation)
 - Consistent with Trust priorities
 - Implements BMPs
 - LGU meets Trust Affordability Criteria (CWA S603)



DWSRF 310 CMR 45 (cont.)

- Federal SDWA statute was not amended, so WRRDA requirements on the CWSRF are not extended to DWSRF.
- ~~Fiscal Sustainability Plans~~
- ~~Competitively bidding~~ Engineering Services



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