

**Suspend the Rules and Pass the Bill, H. R. 2901, With an  
Amendment**

**(The amendment strikes all after the enacting clause and inserts a  
new text)**

113TH CONGRESS  
2ND SESSION

# H. R. 2901

To strengthen implementation of the Senator Paul Simon Water for the Poor Act of 2005 by improving the capacity of the United States Government to implement, leverage, and monitor and evaluate programs to provide first-time or improved access to safe drinking water, sanitation, and hygiene to the world's poorest on an equitable and sustainable basis, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 1, 2013

Mr. BLUMENAUER (for himself, Mr. POE of Texas, Mr. COLE, Mr. JONES, Mr. RIBBLE, Mr. ROHRBACHER, Mr. SENSENBRENNER, Mr. SHIMKUS, Mr. SMITH of New Jersey, Mr. TERRY, Mr. HANNA, Mr. SCHOCK, and Ms. EDWARDS) introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To strengthen implementation of the Senator Paul Simon Water for the Poor Act of 2005 by improving the capacity of the United States Government to implement, leverage, and monitor and evaluate programs to provide first-time or improved access to safe drinking water, sanitation, and hygiene to the world's poorest on an equitable and sustainable basis, and for other purposes.



1 (A) in the section heading, by striking  
2 “**AND SANITATION**” and inserting “, **SANITA-**  
3 **TION, AND HYGIENE**”; and

4 (B) in subsection (b), by striking “and  
5 sanitation” and inserting “, sanitation, and hy-  
6 giene”.

7 **SEC. 4. IMPROVING COORDINATION AND OVERSIGHT OF**  
8 **SAFE WATER, SANITATION AND HYGIENE**  
9 **PROJECTS AND ACTIVITIES.**

10 Section 136 of the Foreign Assistance Act of 1961,  
11 as redesignated and amended by this Act, is further  
12 amended by adding at the end the following:

13 “(e) COORDINATION AND OVERSIGHT.—

14 “(1) USAID GLOBAL WATER COORDINATOR.—

15 “(A) DESIGNATION.—The Administrator  
16 of the United States Agency for International  
17 Development (referred to in this paragraph as  
18 ‘USAID’) or the Administrator’s designee, who  
19 shall be a current USAID employee serving in  
20 a career or non-career position in the Senior  
21 Executive Service or at the level of a Deputy  
22 Assistant Administrator or higher, shall serve  
23 concurrently as the USAID Global Water Coor-  
24 dinator (referred to in this subsection as the  
25 ‘Coordinator’).

1                   “(B) SPECIFIC DUTIES.—The Coordinator  
2 shall—

3                   “(i) provide direction and guidance to,  
4 coordinate, and oversee the projects and  
5 programs of USAID authorized under this  
6 section;

7                   “(ii) lead the implementation and re-  
8 vision, not less frequently than once every  
9 5 years, of USAID’s portion of the Global  
10 Water Strategy required under subsection  
11 (j);

12                   “(iii) seek—

13                   “(I) to expand the capacity of  
14 USAID, subject to the availability of  
15 appropriations, including through the  
16 designation of a lead subject matter  
17 expert selected from among USAID  
18 staff in each high priority country  
19 designated pursuant to subsection (h);

20                   “(II) to implement such pro-  
21 grams and activities;

22                   “(III) to take advantage of  
23 economies of scale; and

24                   “(IV) to conduct more efficient  
25 and effective projects and programs;

1 “(iv) coordinate with the Department  
2 of State and USAID staff in each high pri-  
3 ority country designated pursuant to sub-  
4 section (h) to ensure that USAID activities  
5 and projects, USAID program planning  
6 and budgeting documents, and USAID  
7 country development strategies reflect and  
8 seek to implement—

9 “(I) the safe water, sanitation,  
10 and hygiene objectives established in  
11 the strategy required under subsection  
12 (j), including objectives relating to the  
13 management of water resources; and

14 “(II) international best practices  
15 relating to—

16 “(aa) increasing access to  
17 safe water and sanitation;

18 “(bb) conducting hygiene-re-  
19 lated activities; and

20 “(cc) ensuring appropriate  
21 management of water resources;  
22 and

23 “(v) develop appropriate benchmarks,  
24 measurable goals, performance metrics,  
25 and monitoring and evaluation plans for

1           USAID projects and programs authorized  
2           under this section.

3           “(2) DEPARTMENT OF STATE SPECIAL COORDI-  
4           NATOR FOR WATER RESOURCES.—

5           “(A) DESIGNATION.—The Secretary of  
6           State or the Secretary’s designee, who shall be  
7           a current employee of the Department of State  
8           serving in a career or non-career position in the  
9           Senior Executive Service or at the level of a  
10          Deputy Assistant Secretary or higher, shall  
11          serve concurrently as the Department of State  
12          Special Advisor for Water Resources (referred  
13          to in this paragraph as the ‘Special Advisor’).

14          “(B) SPECIFIC DUTIES.—The Special Ad-  
15          visor shall—

16                 “(i) provide direction and guidance to,  
17                 coordinate, and oversee the projects and  
18                 programs of the Department of State au-  
19                 thorized under this section;

20                 “(ii) lead the implementation and re-  
21                 vision, not less than every 5 years, of the  
22                 Department of State’s portion of the Glob-  
23                 al Water Strategy required under sub-  
24                 section (j);

1           “(iii) prioritize and coordinate the De-  
2           partment of State’s international engage-  
3           ment on the allocation, distribution, and  
4           access to global fresh water resources and  
5           policies related to such matters;

6           “(iv) coordinate with United States  
7           Agency for International Development and  
8           Department of State staff in each high pri-  
9           ority country designated pursuant to sub-  
10          section (h) to ensure that United States  
11          diplomatic efforts related to safe water,  
12          sanitation, and hygiene, including efforts  
13          related to management of water resources  
14          and watersheds and the resolution of intra-  
15          and trans-boundary conflicts over water re-  
16          sources, are consistent with United States  
17          national interests; and

18          “(v) represent the views of the United  
19          States Government on the allocation, dis-  
20          tribution, and access to global fresh water  
21          resources and policies related to such mat-  
22          ters in key international fora, including  
23          key diplomatic, development-related, and  
24          scientific organizations.



1 this section are designed to achieve maximum impact and  
2 long-term sustainability by—

3 “(1) prioritizing countries on the basis of the  
4 following clearly defined criteria and indicators, to  
5 the extent sufficient empirical data are available—

6 “(A) the proportion of the population  
7 using an unimproved drinking water source;

8 “(B) the total population using an unim-  
9 proved drinking water source;

10 “(C) the proportion of the population with-  
11 out piped water access;

12 “(D) the proportion of the population  
13 using shared or other unimproved sanitation fa-  
14 cilities;

15 “(E) the total population using shared or  
16 other unimproved sanitation facilities;

17 “(F) the proportion of the population prac-  
18 ticing open defecation;

19 “(G) the total number of children younger  
20 than 5 years of age who died from diarrheal  
21 disease;

22 “(H) the proportion of all deaths of chil-  
23 dren younger than 5 years of age resulting from  
24 diarrheal disease;

1           “(I) the national government’s capacity,  
2           capability, and commitment to work with the  
3           United States to improve access to safe water,  
4           sanitation, and hygiene, including—

5                   “(i) the government’s capacity and  
6                   commitment to developing the indigenous  
7                   capacity to provide safe water and sanita-  
8                   tion without the assistance of outside do-  
9                   nors; and

10                   “(ii) the degree to which such govern-  
11                   ment—

12                           “(I) identifies such efforts as a  
13                           priority; and

14                           “(II) allocates resources to such  
15                           efforts;

16                   “(J) the availability of opportunities to le-  
17                   verage existing public, private, or other donor  
18                   investments in the water, sanitation, and hy-  
19                   giene sectors, including investments in the man-  
20                   agement of water resources; and

21                   “(K) the likelihood of making significant  
22                   improvements on a per capita basis on the  
23                   health and educational opportunities available  
24                   to women as a result of increased access to safe  
25                   water, sanitation, and hygiene, including access

1 to appropriate facilities at primary and sec-  
2 ondary educational institutions seeking to en-  
3 sure that communities benefitting from such  
4 projects and activities develop the indigenous  
5 capacity to provide safe water and sanitation  
6 without the assistance of outside donors;

7 “(2) prioritizing and measuring, including  
8 through rigorous monitoring and evaluating mecha-  
9 nisms, the extent to which such project or pro-  
10 gram—

11 “(A) furthers significant improvements  
12 in—

13 “(i) the criteria set forth in subpara-  
14 graphs (A) through (H) of paragraph (1);

15 “(ii) the health and educational op-  
16 portunities available to women as a result  
17 of increased access to safe water, sanita-  
18 tion, and hygiene, including access to ap-  
19 propriate facilities at primary and sec-  
20 ondary educational institutions; and

21 “(iii) the indigenous capacity of the  
22 host nation or community to provide safe  
23 water and sanitation without the assistance  
24 of outside donors;

1           “(B) is designed, as part of the provision  
2 of safe water and sanitation to the local com-  
3 munity—

4           “(i) to be financially independent over  
5 the long term, focusing on local ownership  
6 and sustainability;

7           “(ii) to be undertaken in conjunction  
8 with relevant public institutions or private  
9 enterprises;

10           “(iii) to identify and empower local in-  
11 dividuals or institutions to be responsible  
12 for the effective management and mainte-  
13 nance of such project or program; and

14           “(iv) to provide safe water or exper-  
15 tise or capacity building to those identified  
16 parties or institutions for the purposes of  
17 developing a plan and clear responsibilities  
18 for the effective management and mainte-  
19 nance of such project or program;

20           “(C) leverages existing public, private, or  
21 other donor investments in the water, sanita-  
22 tion, and hygiene sectors, including investments  
23 in the management of water resources;

24           “(D) avoids duplication of efforts with  
25 other United States Government agencies or de-

1           partments or those of other nations or non-  
2           governmental organizations;

3           “(E) coordinates such efforts with the ef-  
4           forts of other United States Government agen-  
5           cies or departments or those of other nations or  
6           nongovernmental organizations directed at as-  
7           sisting refugees and other displaced individuals;  
8           and

9           “(F) involves consultation with appropriate  
10          stakeholders, including communities directly af-  
11          fected by the lack of access to clean water, sani-  
12          tation or hygiene, and other appropriate non-  
13          governmental organizations; and

14          “(3) seeking to further the strategy required  
15          under subsection (j) after 2018.

16          “(g) USE OF CURRENT AND IMPROVED EMPIRICAL  
17          DATA COLLECTION AND REVIEW OF NEW STANDARDIZED  
18          INDICATORS.—

19                 “(1) IN GENERAL.—The Administrator of the  
20          United States Agency for International Development  
21          is authorized to use current and improved empirical  
22          data collection—

23                 “(A) to meet the health-based  
24          prioritization criteria established pursuant to  
25          subsection (f)(1); and

1           “(B) to review new standardized indicators  
2           in evaluating progress towards meeting such  
3           criteria.

4           “(2) CONSULTATION AND NOTICE.—The Ad-  
5           ministrators shall—

6           “(A) regularly consult with the appropriate  
7           congressional committees; and

8           “(B) notify such committees not later than  
9           30 days before using current or improved em-  
10          pirical data collection for the review of any new  
11          standardized indicators under paragraph (1) for  
12          the purposes of carrying out this section.

13          “(h) DESIGNATION OF HIGH PRIORITY COUN-  
14          TRIES.—

15          “(1) INITIAL DESIGNATION.—Not later than  
16          October 1, 2015, the President shall—

17          “(A) designate, on the basis of the criteria  
18          set forth in subsection (f)(1) not fewer than 10  
19          countries as high priority countries to be the  
20          primary recipients of United States Government  
21          assistance authorized under this section during  
22          fiscal year 2016; and

23          “(B) notify the appropriate congressional  
24          committees of such designations.

25          “(2) ANNUAL DESIGNATIONS.—

1           “(A) IN GENERAL.—Except as provided in  
2           subparagraph (B), the President shall annually  
3           make new designations pursuant to the criteria  
4           set forth in paragraph (1).

5           “(B) DESIGNATIONS AFTER FISCAL YEAR  
6           2018.—Beginning with fiscal year 2019, des-  
7           ignations under paragraph (1) shall be made—

8                   “(i) based upon the criteria set forth  
9                   in subsection (f)(1); and

10                   “(ii) in furtherance of the strategy re-  
11                   quired under subsection (j).

12           “(i) TARGETING OF PROJECTS AND PROGRAMS TO  
13           AREAS OF GREATEST NEED.—

14                   “(1) IN GENERAL.—Not later than 15 days be-  
15                   fore the obligation of any funds for water, sanita-  
16                   tion, or hygiene projects or programs pursuant to  
17                   this section in countries that are not ranked in the  
18                   top 50 countries based upon the WASH Needs  
19                   Index, the Administrator of the United States Agen-  
20                   cy for International Development shall notify the ap-  
21                   propriate congressional committees of the planned  
22                   obligation of such funds.

23                   “(2) DEFINED TERM.—In this subsection and  
24                   in subsection (j), the term ‘WASH Needs Index’  
25                   means the needs index for water, sanitation, or hy-

1       giene projects or programs authorized under this  
2       section that has been developed using the criteria  
3       and indicators described in subparagraphs (A)  
4       through (H) of subsection (f)(1).”.

5       **SEC. 6. UNITED STATES STRATEGY TO INCREASE APPRO-**  
6                   **PRIATE LONG-TERM SUSTAINABILITY AND**  
7                   **ACCESS TO SAFE WATER, SANITATION, AND**  
8                   **HYGIENE.**

9       (a) IN GENERAL.—Section 136 of the Foreign Assist-  
10      ance Act of 1961, as redesignated and amended by this  
11      Act, is further amended by adding at the end the fol-  
12      lowing:

13       “(j) GLOBAL WATER STRATEGY.—

14           “(1) IN GENERAL.—Not later than October 1,  
15      2017, October 1, 2022, and October 1, 2027, the  
16      President, acting through the Secretary of State, the  
17      Administrator of the United States Agency for  
18      International Development, and the heads of other  
19      Federal departments and agencies, as appropriate,  
20      shall submit a single government-wide Global Water  
21      Strategy to the appropriate congressional commit-  
22      tees that provides a detailed description of how the  
23      United States intends—

24           “(A) to increase access to safe water, sani-  
25      tation, and hygiene in high priority countries

1 designated pursuant to subsection (h), including  
2 a summary of the WASH Needs Index and the  
3 specific weighting of empirical data and other  
4 definitions used to develop and rank countries  
5 on the WASH Needs Index;

6 “(B) to improve the management of water  
7 resources and watersheds in such countries; and

8 “(C) to work to prevent and resolve, to the  
9 greatest degree possible, both intra- and trans-  
10 boundary conflicts over water resources in such  
11 countries.

12 “(2) AGENCY-SPECIFIC PLANS.—The Global  
13 Water Strategy shall include an agency-specific  
14 plan—

15 “(A) from the United States Agency for  
16 International Development that describes spe-  
17 cifically how the Agency for International De-  
18 velopment will—

19 “(i) carry out the duties and respon-  
20 sibilities assigned to the Global Water Co-  
21 ordinator under subsection (e)(1);

22 “(ii) ensure that the Agency for Inter-  
23 national Development’s projects and pro-  
24 grams authorized under this section are  
25 designed to achieve maximum impact and

1 long-term sustainability, including by im-  
2 plementing the requirements described in  
3 subsection (f); and

4 “(iii) increase access to safe water,  
5 sanitation, and hygiene in high priority  
6 countries designated pursuant to sub-  
7 section (h);

8 “(B) from the Department of State that  
9 describes specifically how the Department of  
10 State will—

11 “(i) carry out the duties and respon-  
12 sibilities assigned to the Special Coordi-  
13 nator for Water Resources under sub-  
14 section (e)(2); and

15 “(ii) ensure that the Department’s ac-  
16 tivities authorized under this section are  
17 designed—

18 “(I) to improve management of  
19 water resources and watersheds in  
20 countries designated pursuant to sub-  
21 section (h); and

22 “(II) to prevent and resolve, to  
23 the greatest degree possible, both  
24 intra- and trans-boundary conflicts

1 over water resources in such coun-  
2 tries; and

3 “(C) from other Federal departments and  
4 agencies, as appropriate, that describes the con-  
5 tributions of the departments and agencies to  
6 implementing the Global Water Strategy.

7 “(3) INDIVIDUALIZED PLANS FOR HIGH PRI-  
8 ORITY COUNTRIES.—For each high priority country  
9 designated pursuant to subsection (h), the Adminis-  
10 trator of the United States Agency for International  
11 Development shall—

12 “(A) develop a costed, evidence-based, and  
13 results-oriented plan that—

14 “(i) seeks to achieve the purposes of  
15 this section; and

16 “(ii) meets the requirements under  
17 subsection (f); and

18 “(B) include such plan in an appendix to  
19 the Global Water Strategy required under para-  
20 graph (1).

21 “(4) FIRST TIME ACCESS REPORTING REQUIRE-  
22 MENT.—The Global Water Strategy shall specifically  
23 describe the target percentage of funding for each  
24 fiscal year covered by such strategy to be directed

1       toward projects aimed at providing first-time access  
2       to safe water and sanitation.

3               “(5) PERFORMANCE INDICATORS.—The Global  
4       Water Strategy shall include specific and measurable  
5       goals, benchmarks, performance metrics, timetables,  
6       and monitoring and evaluation plans required to be  
7       developed by the Administrator of the United States  
8       Agency for International Development pursuant to  
9       subsection (e)(1)(B)(v).

10              “(6) CONSULTATION AND BEST PRACTICES.—  
11       The Global Water Strategy shall—

12                      “(A) be developed in consultation with the  
13                      heads of other appropriate Federal departments  
14                      and agencies; and

15                      “(B) incorporate best practices from the  
16                      international development community.

17       “(k) DEFINITIONS.—In this section—

18                      “(1) the term ‘appropriate congressional com-  
19       mittees’ means—

20                              “(A) the Committee on Foreign Relations  
21                              of the Senate;

22                              “(B) the Committee on Appropriations of  
23                              the Senate;

24                              “(C) the Committee on Foreign Affairs of  
25                              the House of Representatives; and

1                   “(D) the Committee on Appropriations of  
2                   the House of Representatives; and

3                   “(2) the term ‘long-term sustainability’ refers  
4                   to the ability of a service delivery system, commu-  
5                   nity, partner, or beneficiary to maintain, over time,  
6                   any water, sanitation, or hygiene project that re-  
7                   ceives funding pursuant to the amendments made by  
8                   the Senator Paul Simon Water for the World Act of  
9                   2014.”.

10           (b) DEPARTMENT OF STATE AGENCY-SPECIFIC  
11 PLAN.—Not later than 180 days after the date of enact-  
12 ment of this Act, the Secretary of State shall submit an  
13 agency-specific plan to the appropriate congressional com-  
14 mittees (as defined in section 136(k) of the Foreign As-  
15 sistance Act of 1961, as added by subsection (a)) that  
16 meets the requirements of section 136(j)(2)(B) of such  
17 Act, as added by subsection (a).

18           (c) CONFORMING AMENDMENT.—Section 6 of the  
19 Senator Paul Simon Water for the Poor Act of 2005 (Pub-  
20 lic Law 109–121; 22 U.S.C. 2152h note) is repealed.