



The State of New Hampshire
Department of Environmental Services

Robert R. Scott, Commissioner

November 21, 2019



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His Excellency, Governor Christopher T. Sununu
 and the Honorable Council
 State House
 Concord, NH 03301

REQUESTED ACTION

Authorize the Department of Environmental Services to **RETROACTIVELY** pay 2020 membership dues to the Association of Clean Water Administrators (Vendor Code# 175719-R001), Washington, DC, in the amount of \$13,140, upon Governor and Council approval through June 30, 2020. 100% Other Funds, Clean Water Revolving Loan Management Funds.

Funding is available in the accounts as follows:

	<u>FY 2020</u>
03-44-44-441018-4788-026-500251	\$13,140.00
Dept. Environmental Services, CWSRF Loan Management, Organizational Dues	

EXPLANATION

This request is **RETROACTIVE** as NHDES was awaiting the end of the Continuing Resolution, as well as the receipt of the NEIWPC 2020 membership dues bill, to ensure sufficient monies were available in the appropriate account for membership dues. The NEIWPC dues bill was not received until October. The bill for the state Fiscal Year 2020 dues will cover the period from July 1, 2019 through June 30, 2020.

DES has been a member of the Association of Clean Water Administrators (ACWA) for over 20 years. ACWA is a professional organization formed in 1984 to address a growing need for state clean water program administrators to have national representation. ACWA's principal activities include:

- Representing states on Clean Water Act (CWA) implementation and funding issues;
- Keeping Congress informed on key issues related to clean water, including appropriations, new legislation, contaminants of concern, and program efficiency and effectiveness;
- Informing states about federal and state clean water activities; and
- Providing technical training opportunities to the states.

Listed below are answers to standard questions required for Governor and Council organization dues and membership approval submissions:

1. **How long has this organization been in existence and how long has this agency been a member of this organization?** The organization was founded in 1961. DES has been a member since the organization was founded.

2. **Is there any other organization which provides the same or similar benefits which your agency belongs to?** No. This is the only national organization to which DES belongs that is dedicated to supporting and providing state input on national policy issues and funding under the federal Clean Water Act.
3. **How many other states belong to this organization and is your agency the sole New Hampshire state agency that is a member?** Fifty states belong to this organization. DES is the sole New Hampshire state agency that is a member.
4. **How is the dues structure established? (Standard fee for all states, based on population, based on other criteria, etc.)** State dues are assessed annual based on four tiers, which vary with several factors related to the level of federal program funding received under the Clean Water Act (which is based on a funding formula that includes state area, population and other water pollution-related variables). New Hampshire falls into the lowest of the four tiers due to our relatively small size and, therefore, pays the lowest of four possible dues rates.
5. **What benefit does the state receive from participating in this membership?** ACWA serves as a real-time conduit for important information on federal policy and budgets as well as a vehicle for all the states to compare programs and consider ways to improve. This organization provides opportunities for New Hampshire to directly affect federal water pollution control policy and funding and to leverage our positions with the other states. Several times per year, the DES Water Division Director is provided regular direct access to the most senior water program officials at the United States Environmental Protection Agency (EPA), other related federal agencies, and Congressional staff that work on these issues several times per year. ACWA participation has had a net positive impact for New Hampshire. For example, as a direct result of input provided by a former DES Water Division Director, needs based "principal forgiveness" (essentially grants) was added as an option for all the states for the Clean Water and Drinking Water State Revolving Fund programs, thus enabling reductions in net water infrastructure costs for certain New Hampshire communities.
6. **Are training or educational/ research materials included in the membership? If so, is the cost included? Explain in detail.** DES receives educational/research materials from ACWA, primarily through the association website, documents forwarded by e-mails or internet links, and conference calls on specific topics concerning national water policy, water quality, state program management and wastewater treatment issues. DES also receives real-time information on federal budgets and policy changes that may require comment to EPA, Congressional committees or New Hampshire's Congressional delegation that is important to ensure our comments are timely and New Hampshire's interests are fully considered. ACWA will also provide specific policy research to DES upon request. This is all part of the service provided for payment of the annual dues.
7. **Is the membership required to receive any federal grants or required in order to receive or participate in licensing or certification exams? Explain.** No.
8. **Is there any travel included with this membership fee? Explain in detail any travel to include the number of employees involved, the number of trips, destination if known and purposes of membership supported trips.** No travel is included. However, as a member of the ACWA Board and leadership team, previous DES Water Division Directors, occasionally traveled to high level meetings with EPA on national water policy and funding issues that were supported by ACWA or EPA through ACWA. Such meetings are

to ensure that state issues are considered during the development of national water policy. ACWA also has annual meetings attended by one DES staff member. Funding for travel to these meetings is from federal program grants. These meetings provide an opportunity for DES to receive updates on national water policy and funding matters pertinent to New Hampshire and to give direct input to senior EPA officials and Congressional staff on national water policy that impacts New Hampshire.

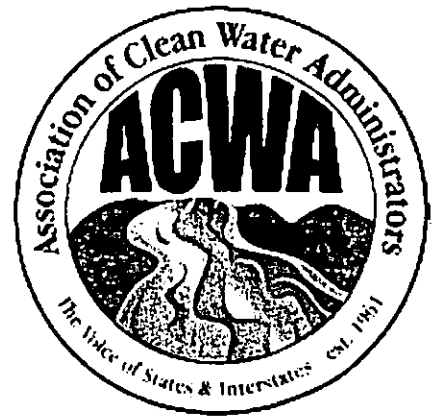
9. **Which state agency employees are directly involved with this organization? (Indicate if they are members, voting members, committee members, and/or officers of the organization.)** Thomas O'Donovan, DES Water Division Director, or his designee, is a voting member of the Association. Other Water Division employees may be occasionally involved on national-level conference calls to discuss specific technical topics such as water quality monitoring and assessment methods, stormwater management, discharge permits and wastewater treatment funding requirements.

10. **Explain in detail any negative impact to the State if the Agency did not belong to this organization.** DES would not be as fully informed on national water pollution control issues being considered by EPA and debated in Congress. We would also not have the ability to regularly provide direct input, in close coordination with other national leaders from the other 50 state water pollution control agencies, on national water policy, legislation proposed in Congress, and the impacts of federal budget decisions on New Hampshire water pollution control programs and the loan programs that support municipal wastewater infrastructure. Membership in ACWA has historically enabled DES to provide significant, timely input on national water policy and federal grant funding to EPA and Congress that has had positive effects (or helped avoid negative effects). The ability to provide state-specific input, and to leverage our impact through an association that represents all 50 states, on the decisions of Congress and EPA relative to complex Clean Water Act issues would be very substantially reduced, and this would be to the detriment of the State.

Membership provides New Hampshire with an avenue to learn about new developments and to provide significant input into important issues affecting federal funding of Clean Water Programs, the State's wastewater treatment facilities, and other clean water activities. These dues are a small investment for the value received from this organization in terms of our ability to both stay abreast of important clean water issues and enable us to provide the New Hampshire perspective on national environmental issues and policy.

We respectfully request your approval.


Robert R. Scott, Commissioner



Mr. Rene Pelletier
New Hampshire Department of Environmental Services
29 Hazen Drive
Concord,
03301
United States
Rene.Pelletier@des.nh.gov

INVOICE
Date Invoiced: 2019-04-08
Invoice #: INVOICE-2019-98

Item	Quantity	Unit Fee	Fee
FY2020 Dues Invoice	1	\$13,140.00	\$13,140.00
Total			\$13,140.00

Amount Paid \$0.00

Amount Due \$13,140.00

Your FY2020 Dues Invoice is available for the period July 1, 2019 to June 30, 2020.

Membership Dues are due by: June 30, 2019. Preferred payment is *Check*

Attached to this invoice is a Memo from ACWA's Board President and Your FY2019 "Dues at Work" Informational Summary.

[ACWA Board President Memo to the Membership.pdf](#)

[Your FY2019 Dues at Work.pdf](#)

*** ACWA appreciates your continued support to its mission ***