

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2901
OFFERED BY MR. POE OF TEXAS**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Senator Paul Simon
3 Water for the World Act of 2014”.

4 SEC. 2. SENSE OF CONGRESS.

5 It is the sense of Congress that—

6 (1) water and sanitation are critically important
7 resources that impact many other aspects of human
8 life, and as such, the United States should be a
9 global leader in helping provide sustainable access to
10 clean water and sanitation for the world’s most vul-
11 nerable populations; and

12 (2) the United States Agency for International
13 Development’s “Water and Development Strategy”,
14 released in May 2013, improves the Agency’s capac-
15 ity to provide sustainable water, sanitation, and hy-
16 giene assistance, advances implementation of por-
17 tions of the Senator Paul Simon Water for the Poor
18 Act of 2005 (Public Law 109–121; 119 Stat. 2533),

1 and should inform the Global Water Strategy re-
2 quired by section 5(j) of the Senator Paul Simon
3 Water for the Poor Act of 2005, as added by section
4 6 of this Act.

5 **SEC. 3. CLARIFICATION OF ASSISTANCE TO PROVIDE SAFE**
6 **WATER AND SANITATION TO INCLUDE HY-**
7 **GIENE.**

8 Chapter 1 of part I of the Foreign Assistance Act
9 of 1961 is amended—

10 (1) by redesignating section 135 (22 U.S.C.
11 2152h), as added by section 5(a) of the Senator
12 Paul Simon Water for the Poor Act of 2005 (Public
13 Law 109–121; 119 Stat. 2536; 22 U.S.C. 2152h
14 note), as section 136; and

15 (2) in section 136 (as redesignated by para-
16 graph (1) of this section)—

17 (A) in the section heading, by striking
18 “**AND SANITATION**” and inserting “**, SANITA-**
19 **TION, AND HYGIENE**”; and

20 (B) in subsection (b), by striking “and
21 sanitation” and inserting “, sanitation, and hy-
22 giene”.

1 **SEC. 4. IMPROVING COORDINATION AND OVERSIGHT OF**
2 **SAFE WATER, SANITATION AND HYGIENE**
3 **PROJECTS AND ACTIVITIES.**

4 Section 136 of the Foreign Assistance Act of 1961,
5 as redesignated and amended by this Act, is further
6 amended by adding at the end the following subsection:

7 “(e) COORDINATION AND OVERSIGHT.—

8 “(1) IN GENERAL.—The Administrator of the
9 United States Agency for International Development
10 or the Administrator’s designee and the Secretary of
11 State or the Secretary’s designee shall provide direc-
12 tion and guidance, coordinate, and oversee the
13 projects and programs pursuant to the authority
14 provided in paragraphs (2) and (3) of this sub-
15 section, respectively.

16 “(2) USAID GLOBAL WATER COORDINATOR.—

17 “(A) DESIGNATION.—The Administrator
18 of the United States Agency for International
19 Development or the Administrator’s designee
20 who is an employee of the Agency serving in a
21 career or non-career position in the Senior Ex-
22 ecutive Service or at the level of a Deputy As-
23 sistant Administrator or higher shall serve con-
24 currently as the USAID Global Water Coordi-
25 nator.

1 “(B) SPECIFIC DUTIES.—The Coordinator
2 shall, in addition to providing direction and
3 guidance, coordinating, and overseeing the
4 projects and programs of the United States
5 Agency for International Development pursuant
6 to this subsection—

7 “(i) lead the implementation and revi-
8 sion, not less than every 5 years, of the
9 Agency’s portion of the Global Water
10 Strategy required under subsection (j);

11 “(ii) seek to expand the capacity of
12 the Agency, subject to the availability of
13 appropriations, and including through the
14 designation of a lead subject matter expert
15 to be selected from among staff of the
16 Agency in each high priority country des-
17 ignated pursuant to subsection (h), to im-
18 plement such programs and activities, take
19 advantage of economies of scale, and con-
20 duct more efficient and effective projects
21 and programs;

22 “(iii) coordinate with the Department
23 of State and Agency staff in each high pri-
24 ority country designated pursuant to sub-
25 section (h) to ensure that Agency activities

1 and projects, and Agency program plan-
2 ning and budgeting documents, and coun-
3 try development strategies, reflect and seek
4 to implement—

5 “(I) the safe water, sanitation,
6 and hygiene objectives established in
7 the strategy required by subsection
8 (j);

9 “(II) including objectives relating
10 to management of water resources;
11 and

12 “(III) international best practices
13 relating to increasing access to safe
14 water and sanitation, conducting hy-
15 giene-related activities, and ensuring
16 appropriate management of water re-
17 sources; and

18 “(iv) develop appropriate benchmarks,
19 measurable goals, performance metrics,
20 and monitoring and evaluation plans for
21 Agency projects and programs conducted
22 pursuant to the authority provided in this
23 section.

24 “(3) STATE DEPARTMENT SPECIAL COORDI-
25 NATOR FOR WATER RESOURCES.—

1 “(A) DESIGNATION.—The Secretary of
2 State or the Secretary’s designee who is an em-
3 ployee of the Department of State serving in a
4 career or non-career position in the Senior Ex-
5 ecutive Service or at the level of a Deputy As-
6 sistant Secretary or higher shall serve concu-
7 rrently as the State Department Special Advisor
8 for Water Resources.

9 “(B) SPECIFIC DUTIES.—The Special Ad-
10 visor shall, in addition to providing direction
11 and guidance, coordinating, and overseeing the
12 projects and programs of the Department of
13 State pursuant to this subsection—

14 “(i) lead the implementation and revi-
15 sion, not less than every 5 years, of the
16 Department of State’s portion of the Glob-
17 al Water Strategy required under sub-
18 section (j);

19 “(ii) prioritize and coordinate the De-
20 partment’s international engagement on
21 the allocation, distribution, and access to
22 global fresh water resources and policies
23 related to such matters;

24 “(iii) coordinate with United States
25 Agency for International Development and

1 Department staff in each high priority
2 country designated pursuant to subsection
3 (h) to ensure that United States diplomatic
4 efforts related to safe water, sanitation,
5 and hygiene, including efforts related to
6 management of water resources and water-
7 sheds and the resolution of intra- and
8 trans-boundary conflicts over water re-
9 sources are consistent with United States
10 national interests; and

11 “(iv) represent the views of the
12 United States Government on the alloca-
13 tion, distribution, and access to global
14 fresh water resources and policies related
15 to such matters in key international fora,
16 including key diplomatic, development-re-
17 lated, and scientific organizations.

18 “(4) ADDITIONAL NATURE OF DUTIES AND RE-
19 STRICTION ON ADDITIONAL OR SUPPLEMENTAL COM-
20 PENSATION.—The responsibilities and specific duties
21 of the Administrator of the United States Agency
22 for International Development or the Administra-
23 tor’s designee and the Secretary of State or the Sec-
24 retary’s designee under paragraphs (2) and (3) of
25 this subsection, respectively, shall be in addition to

1 any other responsibilities or specific duties assigned
2 to such individuals and such individuals shall receive
3 no additional or supplemental compensation as a re-
4 sult of carrying out such responsibilities and specific
5 duties under paragraphs (2) and (3) of this sub-
6 section, respectively.”.

7 **SEC. 5. PROMOTING THE MAXIMUM IMPACT AND LONG-**
8 **TERM SUSTAINABILITY OF USAID SAFE**
9 **WATER, SANITATION, AND HYGIENE-RELATED**
10 **PROJECTS AND PROGRAMS.**

11 Section 136 of the Foreign Assistance Act of 1961,
12 as redesignated and amended by this Act, is further
13 amended by adding at the end the following new sub-
14 sections:

15 “(f) **PRIORITIES AND CRITERIA FOR MAXIMUM IM-**
16 **PACT AND LONG TERM SUSTAINABILITY.**—The Adminis-
17 trator of the United States Agency for International De-
18 velopment shall ensure that the Agency’s projects and pro-
19 grams conducted pursuant to the authority provided in
20 this section are designed to achieve maximum impact and
21 long-term sustainability, including by—

22 “(1) prioritizing countries on the basis of the
23 following clearly defined criteria and indicators,
24 where sufficient data are available—

1 “(A) the proportion of the population
2 using an unimproved drinking-water source;

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

5 “(C) the proportion of the population with-
6 out piped water access;

7 “(D) the proportion of the population
8 using shared or other unimproved sanitation fa-
9 cilities;

10 “(E) the total population using shared or
11 other unimproved sanitation facilities;

12 “(F) the proportion of the population prac-
13 ticing open defecation;

14 “(G) the proportion of under-five deaths
15 due to diarrheal disease;

16 “(H) the total number of under-five deaths
17 due to diarrheal disease;

18 “(I) the national government’s capacity,
19 capability, and commitment to work with the
20 United States to improve access to safe water,
21 sanitation, and hygiene, including the govern-
22 ment’s capacity and commitment to developing
23 the indigenous capacity to provide safe water
24 and sanitation without the assistance of outside
25 donors and the degree to which such govern-

1 ment identifies such efforts as a priority and al-
2 locates resources to such efforts;

3 “(J) the availability of opportunities to le-
4 verage existing public, private, or other donor
5 investments in the water, sanitation, and hy-
6 giene sectors, including investments in the man-
7 agement of water resources;

8 “(K) the likelihood of making significant
9 improvements on a per capita basis on the
10 health and educational opportunities available
11 to women as a result of increased access to safe
12 water, sanitation, and hygiene, including access
13 to appropriate facilities at primary and sec-
14 ondary educational institutions seeking to en-
15 sure that communities benefiting from such
16 projects and activities develop the indigenous
17 capacity to provide safe water and sanitation
18 without the assistance of outside donors;

19 “(2) prioritizing and measuring, including
20 through rigorous monitoring and evaluating mecha-
21 nisms, the extent to which such project or pro-
22 gram—

23 “(A) furthers the significant improvements
24 in—

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

3 “(ii) the health and educational op-
4 portunities available to women as a result
5 of increased access to safe water, sanita-
6 tion, and hygiene, including access to ap-
7 propriate facilities at primary and sec-
8 ondary educational institutions; and

9 “(iii) the indigenous capacity of the
10 host nation or community to provide safe
11 water and sanitation without the assistance
12 of outside donors;

13 “(B) is designed, as part of the provision
14 of safe water and sanitation to the local com-
15 munity to—

16 “(i) be financially independent over
17 the long term, focusing on local ownership
18 and sustainability, and is undertaken in
19 conjunction with relevant public institu-
20 tions or private enterprises;

21 “(ii) identify and empower local indi-
22 viduals or institutions to be responsible for
23 the effective management and maintenance
24 of such project or program; and

1 “(iii) provide safe water or expertise
2 or capacity building to those identified par-
3 ties or institutions for the purposes of de-
4 veloping a plan and clear responsibilities
5 for the effective management and mainte-
6 nance of such project or program;

7 “(C) leverages existing public, private, or
8 other donor investments in the water, sanita-
9 tion, and hygiene sectors, including investments
10 in the management of water resources;

11 “(D) avoids duplication of efforts with
12 other United States government agencies or de-
13 partments or those of other nations or non-gov-
14 ernmental organizations;

15 “(E) coordinates such efforts with the ef-
16 forts of other United States government agen-
17 cies or departments or those of other nations or
18 non-governmental organizations directed at as-
19 sisting refugees and other displaced individuals;
20 and

21 “(F) involves consultation with appropriate
22 stakeholders, including communities directly af-
23 fected by the lack of access to clean water, sani-
24 tation or hygiene, and other appropriate non-
25 governmental organizations;

1 “(3) through 2018, seeking to further the
2 Agency’s ‘Water and Development Strategy’, re-
3 leased in May 2013; and

4 “(4) after 2018 seeking to further the strategy
5 required by subsection (j).

6 “(g) USE OF IMPROVED DATA COLLECTION AND RE-
7 VIEW OF NEW STANDARDIZED INDICATORS.—

8 “(1) IN GENERAL.—The Administrator of the
9 United States Agency for International Development
10 is authorized to use improved data collection to meet
11 the health-based prioritization criteria established
12 pursuant to subsection (f)(1) and to review new
13 standardized indicators in evaluating progress to-
14 wards meeting such criteria.

15 “(2) CONSULTATION AND NOTICE.—The Ad-
16 ministrator shall regularly consult with the appro-
17 priate congressional committees and shall notify
18 such committees not less 30 days in advance of the
19 use of improved data collection and review of new
20 standardized indicators under paragraph (1) for the
21 purposes of carrying out this section.

22 “(h) DESIGNATION OF HIGH PRIORITY COUN-
23 TRIES.—

24 “(1) INITIAL DESIGNATION.—The President
25 shall, not later than October 1, 2015, designate on

1 the basis of the criteria set forth in subsection (f)(1)
2 and in furtherance of the United States Agency for
3 International Development’s ‘Water and Develop-
4 ment Strategy’, released in May 2013, not less than
5 10 countries as high priority countries to be the pri-
6 mary recipients of United States government assist-
7 ance authorized pursuant to this section in the fol-
8 lowing fiscal year and shall inform the appropriate
9 congressional committees of such designations.

10 “(2) ANNUAL DESIGNATIONS.—The President
11 shall make new designations pursuant to the criteria
12 in paragraph (1) annually, except that after 2018
13 such designations shall be made on the basis of cri-
14 teria set forth in subsection (f)(1) and in further-
15 ance of the strategy required by subsection (j).

16 “(i) TARGETING OF PROJECTS AND PROGRAMS TO
17 AREAS OF GREATEST NEED.—

18 “(1) IN GENERAL.—Not later than 15 days
19 prior to the obligation of any funds for water, sani-
20 tation, or hygiene projects or programs pursuant to
21 this section in countries that are not countries
22 ranked in the top 50 countries based on the WASH
23 Needs Index, the Administrator of the United States
24 Agency for International Development shall notify

1 the appropriate congressional committees of the
2 planned obligation of such funds.

3 “(2) WASH NEEDS INDEX.—In this subsection,
4 the term ‘WASH Needs Index’ means the needs
5 index for water, sanitation, or hygiene projects or
6 programs pursuant to this section developed using
7 the criteria and indicators described in subpara-
8 graphs (A) through (H) of subsection (f)(1).”.

9 **SEC. 6. UNITED STATES STRATEGY TO INCREASE APPRO-**
10 **PRIATE LONG-TERM SUSTAINABILITY AND**
11 **ACCESS TO SAFE WATER, SANITATION, AND**
12 **HYGIENE.**

13 (a) IN GENERAL.—Section 136 of the Foreign Assist-
14 ance Act of 1961, as redesignated and amended by this
15 Act, is further amended by adding at the end the following
16 new subsections:

17 “(j) GLOBAL WATER STRATEGY.—

18 “(1) IN GENERAL.—Not later than the October
19 1, 2017, and every five years thereafter through
20 2028, the President, acting through the Secretary of
21 State and the Administrator of the United States
22 Agency for International Development and the heads
23 of other departments and agencies as appropriate,
24 shall submit to the appropriate congressional com-
25 mittees a single government-wide Global Water

1 Strategy that provides a detailed description of how
2 the United States intends—

3 “(A) to increase access to safe water, sani-
4 tation, and hygiene in high priority countries
5 designated pursuant to subsection (h), including
6 a summary of the WASH Needs Index (as de-
7 fined in subsection (i)(2)), including the specific
8 weighting of data and other assumptions used
9 to develop such Index and the ranking of coun-
10 tries on such Index;

11 “(B) to improve management of water re-
12 sources and watersheds in such countries; and

13 “(C) to work to prevent and resolve, to the
14 greatest degree possible, both intra- and trans-
15 boundary conflicts over water resources in such
16 countries.

17 “(2) AGENCY SPECIFIC PLANS.—The Global
18 Water Strategy shall include an agency-specific
19 plan—

20 “(A) from the United States Agency for
21 International Development that describes spe-
22 cifically how the Agency will—

23 “(i) carry out the duties and respon-
24 sibilities assigned to the Global Water Co-
25 ordinator under subsection (e)(2);

1 “(ii) ensure that the Agency’s projects
2 and programs conducted pursuant to the
3 authority provided in this section are de-
4 signed to achieve maximum impact and
5 long-term sustainability, including by im-
6 plementing the requirements of subsection
7 (f); and

8 “(iii) increase access to safe water,
9 sanitation, and hygiene in high priority
10 countries designated pursuant to sub-
11 section (h);

12 “(B) from the Department of State that
13 describes specifically how the Department
14 will—

15 “(i) carry out the duties and respon-
16 sibilities assigned to the Special Coordi-
17 nator for Water Resources under sub-
18 section (e)(3); and

19 “(ii) ensure that the Department’s ac-
20 tivities conducted pursuant to the author-
21 ity provided in this section are designed to
22 improve management of water resources
23 and watersheds in countries designated
24 pursuant to subsection (h) and to prevent
25 and resolve, to the greatest degree possible,

1 both intra- and trans-boundary conflicts
2 over water resources in such countries; 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 develop a costed, evidence-based
12 and results-oriented plan that seeks to achieve the
13 purposes of this section and meets the requirements
14 of subsection (f), and shall include such plans in an
15 appendix to the Global Water Strategy required by
16 paragraph (1).

17 “(4) FIRST TIME ACCESS REPORTING REQUIRE-
18 MENT.—The Global Water Strategy required by
19 paragraph (1) shall specifically describe the target
20 percentage of funding for each year covered by such
21 strategy to be directed toward projects aimed at pro-
22 viding first-time access to safe water and sanitation.

23 “(5) PERFORMANCE INDICATORS.—The strat-
24 egy required by this section shall include specific and
25 measurable goals, benchmarks, performance metrics,

1 timetables, and monitoring and evaluation plans re-
2 quired to be developed by the Administrator of the
3 United States Agency for International Development
4 pursuant to subsection (e)(2)(B)(iv).

5 “(6) CONSULTATION AND BEST PRACTICES.—
6 The strategy required by paragraph (1) shall be de-
7 veloped in consultation with the heads of other ap-
8 propriate Federal departments and agencies and
9 shall incorporate best practices from the inter-
10 national development community.

11 “(k) DEFINITION.—In this section, the term ‘appro-
12 priate congressional committees’ means—

13 “(1) the Committee on Foreign Affairs and the
14 Committee on Appropriations of the House of Rep-
15 resentatives; and

16 “(2) the Committee on Foreign Relations and
17 Committee on Appropriations of the Senate.”.

18 (b) STATE DEPARTMENT AGENCY SPECIFIC PLAN.—
19 Not later than 180 days after the date of enactment of
20 this Act, the Secretary of State shall submit to the appro-
21 priate congressional committees an agency-specific plan
22 that meets the requirements of subparagraph (j)(2)(B) of
23 section 136 of the Foreign Assistance Act of 1961, as
24 added by subsection (a).

1 (c) CONFORMING CHANGE.—Section 6 of the Senator
2 Paul Simon Water for the Poor Act of 2005 (Public Law
3 109–121; 119 Stat. 2537; 22 U.S.C. 2152h note) is here-
4 by repealed.

Amend the title so as to read: “A bill to provide im-
proved water, sanitation and hygiene programs for high
priority developing countries, and for other purposes.”.

