STATE OF NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES



Clean Water State Revolving Fund Loan Program

2024 Capitalization Grants
Intended Use Plan

CONTENTS

Introduction	4
Statement of Short-Term and Long-Term Goals	4
Short-Term Goals	4
Long-Term Goals	4
Criteria and Method for Distribution of Funds – Base and Supplemental	5
Additional Subsidy (Principal Forgiveness and/or Grants)	6
Affordability, 10%, 20%, 25% or 35%:	7
Affordability Criteria:	7
Sewer Use Fee and Median Household Income Factor	7
Unemployment Rate Factor	7
Population Change Factor	7
Planning, 100% up to \$100,000:	8
Asset Management, 100% up to \$30,000:	8
Energy Audits (no loan required):	9
Comprehensive Energy Audit Measure Implementation, 50% up to \$250,000:	9
Interim Financing:	9
Criteria and Method for Distribution of Funds – Emerging Contaminants	9
Green Project Reserve	10
Loan Charge Rates	10
Davis-Bacon and Related Acts	11
Disadvantaged Business Enterprise	11
American Iron and Steel Requirements	11
Build America Buy America (BABA) Act	12
Federal Funding Accountability and Transparency Act of 2006 (FFATA)	12
Loan Repayment Funds	12
Assurances and Specific Proposals	12
Equivalency	13
Activities to be Supported by the CWSRF	14
Administrative Costs	14
Funded Projects	14
Non-program Income	14
Long-term Status of the New Hampshire CWSRF	14
Public Review and Comment	14
2% Technical Assistance Funds	15

	R-WD-24-07
Base 2% Technical Assistance Funds	15
Supplemental 2% Technical Assistance Funds	15
Emerging Contaminants 2% Technical Assistance Funds	15
State Match	15
Reporting and Environmental Benefits Assessment	16
Appendix I: Federal Fiscal Year 2024 Capitalization Grants Sources and Uses of Funds	17
Appendix II: Federal Fiscal Year 2024 Capitalization Grants Project Priority List	19
Appendix III: Federal Fiscal Year 2024 Capitalization Grants Project Priority List Extended Portion .	20

INTRODUCTION

The State of New Hampshire presents, herewith, the Clean Water State Revolving Fund (CWSRF) Intended Use Plan (IUP) for the 2024 Appropriation Capitalization Grants and other available funds (Appendix I). The 2024 Appropriation and IUP includes Base, Supplemental and Emerging Contaminants Capitalization Grants authorized by the Consolidated Appropriations Act, 2022, Pub. L. 117-103, and Bipartisan Infrastructure Law (BIL), Pub. L. 117-58.

The total amount available is \$120,139,892. Available funds are detailed in Appendix I, and include \$33,010,000 from the Base, Supplemental and Emerging Contaminants 2024 Capitalization Grants.

STATEMENT OF SHORT-TERM AND LONG-TERM GOALS

Short-Term Goals

The State of New Hampshire has the following goals and objectives for the CWSRF:

- 1. Promote the use of CWSRF funds for the Green Project Reserve (GPR), including green infrastructure, water or energy efficiency and innovative technology. New Hampshire is required to award a minimum of 10% of the 2024 Base Capitalization Grant (\$815,900) and 10% of the 2024 Supplemental Capitalization Grant (\$2,272,600) for a total of \$3,088,500 to projects or portions thereof that meet the criteria for GPR.
- 2. Offer Additional Subsidy (grants or forgivable loans) at or near 100% for asset management and planning. Provide technical assistance and support for communities to develop projects and the pipeline for future implementation of water quality improvements.
- 3. Provide 49% of funds from the Supplemental Capitalization Grant as grants or forgivable loans to communities that meet the state's affordability criteria, benefit individual ratepayers in the residential user rate class or implement a process, material, technique or technology that addresses water or energy efficiency goals; mitigates stormwater runoff; or encourages sustainable project planning, design and construction.
- 4. Continue to extend financial assistance to a broader range of recipients including disadvantaged communities and communities that have not sought or been able to access the CWSRF. In addition to loans with principal forgiveness, New Hampshire CWSRF may offer Additional Subsidy as grants to improve availability of financial assistance.
- 5. Provide funding for addressing emerging contaminants in communities entirely as grants or forgivable loans to help address discharges of perfluoroalkyl and polyfluoroalkyl substances (PFAS) through wastewater and, potentially, nonpoint sources.
- 6. Encourage project proposals for funding that foster resilience to all threats and hazards, support climate change adaptation and implement energy efficient infrastructure systems.

Long-Term Goals

- 1. Provide reduced cost financial assistance for the planning, design and construction of wastewater treatment facilities, stormwater and nonpoint source (NPS) pollution abatement, estuary protection and landfill closure projects.
- 2. Protect public health and the environment and promote the completion of cost-effective projects.
- 3. Implement administrative rules and regulations for the CWSRF program.
- 4. Provide effective program management to ensure the integrity of the CWSRF.

- 5. Facilitate statewide compliance with State and Federal water quality standards, in particular with the National Municipal Policy.
- 6. Coordinate CWSRF activities with enforcement activities of both the State of New Hampshire and the Environmental Protection Agency (EPA).
- 7. Coordinate State-funded programs for wastewater treatment facilities with activities of the CWSRF.
- 8. Provide flexibility for both the CWSRF and Drinking Water SRF (DWSRF) by reserving the ability to transfer funds between the two SRF programs, if determined to be advantageous by the New Hampshire Department of Environmental Services (NHDES).
- 9. Promote Sustainable Infrastructure (SI) by encouraging the development and implementation of asset management programs, planning, regionalization of utilities, the use of energy efficient technologies and renewable energy sources.
- 10. Operate a self-sustaining program to ensure compliance by all publicly owned treatment works with state and federal water quality goals.
- 11. To the extent known, the State does not plan to leverage bond issuance to make additional funds available to fund projects.

CRITERIA AND METHOD FOR DISTRIBUTION OF FUNDS - BASE AND SUPPLEMENTAL

Approximately \$107,445,770 will be available to fund new CWSRF loan and/or grant applications through June 30, 2025. In addition, up to \$454,520 of Supplemental Capitalization Grant technical assistance funds will be available as grants or loans for Wastewater and Stormwater Asset Management Programs.

The application deadline for Wastewater and Stormwater Asset Management projects is April 30, 2025, and all other loan and/or grant applications are due on June 30, 2025. Applications may be submitted after September 1, 2024.

NHDES issued a request for project proposals on April 2, 2024, with a pre-application due date of May 31, 2024. A total of 130 pre-applications in the amount of \$684,896,983 were received: 72 wastewater infrastructure projects (includes three sewer extension projects), nine stormwater infrastructure projects, 19 wastewater planning projects, 15 stormwater planning projects, two energy audit measure implementation projects, five emerging contaminants projects and eight asset management projects. In addition to standalone planning projects, the wastewater infrastructure proposals included 23 projects with planning evaluations, and the stormwater infrastructure proposals included four projects with planning evaluations. The wastewater infrastructure proposals included four projects with energy audit measure implementations.

CWSRF project proposals were scored using ranking criteria designed to meet program goals and the requirements of the 2024 Capitalization Grants. The project score is based on Protection of Water Quality and Public Health, Green Project Reserve eligibility and Aging Infrastructure. The 2024 Wastewater Ranking Criteria and 2024 Stormwater Ranking Criteria promote infrastructure and planning projects that will make systems more resilient to climate change threats. Sewer extension projects were ranked and scored separately.

Funding allocations are indicated on the <u>2024 CWSRF Project Priority List</u> (PPL), summarized in Appendix II. To meet Capitalization Grant requirements, New Hampshire CWSRF intends to award funding and Additional Subsidy from the Supplemental Capitalization Grant and then from the Base Capitalization Grant.

Because the total estimated cost of all proposed projects exceeds the amount of available funds, applicants are offered funds by score for projects ready to proceed according to the information provided in the preapplications. If two or more projects received an equal score, NHDES will consider project categories and previous funding received by applicants to ensure that funding is distributed to a diverse range of project categories and applicants as well as to ensure that projects that need gap funding to proceed are offered funding.

The CWSRF may bypass higher ranked projects in favor of lower ranked projects to ensure that funds available are utilized in a timely manner and that statutory and capitalization grant requirements are met. Ongoing outreach is performed to obtain project status and offer available funding to those lower on the list when applicable. In addition, if an entity is offered funding for a project that has an interrelated project ranked lower on the list, the CWSRF may also offer funding for all or a portion of the interrelated project.

Pre-applicants that cannot obtain authority to borrow before their applicable deadline, may be bypassed. A project may also be bypassed if it is determined that the project will not be ready to proceed for other reasons during the funding year.

The CWSRF may pilot programmatic financing to fund top priority project types such as Combined Sewer Overflow (CSO) elimination projects. The CWSRF may issue one loan agreement, based on estimated costs of top priority projects during the specified one-year period.

Approximately \$12,694,122 is reserved to provide additional funding for existing projects, as well as funding for emergency projects identified during the year to any entity on the extended priority list (Appendix III). In addition, any unused reserve funds may be used to fund additional projects based on readiness to proceed. Reserve funds and/or funds available may increase by additional available funds, such as funds returned by loan finalizations.

ADDITIONAL SUBSIDY (PRINCIPAL FORGIVENESS AND/OR GRANTS)

CWSRF will meet or exceed the minimum required additional subsidy of \$11,951,640 from the 2024 Base and Supplemental Capitalization Grants in the form of grants and/or loans with principal forgiveness. The maximum allowable additional subsidy for projects funded from the 2024 Base and Supplemental Capitalization Grants is \$14,399,340. In addition, New Hampshire will utilize \$5,936,948 from prior Capitalization Grants to meet the amount of subsidy allocated on the 2024 PPL, for a maximum total of \$20,336,288.

Principal forgiveness awards are generally a percentage of loan disbursements at the time of the initial principal and interest repayment, unless otherwise noted. Principal forgiveness is available to municipal government loan recipients based on affordability score and other special initiatives described below. New Hampshire may adjust the percentage or amount of additional subsidy allocated to any project to meet the Capitalization Grant requirements and/or CWSRF goals.

The state will review, refine and improve the CWSRF affordability criteria and priority point systems each year, if necessary, to ensure that additional subsidy is provided to New Hampshire communities to meet or exceed the required amount.

Affordability, 10%, 20%, 25% or 35%

For wastewater infrastructure projects, CWSRF will award loan recipients 10% principal forgiveness for communities with an affordability score between 0.60 and 1.67; 20% principal forgiveness for those with an affordability score between 1.68 and 2.75; 25% principal forgiveness for those with an affordability score between 2.76 and 3.83; and 35% principal forgiveness for those with an affordability score greater than 3.84.

For stormwater infrastructure projects, CWSRF will award all loan recipients 25% principal forgiveness.

Affordability principal forgiveness will not be awarded to the Planning, Asset Management and Comprehensive Energy Audit Measure Implementation incentives described below.

Affordability Criteria

Affordability means the ability of a community to afford a project. In 2024, principal forgiveness will be awarded to municipal loan recipients based on the affordability score, the sum of the affordability factors described below.

Sewer Use Fee and Median Household Income Factor

This factor of affordability is expressed as a ratio of the community sewer use fee divided by the community median household income (MHI) and multiplied by 100%. The sewer use fee is the total annual sewer user fee for a typical family home (i.e., using approximately 90,000 gallons per year or about 246 gallons per day), provided by the applicant. The MHI is the income data compiled by the U.S. Census Bureau 2018-2022 American Community Survey.

Example: An affordability ratio of > 2.0 means that the sewer use fee for the community is greater than 2% of the community MHI.

Unemployment Rate Factor

This factor is calculated as the ratio of the community's average annual unemployment rate and the average New Hampshire unemployment rate as published by New Hampshire Employment Security.

Unemployment rate factors are awarded as follows:

Unemployment Ratio	Factor
>=1.33	0.5
1.00-1.32	0.4
0.67-0.99	0.3
0.34-0.66	0.2
<=0.33	0.0

Population Change Factor

This factor is calculated as the ratio of the community's population change (positive or negative, expressed as a percentage) and the overall New Hampshire population change since the last census. The source of this data is the New Hampshire Office of Planning and Development. Population Change factors are awarded as follows:

Population Ratio	Factor
------------------	--------

>=5.629	0.6
4.227-5.628	0.5
2.817-4.226	0.4
1.408-2.816	0.3
<=1.407	0.2

Planning, 100% up to \$100,000

For wastewater and/or stormwater planning projects, NHDES will award CWSRF loans with 100% principal forgiveness, up to \$100,000, for selected projects. In addition, selected projects with total costs that exceed \$100,000 may be offered CWSRF loan funds for the remainder of the project value.

Wastewater planning projects selected for funding will address compliance and enforcement issues, and septage and solids management. In general, planning projects may address wastewater and/or stormwater conveyance and treatment, sludge management such as lagoon closure plans, and consider solutions that promote energy efficiency, water conservation and flood resiliency. Project scope of work will follow the template for Basis of Design Reports outlined in Env-Wq 707 to the extent possible. Planning efforts included in a final design project may also be eligible, typically through 30% design, such as a preliminary engineering or value engineering report.

The process to receive the principal forgiveness will include NHDES approval of eligible scope of work and disbursement tracking. Work scopes for planning projects must be pre-approved by NHDES prior to review of the full application. Applicants will submit scope of work proposals related to planning projects for approval to the Wastewater Engineering Bureau Planning and Design (wastewater planning), or Watershed Management Bureau Watershed Assistance Section (stormwater planning).

Affordability principal forgiveness will not be awarded in addition to the planning incentive described above. Energy Audit Measure Implementation projects are not eligible for the planning incentive.

Asset Management, 100% up to \$30,000

For wastewater and/or stormwater asset management programs, NHDES will award recipients CWSRF grants or loans up to \$30,000. Up to \$454,520 from the Supplemental Capitalization Grant technical assistance funds will be available for the development of wastewater and/or stormwater asset management programs.

The application deadline for Wastewater and Stormwater Asset Management projects is April 30, 2025.

Approved asset management program implementation generally satisfies the CWSRF Fiscal Sustainability Plan (FSP) requirement. Asset management program implementation requirements incorporate additional assets as well as the core elements of asset management. Recipients who complete asset management programs develop a more comprehensive and useful tool than by fulfilling the minimum FSP requirement.

Work scopes for asset management projects should be pre-approved by NHDES prior to review of the full application and meet the minimum requirements of the asset management guidance document.

Further asset management additional subsidy may be available based on the size and complexity of the recipient's wastewater infrastructure.

Affordability additional subsidy will not be awarded in addition to the asset management incentive described above.

Energy Audits (no loan required)

NHDES will contract directly for the services to provide energy audits for both wastewater treatment plants and pumping stations. Loan agreements are not required to receive an energy audit. Any eligible community may receive an energy audit.

Comprehensive Energy Audit Measure Implementation, 50% up to \$250,000

For selected Energy Audit Measure Implementation projects, CWSRF will award loan recipients 50% principal forgiveness, up to \$250,000, on disbursements for project components that implement recommendations from a comprehensive energy audit conducted within the past five years. Energy Audit Measure Implementation projects are not eligible for the planning incentive described above.

Up to \$500,000 in energy conservation project expenditures may be approved for 50% principal forgiveness. New Hampshire CWSRF will award loan recipients principal forgiveness for energy conservation disbursements above \$500,000 and/or outside the approved energy conservation scope in accordance with the affordability section above.

Applications for electric and gas utility incentives are required to qualify for CWSRF principal forgiveness. CWSRF principal forgiveness will be calculated on the project costs prior to incentives from the electric or gas utility being applied and may be reduced if the combination of the two incentives brings the cost of the project to the recipient to less than \$0.

The process to receive principal forgiveness will include NHDES approval of eligible components and disbursement tracking. Work scopes for Comprehensive Energy Audit Measure Implementation projects must be pre-approved by NHDES prior to review of the full application. Applicants will submit work scopes, including a list of project components related to the implementation of comprehensive energy audit measures, for approval to the Wastewater Engineering Bureau Planning and Design Section.

Interim Financing

Interim financing may be available on a limited basis if deemed in the best interest of the public, the environment and the State of New Hampshire. Interim financing may be viewed as a short-term investment of CWSRF funds that does not impact the ability of the CWSRF to provide financing for all ready projects with approved funding allocations.

CRITERIA AND METHOD FOR DISTRIBUTION OF FUNDS – EMERGING CONTAMINANTS

Approximately \$3,932,200 in Additional Subsidy is available to fund loan and/or grant applications through June 30, 2025, to address emerging contaminants. These funds include monies from the 2024 capitalization grant and unobligated funds from the 2023 capitalization grant.

NHDES intends to focus solely on PFAS and intends to utilize these funds to offer loans with principal forgiveness and/or grants for treatment solutions for landfill leachate from municipally owned landfills that discharge to a municipal wastewater treatment plant, or projects that evaluate and demonstrate regional or state-wide solutions to reduce or eliminate PFAS in wastewater residuals.

NHDES issued a request for project proposals on April 2, 2024, with a pre-application due date of May 31, 2024. Five pre-applications were received. To date, New Hampshire has allocated funding to two emerging CWSRF 2024 INTENDED USE PLAN – July 2024

9 | P a g e

contaminants projects, and both are expected to conduct piloting and/or feasibility studies for the treatment of landfill leachate in those communities. These projects' results are expected to inform New Hampshire in preparing for next steps to fully utilize the emerging contaminants funding during the time allotted for expenditures.

A public hearing on August 1, 2024, and a written public comment period from July 25, 2024, through August 8, 2024, are scheduled for the 2024 PPL and IUP. The PPL/IUP may be adjusted based on comments received during the public comment period.

Loan and or grant applications are due on June 30, 2025. Applications may be submitted after September 1, 2024.

GREEN PROJECT RESERVE

The projects selected for funding will meet the minimum Green Project Reserve (GPR) value of \$3,088,500. The value of GPR components of each project is estimated during the application process, refined during final design and construction and reported in the SRF Data System (SDS) database. Should the value of GPR components of projects offered funding not meet the minimum, NHDES will consult with the loan recipients to identify any additional GPR eligible components.

LOAN CHARGE RATES

Fixed charges during the loan repayment period are determined at the time of the supplemental loan agreement, after project completion, based on the established CWSRF IUP rate and the repayment period selected by the loan recipient. New Hampshire has established a 2% administrative fee for all CWSRF repayment terms* during the loan repayment period.

The CWSRF IUP rate is based on the 11 G.O. Bond Index. Interest rates are established on the date of the public hearing and reviewed and revised as specified in the CWSRF Administrative Rules (Env-Wq 500).

Effective August 1, 2024, CWSRF loan charge rates are as follows:

Loan Term	Rate
5-year term	2.0000%
10-year term	2.0000%
15-year term	2.8800%
20-year term	3.0720%
30-year term**	3.0720%

^{*}The Bipartisan Infrastructure Law (BIL) provides a unique opportunity to assist communities through Emerging Contaminants capitalization grants from 2022-2026. States are required to provide financial assistance from the Emerging Contaminants capitalization grants as 100% Additional Subsidy. As such, loan recipients of Emerging Contaminants allocations will not be charged any interest or fees.

^{**}Loan recipients may be granted a 30-year repayment term if the useful life of the funded asset is at least 30 years, as determined by the State.

Loan interest charges during repayment are generally: 25% of the established IUP rate when a 5-year repayment period is selected; 50% of the established IUP rate when a 10-year repayment period is selected; 75% of the established IUP rate when a 15-year repayment period is selected; and 80% of the established IUP rate when a 20- or 30-year repayment period is selected.

CWSRF staff including managerial, administrative, planning and design, construction management, sustainability, permitting, compliance, enforcement, operations and residuals management is supported by the 2% administrative fee included in the charges on outstanding loan balances. The enabling legislation and basis for the fee is New Hampshire Revised Statutes Title L Chapter 486 Section 14(1)(b). Approximately \$6,123,939 in revenue is expected during state fiscal year 2025 to pay for these functions. The fee revenue expected during state fiscal year 2025 is all Non-Program Income (no Program Income is expected).

DAVIS-BACON AND RELATED ACTS

NHDES will continue to provide support to funding recipients for maintaining compliance with the Davis-Bacon and Related Acts (DBRA) requirements. Compliance support includes guidance for the recipient and their contractors and consulting engineers, review of documentation and certifications of compliance and follow-up on corrections. At a minimum, all Section 212 CWSRF construction contracts will include a clause requiring compliance with DBRA.

DISADVANTAGED BUSINESS ENTERPRISE

The CWSRF will continue to comply with the requirements of EPA's Disadvantaged Business Enterprise (DBE) Program for procurement activities under assistance agreements, contained in 40 CFR, Part 33.

AMERICAN IRON AND STEEL REQUIREMENTS

Public Law 113-76, Consolidated Appropriations Act, 2014 (Act), includes an American Iron and Steel (AIS) requirement in section 436 that CWSRF recipients must use iron and steel products that are produced in the United States for projects for construction, alteration, maintenance or repair of a public water system or treatment works if the project is funded through an assistance agreement executed beginning January 17, 2014.

On June 10, 2014, the Water Resources Reform and Development Act amended the Clean Water Act (CWA) to include permanent requirements for the use of AIS products in CWSRF assistance agreements. Section 608 of the CWA now contains requirements for AIS that repeat those of the Consolidated Appropriations Act, 2014. All CWSRF assistance agreements must comply with Section 608 of the CWA for implementation of the permanent AIS requirement.

Iron and steel products means the following products made primarily of iron or steel: lined or unlined pipes and fittings, manhole covers and other municipal castings, hydrants, tanks, flanges, pipe clamps and restraints, valves, structural steel, reinforced precast concrete and construction materials.

These acts also set forth certain circumstances under which EPA may waive the AIS requirement.

Additional AIS Information: EPA's <u>State Revolving Fund American Iron and Steel Requirement</u> website includes additional information on AIS requirements and waivers.

BUILD AMERICA BUY AMERICA (BABA) ACT

The Bipartisan Infrastructure Law expanded domestic sourcing requirements with the inclusion of the Build America, Buy America (BABA) Act. Starting on May 14, 2022, all steel, iron, manufactured products, non-ferrous metals, plastic and polymer-based products (including polyvinylchloride, composite building materials and polymers used in fiber optic cables), glass (including optic glass), lumber and drywall used in infrastructure projects for federal financial assistance programs must be produced in the United States.

FEDERAL FUNDING ACCOUNTABILITY AND TRANSPARENCY ACT OF 2006 (FFATA)

New Hampshire CWSRF will meet FFATA reporting requirement by reporting funding awards up to an amount equivalent to the 2024 Capitalization Grants (\$33,010,000) on the FFATA website. All loan and or grant recipients must obtain a Unique Entity Identifier (UEI) number and provide the UEI with the application to enable the state to satisfy FFATA requirements.

LOAN REPAYMENT FUNDS

Repayment of outstanding loans will be deposited in an interest bearing CWSRF account separate from the Federal Capitalization and State Match accounts. It is the intent of the State, through the State Treasurer, to place these funds in conservative instruments that will produce the best return on the investment.

ASSURANCES AND SPECIFIC PROPOSALS

The State of New Hampshire will provide the necessary assurances and certifications as part of the Operating Agreement between the State and EPA, including the following:

602(a) - Environmental Reviews

The State of New Hampshire will conduct environmental reviews as specified in Attachment III of the CWSRF Operating Agreement.

602(b) (3) - Binding Commitments

The State of New Hampshire will enter into binding commitments for 120% of each quarterly payment within one year of receipt of that payment. New Hampshire expects to make binding commitments in the form of original loan and or grant agreements with assistance recipients of at least \$37,337,280 by September 30, 2026.

After the application deadline herein of June 30, 2025, the State expects to enter into executed and effective loan/financial assistance agreements for all applications received by November 30, 2025, and for all sources identified in the Sources and Uses table (Appendix I) by June 30, 2026.

602(b) (4) - Expeditious and Timely Expenditures

The State of New Hampshire will expend all funds in the CWSRF in a timely and expeditious manner.

602(b) (5) - First Use for Enforceable Requirements

The State of New Hampshire will use funds first to assure maintenance of progress toward enforceable deadlines, goals and requirements of the CWA.

602(b) (6) - Compliance with Title II Requirements

The State of New Hampshire agrees to meet the specific statutory requirements for publicly owned wastewater treatment projects constructed in whole or in part before Fiscal Year 1995 with funds directly made available by Federal Capitalization Grants. This section includes the prevailing wage provision (Davis-Bacon and Related Acts) to all projects.

602(b) (9) - Generally Accepted Accounting Practices

All recipients are required to certify that they will maintain project accounts according to Generally Accepted Accounting Practices (GAAP) as issued by the Governmental Accounting Standards Board.

602(b) (13) - Cost and Effectiveness Evaluation

All recipients are required to certify that they have conducted a cost and effectiveness analysis and incorporated it into the project alternatives during design.

602(b) (14) - Procurement of Architectural and Engineering Services

All recipients are required to select architectural and engineering services using a qualifications-based selection process. The New Hampshire Code of Administrative Rules (Part Env-Wq 509) provides guidance for recipients in procuring engineering services.

603(d) (1) (E) - Fiscal Sustainability Plans

All recipients are required to certify that they have developed or will develop a fiscal sustainability plan for the repair, replacement or expansion of funded treatment works prior to project closeout.

EQUIVALENCY

With the exception of FFATA and BABA (described above), the CWSRF requires all projects to meet requirements that are eligible for equivalency. All recipients are required to conduct an audit in conformance with Single Audit Act (SAA) standards, perform Disadvantaged Business Enterprise utilization and reporting, adhere to project signage requirements, telecommunications prohibition provisions and all applicable federal environmental crosscutters.

The New Hampshire CWSRF will apply equivalency to meet the BABA requirement by requiring funding recipients to meet the BABA requirement on projects up to an amount equivalent to the 2024 Capitalization Grants (\$33,010,000).

Unless and until notified, all CWSRF funding recipients should anticipate incorporating BABA requirements into all projects. For any project that will not be subject to BABA, recipients will be informed if or when BABA will not be required. Cost increases, or any other change in scope, may cause BABA requirements to apply to any project. Funding recipients and consultants must work closely with CWSRF staff to properly implement the BABA requirement.

ACTIVITIES TO BE SUPPORTED BY THE CWSRF

Administrative Costs

The State of New Hampshire will use 4% of the Base and Supplemental Federal Capitalization Grants for administrative support to operate the CWSRF program, \$1,235,400. The State of New Hampshire will also use the 2% Technical Assistance funds of the Base Federal Capitalization Grants for administrative support to operate the CWSRF program, \$163,180, to supplement the losses in administrative funds as a result of the reduction in the Base award. Thus a total amount of \$1,398,580 is available for administrative support.

CWSRF staff and accounting positions are directly funded from the 4% Capitalization Grant administrative funds. The annual amount used by the State for CWSRF administration will not exceed the statutory limit.

If the amount of funds drawn for administrative support during the fiscal year is less than the available amount the State of New Hampshire reserves the authority to transfer these funds into the available balance for loans or bank for use in future years.

Funded Projects

The CWSRF plans to award loans and/or grants to the projects described in Appendix II. Section 319 (NPS/Stormwater) projects will comply with the New Hampshire Nonpoint Source Management Plan. Section 320 (Estuary) projects will comply with the Piscataqua Region 2010 Comprehensive Conservation and Management Plan.

NHDES will continue to extend financial assistance to a broader range of recipients including disadvantaged communities and communities that have not sought or been able to access the CWSRF. Activities planned to further this goal include continued outreach, technical assistance and project support to New Hampshire communities.

NHDES will continue Additional Subsidy incentives that support project development and readiness, implementation of cost-effective projects and promotion of sustainable infrastructure. These incentives include Asset Management, Planning and Energy Audit Measure Implementation projects. The asset management and planning initiatives are supported by technical assistance funds and/or Additional Subsidy at or near 100%. These programs encourage new communities to come to the CWSRF for financial assistance, and support communities to evaluate assets, plan, prioritize and progress to implementation of water pollution control construction projects.

Program administration provides technical assistance and support for communities to develop projects and the pipeline for future implementation of water quality improvements, and includes application assistance and support for recipients to manage project compliance.

Project ranking and funding allocations include consideration of access to funding, such as whether prior assistance has been provided to pre-applicants, and distribution of funding to project categories and distribution throughout the state. The annual Water Infrastructure Financing workshop, along with presentations and events throughout the year, distribute information about accessing available funding and promote direct communication with communities to address specific individual concerns.

Non-program Income

CWSRF non-program income is tracked and deposited in a separate fund account outside the SRF. New Hampshire began tracking CWSRF fee income on July 1, 2016. The income is identified as program income or non-program income as it is received and tracked accordingly.

Long-term Status of the New Hampshire CWSRF

The anticipated net long-term effect of the allocation of funds for financial assistance, as proposed, will be to maximize the amount of funds available while meeting all program requirements.

PUBLIC REVIEW AND COMMENT

On August 1, 2024, a public hearing is scheduled to receive public comment on the CWSRF 2024 Capitalization Grants Intended Use Plan and Project Priority List. All municipalities, the NHDES list of Pre-Qualified Engineers CWSRF 2024 INTENDED USE PLAN – July 2024

14 | P a g e

and other contacts receive notice of the public hearing by email. Legal notice for the public hearing will be published in a newspaper with statewide circulation. A written comment period will extend from July 25, 2024 through August 8, 2024. The PPL/IUP may be adjusted based on comments received during the public comment period.

2% TECHNICAL ASSISTANCE FUNDS

The Base, Supplemental and Emerging Contaminants capitalization grants allow for 2% technical assistance. The maximum amount the state can use from the 2024 Base capitalization grant is 2% of the award or \$163,180, the maximum amount the state can use from the 2024 Supplemental capitalization grant is 2% of the award or \$454,520, and the maximum amount the state can use from the 2024 Emerging Contaminants capitalization grant is 2% of the award or \$42,500. After careful analysis of the benefits and costs of taking the full amount, the state has determined that doing so is necessary to support all three programs.

Base 2% Technical Assistance Funds

These funds will be used for CWSRF program staff and accounting positions to supplement the losses in administrative funds as a result of the reduction in the Base award.

Any contracts, loans or grants funded from technical assistance funds that individually exceed \$25,000 will be reported to fsrs.gov as required.

Supplemental 2% Technical Assistance Funds

These funds will be used to provide grants to eligible entities for the development of asset management programs.

Any contracts, loans or grants funded from Technical Assistance funds that individually exceed \$25,000 will be reported to fsrs.gov as required.

Emerging Contaminants 2% Technical Assistance Funds

These funds can be used for contracts to provide technical assistance and to develop and maintain PFAS treatment solutions.

Transferring Funds from Technical Assistance Funds into Infrastructure Project Account

NHDES reserves the right to transfer monies from technical assistance accounts into the appropriate infrastructure project account should the need arise.

STATE MATCH

The New Hampshire State Capital Budget for 2024-2025 biennium provides the state match for the base 2024 capitalization grant and the state match for the supplemental BIL 2024 capitalization grant. The deposit of state match into the CWSRF occurs upon approval of the biennial New Hampshire state capital budget.

All CWSRF projects funded by 2024 Base Capitalization Grant funds are proportionately disbursed using the appropriate cash draw ratio. The cash draw ratio is 82.46% federal and 17.54% state match.

All CWSRF projects funded by 2024 Supplemental BIL Capitalization Grant funds are proportionately disbursed using the appropriate cash draw ratio. The cash draw ratio is 82.46% federal and 17.54% state match.

REPORTING AND ENVIRONMENTAL BENEFITS ASSESSMENT

A Clean Water State Revolving Fund Environmental Benefits Assessment is completed each time a CWSRF construction award is transacted and entered into the Office of Water State Revolving Funds (OWSRF) Data System. A compilation of all the Environmental Benefits Assessments completed for projects funded under the 2024 Capitalization Grants will be included in the CWSRF Annual Report.

The CWSRF will enter the required program data elements, which generally occurs as financial assistance agreements are awarded (more frequently than quarterly) and the FFATA Subaward Reporting System (FSRS).

Appendix I

SOURCES AND USES OF FUNDS FOR Title VI State Revolving Loan Fund FEDERAL FISCAL YEAR 2024 CAPITALIZATION GRANTS

SOURCES OF FUNDS	AMOUNT
Capitalization Grant Funds	
Carry Forward Capitalization Grant Funds	\$52,243,454
Carry Forward State Match Funds	\$5,504,023
Less CWSRF Admin. (4%) and TA (2%)	(\$3,059,872)
Less State Match required for CWSRF Admin. (4%) and TA (2%)	(\$337,704)
Less Existing Loan Commitments	(\$28,323,071)
Less Pending Loan Commitments	(\$568,000)
FFY 2024 Base Capitalization Grant Funds	\$8,159,000
FFY 2024 Base State Match Funds (20%)	\$1,631,800
Less CWSRF Admin. (4%)	(\$326,360)
Less CWSRF Technical Assistance (2%)	(\$163,180)
FFY 2024 Supplemental Capitalization Grant Funds	\$22,726,000
FFY 2024 Supplemental State Match Funds (20%)	\$4,545,200
Less CWSRF Admin. (4%)	(\$909,040)
Less CWSRF Technical Assistance (2%)	(\$454,520)
FFY 2024 Emerging Contaminants Capitalization Grant Funds	\$2,125,000
FFY 2024 Emerging Contaminants State Match Funds (NA)	\$0
Less CWSRF Admin. (4%) , NA	\$0
Less CWSRF Technical Assistance (2%)	(\$42,500)
Loan Repayment Funds	\$253,425,272
Less Existing Loan Commitments	(\$161,405,888)
Less Pending Loan Commitments	(\$33,893,790)
Less FY 25 Bond Debt Service ¹	(\$735,932)
Estimated Available Loan Repayment Funds	\$57,389,662
Total Estimated Available Funds	\$120,139,892

¹On November 30, 2016, the State issued \$8,353,224 of General Obligation Bonds. The proceeds were used by the CWSRF Program to provide the state match for capitalization grants from years in which the state's capital budget appropriation was insufficient. The CWSRF Program is using loan and investment interest earnings to repay the bond. The maturity date is June 1, 2036.

Appendix I (Cont.)

SOURCES AND USES OF FUNDS FOR Title VI State Revolving Loan Fund FEDERAL FISCAL YEAR 2024 CAPITALIZATION GRANTS

USES OF FUNDS	AMOUNT
2024 CWSRF Projects ¹	\$107,445,770
2024 CWSRF Reserve ²	\$12,694,122
Total Use of Available Funds	\$120,139,892

¹ 2024 CWSRF Project detail is provided in Appendix II.

² Approximately \$12,694,123 is reserved to provide additional funding for existing projects, funding for projects to loan recipients on the extended priority list (Appendix III) and support for emergency projects. The reserve may increase by additional available funds, such as funds returned by loan finalizations.

Appendix II: Federal Fiscal Year 2024 Capitalization Grants Project Priority List that includes Base, Supplemental and Emerging Contaminants Funded Projects

2024 Clean Water SRF Project Priority List (nh.gov)

Appendix III: Federal Fiscal Year 2024 Capitalization Grants Project Priority List Extended Portion CWSRF Extended Priority List- Municipalities

Town of Acworth Town of Albany Town of Alexandria Town of Allenstown Town of Alstead Town of Alton Town of Amherst Town of Andover Town of Antrim Town of Ashland Town of Atkinson Town of Auburn Town of Barnstead Town of Barrington Town of Bartlett Town of Bath Town of Bedford **Belknap County** Town of Belmont Town of Bennington Town of Benton City of Berlin Town of Bethlehem Town of Boscawen Town of Bow Town of Bradford Town of Brentwood Town of Bridgewater Town of Bristol Town of Brookfield Town of Brookline **Town of Campton** Town of Canaan Town of Candia Town of Canterbury Town of Carroll **Carroll County** Town of Center Harbor Town of Charlestown Town of Chatham **Cheshire County** Town of Chester Town of Chesterfield Town of Chichester City of Claremont Town of Clarksville Town of Colebrook Town of Columbia City of Concord Town of Conway Coos County Town of Cornish Town of Croydon Town of Dalton Town of Danbury Town of Danville Town of Deerfield Town of Deering

Town of Danbury
Town of Jefferson
Town of Danville
City of Keene
Town of Deerfield
Town of Kensingto
Town of Deering
Town of Deering
Town of Deering
Town of Laconia
Dorchester
City of Dover
Town of Landaff
Town of Dublin
Town of Langdon

Town of Dummer Town of Dunbarton Town of Durham Town of East Kingston Town of Faston Town of Eaton Town of Effingham Town of Ellsworth Town of Enfield Town of Epping Town of Epsom Town of Errol Town of Exeter Town of Farmington Town of Fitzwilliam Town of Francestown Town of Franconia City of Franklin Town of Freedom Town of Fremont Town of Gilford Town of Gilmanton Town of Gilsum Town of Goffstown Town of Gorham Town of Goshen Town of Grafton **Grafton County** Town of Grantham Town of Greenfield Town of Greenland Town of Greenville Town of Groton

Town of Hampstead

Town of Hampton Falls

Town of Hampton

Town of Hancock

Town of Hanover

Town of Harrisville Town of Harts Location Town of Haverhill Town of Hebron Town of Henniker Town of Hill Town of Hillsboro Hillsborough County Town of Hinsdale Town of Holderness Town of Hollis Town of Hooksett Town of Hopkinton Town of Hudson Town of Jackson Town of Jaffrey Town of Jefferson **Town of Kensington**

City of Lebanon Town of Lee Town of Lempster Town of Lincoln Town of Lisbon Town of Litchfield Town of Littleton Town of Londonderry Town of Loudon Town of Lyman Town of Lyme Town of Lyndeborough Town of Madbury Town of Madison City of Manchester Town of Marlborough Town of Marlow Town of Mason Town of Meredith Town of Merrimack Merrimack County Town of Middleton Town of Milan Town of Milford Town of Milton Town of Monroe Town of Mont Vernon Town of Moultonborough City of Nashua Town of Nelson Town of New Boston Town of New Castle

Town of New Durham

Town of New Hampton

Town of New Ipswich

Town of New London

Town of Newbury

Town of Newfields

Town of Newington

Town of Newmarket

Town of Newport

Town of Newton

Town of North Hampton Town of Northfield Town of Northumberland Town of Northwood Town of Nottingham Town of Orange Town of Orford Town of Ossipee Pease Development Auth. Town of Pelham Town of Pembroke Town of Peterborough Town of Piermont Town of Pittsburg Town of Pittsfield Town of Plainfield Town of Plaistow Town of Plymouth

City of Portsmouth

Town of Randolph

Town of Raymond Town of Richmond Town of Rindge City of Rochester **Rockingham County** Town of Rollinsford Town of Roxbury Town of Rumney Town of Rye Town of Salem Town of Salisbury Town of Sanbornton Town of Sandown Town of Sandwich Town of Seabrook Town of Sharon Town of Shelburne City of Somersworth Town of South Hampton Town of Springfield Town of Stark Town of Stewartstown Town of Stoddard

Town of Strafford

Strafford County

Town of Stratford

Town of Stratham Town of Sugar Hill Town of Sullivan **Sullivan County** Town of Sunapee Town of Surry Town of Sutton Town of Swanzev Town of Tamworth Town of Temple Town of Thornton Town of Tilton Town of Trov Town of Tuftonboro Town of Unity Town of Wakefield Town of Walpole Town of Warner Town of Warren Town of Washington Town of Waterville Valley Town of Weare Town of Webster

Town of Webster
Town of Wentworth
Town of Westmoreland
Town of Wilmot
Town of Wilton
Town of Winchester
Town of Windham
Town of Windsor
Town of Wolfeboro
Town of Woodstock

Appendix III: Federal Fiscal Year 2024 Capitalization Grants Project Priority List Extended Portion **CWSRF Extended Priority List - VILLAGE DISTRICTS**

Andover Village District (Andover) Bartlett Village Water District (Bartlett)

Bay District (Center Harbor) Beebe River (Campton)

Bethlehem Village District (Bethlehem)

Bridgewater-Hebron (Bristol) Campton Village District (Campton)

Center Conway Fire District (Center Conway) Center Ossipee Fire District (Center Ossipee) Central Hooksett Water Precinct (Hooksett) Cobbetts Pond Village District (Windham)

Colebrook Fire District (Colebrook)

Contoocook Village Precinct (Contoocook) Conway Village Fire District (Conway) Copple Crown Village District (Wolfeboro) East Andover Fire District (Andover) East Conway Fire District (Center Conway) East Derry Fire Precinct (East Derry)

Emerald Lake Village District (Hillsborough)

Epsom Village District (Epsom)

Fitzwilliam Village Water District (Fitzwilliam) Freedom Village Water Precinct (Freedom) Gilmanton Corners Village District (Gilmanton) Goffstown Village Water Precinct (Goffstown)

Granite Lake (Munsonville)

Grasmere Village Water Precinct (Goffstown) Greenville Estates Village District (Greenville)

Groveton Village Precinct (Groveton)

Gunstock Acres (Gilford) Hampton Beach (Hampton) Hardy Road (Loudon)

Haverhill Corner Precinct (Haverhill) Highland Haven (Washington)

Highlands (Northfield)

Hooksett Village Water District (Hooksett)

Hopkinton Village Precinct (Hopkinton) Intervale Lighting District (Intervale) Jackson Water Precinct (Jackson)

Jenness Beach (Rye)

Kearsarge Lighting Precinct (Kearsarge) Little Boars Head (North Hampton)

Lochmere (Lochmere)

Lower Bartlett Water Precinct (Intervale) Madbury Water District (Madbury) Meriden Village District (Plainfield) Merrimack Village District (Merrimack)

Milton Water Precinct (Milton)

Mountain Lakes Village District (Woodsville) New Hampton Village District (New Hampton) New Loudon-Springfield Water Precinct (New

Loudon)

Newfields Village District (Newfields)

North Conway Water Precinct (North Conway)

Northfield Sewer District

North Haverhill Village District (North Haverhill) North Swanzey Water & Fire District (North

North Walpole Village District (Bellows Falls, VT) Northwood Ridge Water District (Northwood)

Orford Village District (Orford)

Ossipee Corner Light & Power District (Ossipee) Penacook/Boscawen Water Precinct (Boscawen)

Perry Lane Lighting District (Swanzey) Pillsbury Lake Village District (Penacook) Plainfield Village Water District (Plainfield)

Plymouth Village Water & Sewer District (Plymouth)

Redstone Fire District (Center Conway)

Rollinsford Water & Sewer District (Rollinsford)

Rye Beach Village District (Rye Beach)

Rye Water District (Rye) Village District of Eastman