

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. GRAYSON OF FLORIDA**

At the end of title I, add the following:

1 **SEC. 153. WATERSENSE PROGRAM.**

2 The Safe Drinking Water Act (42 U.S.C. 300j et
3 seq.) is amended by adding after Part F the following:

4 **“PART G—ADDITIONAL PROVISIONS**

5 **“SEC. 1471. WATERSENSE PROGRAM.**

6 “(a) ESTABLISHMENT OF WATERSENSE PRO-
7 GRAM.—

8 “(1) IN GENERAL.—There is established within
9 the Agency a voluntary WaterSense program to
10 identify and promote water-efficient products, build-
11 ings, landscapes, facilities, processes, and services
12 that, through voluntary labeling of, or other forms
13 of communications regarding, products, buildings,
14 landscapes, facilities, processes, and services while
15 meeting strict performance criteria, sensibly—

16 “(A) reduce water use;

17 “(B) reduce the strain on public and com-
18 munity water systems and wastewater and
19 stormwater infrastructure;

1 “(C) conserve energy used to pump, heat,
2 transport, and treat water; and

3 “(D) preserve water resources for future
4 generations.

5 “(2) INCLUSIONS.—The Administrator shall,
6 consistent with this section, identify water-efficient
7 products, buildings, landscapes, facilities, processes,
8 and services, including categories such as—

9 “(A) irrigation technologies and services;

10 “(B) point-of-use water treatment devices;

11 “(C) plumbing products;

12 “(D) reuse and recycling technologies;

13 “(E) landscaping and gardening products,
14 including moisture control or water enhancing
15 technologies;

16 “(F) xeriscaping and other landscape con-
17 versions that reduce water use;

18 “(G) whole house humidifiers; and

19 “(H) water-efficient buildings or facilities.

20 “(b) DUTIES.—The Administrator, coordinating as
21 appropriate with the Secretary of Energy, shall—

22 “(1) establish—

23 “(A) a WaterSense label to be used for
24 items meeting the certification criteria estab-
25 lished in accordance with this section; and

1 “(B) the procedure, including the methods
2 and means, and criteria by which an item may
3 be certified to display the WaterSense label;

4 “(2) enhance public awareness regarding the
5 WaterSense label through outreach, education, and
6 other means;

7 “(3) preserve the integrity of the WaterSense
8 label by—

9 “(A) establishing and maintaining feasible
10 performance criteria so that products, build-
11 ings, landscapes, facilities, processes, and serv-
12 ices labeled with the WaterSense label perform
13 as well or better than less water-efficient coun-
14 terparts;

15 “(B) overseeing WaterSense certifications
16 made by third parties;

17 “(C) as determined appropriate by the Ad-
18 ministrators, using testing protocols, from the
19 appropriate, applicable, and relevant consensus
20 standards, for the purpose of determining
21 standards compliance; and

22 “(D) auditing the use of the WaterSense
23 label in the marketplace and preventing cases of
24 misuse; and

1 “(4) not more than 6 years after adoption or
2 major revision of any WaterSense specification, re-
3 view and, if appropriate, revise the specification to
4 achieve additional water savings;

5 “(5) in revising a WaterSense specification—

6 “(A) provide reasonable notice to inter-
7 ested parties and the public of any changes, in-
8 cluding effective dates, and an explanation of
9 the changes;

10 “(B) solicit comments from interested par-
11 ties and the public prior to any changes;

12 “(C) as appropriate, respond to comments
13 submitted by interested parties and the public;
14 and

15 “(D) provide an appropriate transition
16 time prior to the applicable effective date of any
17 changes, taking into account the timing nec-
18 essary for the manufacture, marketing, train-
19 ing, and distribution of the specific water-effi-
20 cient product, building, landscape, process, or
21 service category being addressed; and

22 “(6) not later than December 31, 2018, con-
23 sider for review and revision any WaterSense speci-
24 fication adopted before January 1, 2012.

1 “(c) **TRANSPARENCY.**—The Administrator shall, to
2 the maximum extent practicable and not less than annu-
3 ally, regularly estimate and make available to the public
4 the production and relative market shares and savings of
5 water, energy, and capital costs of water, wastewater, and
6 stormwater attributable to the use of WaterSense-labeled
7 products, buildings, landscapes, facilities, processes, and
8 services.

9 “(d) **DISTINCTION OF AUTHORITIES.**—In setting or
10 maintaining specifications for Energy Star pursuant to
11 section 324A of the Energy Policy and Conservation Act
12 12 (42 U.S.C. 6294a), and WaterSense under this section,
13 the Secretary of Energy and Administrator shall coordi-
14 nate to prevent duplicative or conflicting requirements
15 among the respective programs.

16 “(e) **NO WARRANTY.**—A WaterSense label shall not
17 create an express or implied warranty.”.

