



Federal Requirements Table for Drinking Water SRF Projects—Equivalency

This table lists federal requirements that must be addressed by Sponsors with a Drinking Water (DW) SRF equivalency project. For more information, see *Guide to Federal Requirements—Equivalency**. *Project permitting, bidding and the loan application process also have specific procedures and requirements.*

*SRF Guidance Information - des.sc.gov/SRFGuidance.

**SRF and SRF-related EPA Forms - des.sc.gov/SRFforms.

Requirement	When to Address	Where to Find More Information	Sponsor Action	DES Action
✓ Utility Sustainability Assessment (UtSA)	<ul style="list-style-type: none"> As soon as decision is made to apply to SRF, but must be before loan closing 	<ul style="list-style-type: none"> DES 0574** - Utility Sustainability Assessment (UtSA) 	<ul style="list-style-type: none"> Sponsor completes and submits DES Form 0574 and supporting documentation. Sponsors who have received a satisfactory score within three years of starting a project, may be exempt from submitting a UtSA. 	<ul style="list-style-type: none"> DES financial staff review UtSA and assigns a score. Sponsors who do not meet the minimum score are asked to address deficiencies and resubmit unless the project is expected to correct a deficiency that will improve the score.
✓ Environmental Review	<ul style="list-style-type: none"> As part of preparing the Preliminary Engineering Report (PER). 	<ul style="list-style-type: none"> Guide to PERs for Drinking Water SRF* 	<ul style="list-style-type: none"> Sponsor/Consultant includes relevant environmental information (including any known impacts) in the PER. 	<ul style="list-style-type: none"> DES Project Manager (PM) reviews project information and determines what level of environmental review is required. For many projects DES will request comments from resource agencies. DES PM will issue environmental decision (e.g., Categorical Exclusion, Finding of No Significant Impact).
✓ Civil Rights (Non-Discrimination)	<ul style="list-style-type: none"> Prior to loan closing 	<ul style="list-style-type: none"> Guide to Federal Requirements—Equivalency* 	<ul style="list-style-type: none"> Review EPA 4700-4** and self-assess non-discrimination practices. 	<ul style="list-style-type: none"> NA
✓ Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (URLAP)	<ul style="list-style-type: none"> Prior to land acquisition 	<ul style="list-style-type: none"> Guide to Federal Requirements—Equivalency* 	<ul style="list-style-type: none"> Acquire land required for the project in compliance with URLAP (e.g., appraisal, fair value paid, and relocation assistance if required). Certify compliance on DES Form 3594**. (Form 3594 is required even when land was obtained prior to the project.) 	<ul style="list-style-type: none"> DES PM reviews URLAP certification. If new land acquisition was required, DES PM reviews appraisal and documentation of transaction, and determines eligibility of land acquisition.
✓ Disadvantaged Business Enterprise	<ul style="list-style-type: none"> During bidding and/or during construction when procuring subcontractors 	<ul style="list-style-type: none"> Guide to Federal Requirements—Equivalency* 	<ul style="list-style-type: none"> Advertise where minorities have access. Include DBE language in all prime contracts and subcontracts when required (see CW & DW SRF Permit Guidance – Appendix A*). Prime must follow and submit documentation of “Six Good Faith Efforts” anytime a subcontractor is hired or replaced. Submit required forms: EPA 5700-52a, 6100-3, 6100-4**. 	<ul style="list-style-type: none"> DES PM reviews DBE recruitment documentation and approves/disapproves awarding of subcontracts.

<p>✓ Equal Employment Opportunity</p>	<ul style="list-style-type: none"> • During bidding and during construction 	<ul style="list-style-type: none"> • Guide to Federal Requirements—Equivalency* 	<ul style="list-style-type: none"> • Include EEO requirements as found in CW & DW SRF Permit Guidance – Appendix A* if prime contract and any subcontracts >\$10,000. • Require prime and subs over \$10K to submit relevant forms (e.g., DES 2323, 3592, 3591-prime only**), and EEO documentation. 	<ul style="list-style-type: none"> • DES PM reviews and determines acceptability of EEO documentation as part of bid package approval process.
<p>✓ Parties Excluded from Federal Procurement and Non-Procurement Programs</p>	<ul style="list-style-type: none"> • Prior to bidding, during bidding, and during construction 	<ul style="list-style-type: none"> • Guide to Federal Requirements—Equivalency* 	<ul style="list-style-type: none"> • Sponsor, prime contractor, and any subcontractors whose contract is >\$25,000 must certify ability to do business with government on DES Form 3590**. 	<ul style="list-style-type: none"> • DES PM reviews and verifies accuracy of certification using a Federal database – for primes and subcontractors this is part of the bid package approval process.
<p>✓ Build America, Buy America (BABA)</p>	<ul style="list-style-type: none"> • Prior to bidding, during bidding and during construction 	<ul style="list-style-type: none"> • Guide to Federal Requirements—Equivalency* 	<ul style="list-style-type: none"> • Sponsor/Consultant must specify iron, steel, manufactured products, and construction materials products in project specs. • Work with DES to obtain a waiver if unable to source an item domestically. • Collect manufacturer's certifications. • Track all de minimis items as needed. • Certify on DES 4359 and 4360** as applicable. 	<ul style="list-style-type: none"> • DES PM reviews bid documents for compliance with requirement to specify American made iron, steel, manufactured products, and construction materials. • DES SRF staff may perform onsite inspection during construction to review manufacturer certifications and inspect materials for compliance. • DES SRF staff applies to EPA for waivers with Sponsor assistance (if required).

<p>✓ American Iron and Steel (AIS) <i>(only applies if BABA waiver has been approved)</i></p>	<ul style="list-style-type: none"> • Prior to bidding, during bidding and during construction 	<ul style="list-style-type: none"> • Guide to Federal Requirements—Equivalency* 	<ul style="list-style-type: none"> • Sponsor/Consultant must specify American made iron & steel products in project specs. • Work with DES to obtain a waiver if unable to source an item domestically. • Collect manufacturer’s certifications. • If necessary, track all de minimis items and keep the value to < 5% of construction costs. • Certify on DES 2556 and 0962** as applicable. 	<ul style="list-style-type: none"> • DES PM reviews bid documents for compliance with requirement to specify American made iron and steel. • DES SRF staff may perform onsite inspection during construction to review manufacturer certifications and inspect materials for compliance. • DES SRF staff applies to EPA for waivers with Sponsor assistance (if required).
<p>✓ Davis Bacon (DB) and Related Acts</p>	<ul style="list-style-type: none"> • Prior to bidding, during bidding, and during construction 	<ul style="list-style-type: none"> • Guide to Federal Requirements—Equivalency* 	<ul style="list-style-type: none"> • Sponsor/Consultant include required conditions (CW & DW SRF Permit Guidance – Appendix A) and correct DB wage determination (WD) in bid documents and final contract. • Require selected prime to post DB WD onsite and include DB language & WD in any/all subcontracts. • Receive for review and retention, weekly certified payrolls from all contractors and subs – all must comply with DB requirements. • Perform one set of employee interviews. • Certify DB compliance on DES 2557**. 	<ul style="list-style-type: none"> • DES PM checks for correct WD in bid documents. • DES SRF assists with obtaining a wage for positions that are not found on the WD. • DES SRF staff may perform onsite review of DB compliance, including required postings, certified payrolls, and documentation of interviews.
<p>✓ Signage</p>	<ul style="list-style-type: none"> • Prior to and including construction start 	<ul style="list-style-type: none"> • Signage Guide—Base Equivalency* • Signage Guide—Bipartisan Infrastructure Law Projects* 	<ul style="list-style-type: none"> • Create/disseminate a “sign” that meets EPA requirements. 	<ul style="list-style-type: none"> • DES PM reviews “sign” and determines that Sponsor has created and made public a sign that fulfills EPA requirements.

✓ FFATA	<ul style="list-style-type: none"> • DES addresses this requirement after loan closing 	<ul style="list-style-type: none"> • fsrs.gov/ (DES responsible for reporting FFATA data.) 	<ul style="list-style-type: none"> • Have an active DUNS number and provide to DES when requested. 	<ul style="list-style-type: none"> • DES PM obtains required information from sponsor and submits to DES Finance Office for reporting to FSRS.gov.
✓ Single Audit Act	<ul style="list-style-type: none"> • Annually when >\$750,000 in Federal funds expended in a given fiscal year 	<ul style="list-style-type: none"> • 2 CFR 200 (Subpart F: Audits) 	<ul style="list-style-type: none"> • Obtain an annual audit in accordance with the Uniform Guidance Subpart F. 	<ul style="list-style-type: none"> • RIA-OLG requests, reviews, and files Single Audit for equivalency projects.