

AMENDMENT TO INTERIOR AND ENVIRONMENT
APPROPRIATIONS BILL
OFFERED BY MR. ADERHOLT OF ALABAMA

At the end of title IV (before the spending reduction account) insert the following:

1 SEC. _____. (a)(1) None of the funds made available
2 by a State water pollution control revolving fund as au-
3 thorized by title VI of the Federal Water Pollution Control
4 Act (33 U.S.C. 1381 et seq.) or made available by a drink-
5 ing water treatment revolving loan fund as authorized by
6 section 1452 of the Safe Drinking Water Act (42 U.S.C.
7 300j-12) shall be used for a project for the construction,
8 alteration, maintenance, or repair of a public water system
9 or treatment works unless all of the iron and steel prod-
10 ucts used in the project are produced in the United States.
11 (2) In this section, the term “iron and steel products”
12 means the following products made primarily of iron or
13 steel: lined or unlined pipes and fittings, manhole covers
14 and other municipal castings, hydrants, tanks, flanges,
15 pipe clamps and restraints, valves, structural steel, rein-
16 forced precast concrete, and construction and building ma-
17 terials.

1 (b) Subsection (a) shall not apply in any case or cat-
2 egory of cases in which the Administrator of the Environ-
3 mental Protection Agency (in this section referred to as
4 the “Administrator”) finds that—

5 (1) applying subsection (a) would be incon-
6 sistent with the public interest;

7 (2) iron and steel products are not produced in
8 the United States in sufficient and reasonably avail-
9 able quantities and of a satisfactory quality; or

10 (3) inclusion of iron and steel products pro-
11 duced in the United States will increase the cost of
12 the overall project by more than 25 percent.

13 (c) If the Administrator receives a request for a waiv-
14 er under this section, the Administrator shall provide an
15 informal notice of and opportunity for public comment on
16 the request at least 15 days before making a finding based
17 on the request. Notice provided under this subsection shall
18 include the information available to the Administrator
19 concerning the request and shall be provided by electronic
20 means, including on the official public Internet Web site
21 of the Environmental Protection Agency.

22 (d) This section shall be applied in a manner con-
23 sistent with United States obligations under international
24 agreements.

1 (e) The Administrator may retain up to 1 percent of
2 the funds appropriated by this Act for carrying out the
3 provisions described in subsection (a)(1) for management
4 and oversight of the requirements of this section.

5 (f) This section does not apply with respect to a
6 project if a State agency approves the engineering plans
7 and specifications for the project, in that agency's capacity
8 to approve such plans and specifications prior to a project
9 requesting bids, prior to October 1, 2012, or the date of
10 the enactment of this Act, whichever is later.

