

Calendar No. 625

113TH CONGRESS
2D SESSION**S. 2946****[Report No. 113–286]**

To provide improved water, sanitation, and hygiene programs for high priority developing countries, and for other purposes.

 IN THE SENATE OF THE UNITED STATES

NOVEMBER 19, 2014

Mr. DURBIN (for himself, Mr. CORKER, Mr. COONS, and Mr. FLAKE) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

DECEMBER 8, 2014

Reported by Mr. MENENDEZ, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To provide improved water, sanitation, and hygiene programs for high priority developing countries, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

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

1 **SEC. 2. SENSE OF CONGRESS.**

2 It is the sense of Congress that—

3 (1) water and sanitation are critically important
4 resources that impact many other aspects of human
5 life;

6 (2) the United States should be a global leader
7 in helping provide sustainable access to clean water
8 and sanitation for the world's most vulnerable popu-
9 lations; and

10 (3) the “USAID Water and Development Strat-
11 egy, 2013–2018”, which was released by the United
12 States Agency for International Development in May
13 2013—

14 (A) improves USAID's capacity to provide
15 sustainable water, sanitation, and hygiene as-
16 sistance;

17 (B) advances implementation of portions of
18 the Senator Paul Simon Water for the Poor Act
19 of 2005 (Public Law 109–121; 119 Stat.
20 2533); and

21 (C) should inform the Global Water Strat-
22 egy required under section 136(j) of the For-
23 eign Assistance Act of 1961, as added by sec-
24 tion 6 of this Act.

1 **SEC. 3. CLARIFICATION OF ASSISTANCE TO PROVIDE SAFE**
 2 **WATER AND SANITATION TO INCLUDE HY-**
 3 **GIENE.**

4 Chapter 1 of part I of the Foreign Assistance Act
 5 of 1961 is amended—

6 (1) by redesignating section 135 (22 U.S.C.
 7 2152h), as added by section 5(a) of the Senator
 8 Paul Simon Water for the Poor Act of 2005 (Public
 9 Law 109–121; 22 U.S.C. 2152h note), as section
 10 136; and

11 (2) in section 136, as redesignated—

12 (A) in the section heading, by striking
 13 “**AND SANITATION**” and inserting “**, SANITA-**
 14 **TION, AND HYGIENE**”; and

15 (B) in subsection (b), by striking “and
 16 sanitation” and inserting “, sanitation, and hy-
 17 giene”.

18 **SEC. 4. IMPROVING COORDINATION AND OVERSIGHT OF**
 19 **SAFE WATER, SANITATION AND HYGIENE**
 20 **PROJECTS AND ACTIVITIES.**

21 Section 136 of the Foreign Assistance Act of 1961,
 22 as redesignated and amended by this Act, is further
 23 amended by adding at the end the following:

24 “(e) **COORDINATION AND OVERSIGHT.**—

25 “(1) **USAID GLOBAL WATER COORDINATOR.**—

1 “(A) DESIGNATION.—The Administrator
2 of the United States Agency for International
3 Development (referred to in this paragraph as
4 ‘USAID’) or the Administrator’s designee, who
5 shall be a current USAID employee serving in
6 a career or non-career position in the Senior
7 Executive Service or at the level of a Deputy
8 Assistant Administrator or higher, shall serve
9 concurrently as the USAID Global Water Coordi-
10 nator (referred to in this subsection as the
11 ‘Coordinator’).

12 “(B) SPECIFIC DUTIES.—The Coordinator
13 shall—

14 “(i) provide direction and guidance to,
15 coordinate, and oversee the projects and
16 programs of USAID authorized under this
17 section;

18 “(ii) lead the implementation and re-
19 vision, not less frequently than once every
20 5 years, of USAID’s portion of the Global
21 Water Strategy required under subsection
22 (j);

23 “(iii) seek—

24 “(I) to expand the capacity of
25 USAID, subject to the availability of

1 appropriations, including through the
2 designation of a lead subject matter
3 expert selected from among USAID
4 staff in each high priority country
5 designated pursuant to subsection (h);
6 “(II) to implement such pro-
7 grams and activities;
8 “(III) to take advantage of
9 economies of scale; and
10 “(IV) to conduct more efficient
11 and effective projects and programs;
12 “(iv) coordinate with the Department
13 of State and USAID staff in each high pri-
14 ority country designated pursuant to sub-
15 section (h) to ensure that USAID activities
16 and projects, USAID program planning
17 and budgeting documents, and USAID
18 country development strategies reflect and
19 seek to implement—
20 “(I) the safe water, sanitation,
21 and hygiene objectives established in
22 the strategy required under subsection
23 (j), including objectives relating to the
24 management of water resources; and

1 “(H) international best practices
2 relating to—

3 “(aa) increasing access to
4 safe water and sanitation;

5 “(bb) conducting hygiene-re-
6 lated activities; and

7 “(cc) ensuring appropriate
8 management of water resources;
9 and

10 “(v) develop appropriate benchmarks,
11 measurable goals, performance metrics,
12 and monitoring and evaluation plans for
13 USAID projects and programs authorized
14 under this section.

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

17 “(A) DESIGNATION.—The Secretary of
18 State or the Secretary’s designee, who shall be
19 a current employee of the Department of State
20 serving in a career or non-career position in the
21 Senior Executive Service or at the level of a
22 Deputy Assistant Secretary or higher, shall
23 serve concurrently as the Department of State
24 Special Advisor for Water Resources (referred
25 to in this paragraph as the ‘Special Advisor’).

1 “(B) SPECIFIC DUTIES.—The Special Ad-
2 visor shall—

3 “(i) provide direction and guidance to,
4 coordinate, and oversee the projects and
5 programs of the Department of State au-
6 thorized under this section;

7 “(ii) lead the implementation and re-
8 vision, not less than every 5 years, of the
9 Department of State’s portion of the Glob-
10 al Water Strategy required under sub-
11 section (j);

12 “(iii) prioritize and coordinate the De-
13 partment of State’s international engage-
14 ment on the allocation, distribution, and
15 access to global fresh water resources and
16 policies related to such matters;

17 “(iv) coordinate with United States
18 Agency for International Development and
19 Department of State staff in each high pri-
20 ority country designated pursuant to sub-
21 section (h) to ensure that United States
22 diplomatic efforts related to safe water,
23 sanitation, and hygiene, including efforts
24 related to management of water resources
25 and watersheds and the resolution of intra-

1 and trans-boundary conflicts over water re-
2 sources, are consistent with United States
3 national interests; and

4 “(v) represent the views of the United
5 States Government on the allocation, dis-
6 tribution, and access to global fresh water
7 resources and policies related to such mat-
8 ters in key international fora, including
9 key diplomatic, development-related, and
10 scientific organizations.

11 “(3) ADDITIONAL NATURE OF DUTIES AND RE-
12 STRICTION ON ADDITIONAL OR SUPPLEMENTAL COM-
13 PENSATION.—The responsibilities and specific duties
14 of the Administrator of the United States Agency
15 for International Development (or the Administra-
16 tor’s designee) and the Secretary of State (or the
17 Secretary’s designee) under paragraph (2) or (3), re-
18 spectively, shall be in addition to any other respon-
19 sibilities or specific duties assigned to such individ-
20 uals. Such individuals shall receive no additional or
21 supplemental compensation as a result of carrying
22 out such responsibilities and specific duties under
23 such paragraphs.”.

1 **SEC. 5. PROMOTING THE MAXIMUM IMPACT AND LONG-**
 2 **TERM SUSTAINABILITY OF USAID SAFE**
 3 **WATER, SANITATION, AND HYGIENE-RELATED**
 4 **PROJECTS AND PROGRAMS.**

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

8 “(f) **PRIORITIES AND CRITERIA FOR MAXIMUM IM-**
 9 **PACT AND LONG-TERM SUSTAINABILITY.**—The Adminis-
 10 trator of the United States Agency for International De-
 11 velopment shall ensure that the Agency for International
 12 Development’s projects and programs authorized under
 13 this section are designed to achieve maximum impact and
 14 long-term sustainability by—

15 “(1) prioritizing countries on the basis of the
 16 following clearly defined criteria and indicators, to
 17 the extent sufficient data are available—

18 “(A) the proportion of the population
 19 using an unimproved drinking water source;

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

22 “(C) the proportion of the population with-
 23 out piped water access;

24 “(D) the proportion of the population
 25 using shared or other unimproved sanitation fa-
 26 cilities;

1 “(E) the total population using shared or
2 other unimproved sanitation facilities;

3 “(F) the proportion of the population prac-
4 ticing open defecation;

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

8 “(H) the proportion of all deaths of chil-
9 dren younger than 5 years of age resulting from
10 diarrheal disease;

11 “(I) the national government’s capacity,
12 capability, and commitment to work with the
13 United States to improve access to safe water,
14 sanitation, and hygiene, including—

15 “(i) the government’s capacity and
16 commitment to developing the indigenous
17 capacity to provide safe water and sanita-
18 tion without the assistance of outside do-
19 nors; and

20 “(ii) the degree to which such govern-
21 ment—

22 “(I) identifies such efforts as a
23 priority; and

24 “(II) allocates resources to such
25 efforts;

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

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

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

21 “(A) furthers significant improvements
22 in—

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

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

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

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

14 “(i) to be financially independent over
15 the long term, focusing on local ownership
16 and sustainability;

17 “(ii) to be undertaken in conjunction
18 with relevant public institutions or private
19 enterprises;

20 “(iii) to identify and empower local in-
21 dividuals or institutions to be responsible
22 for the effective management and mainte-
23 nance of such project or program; and

24 “(iv) to provide safe water or exper-
25 tise or capacity building to those identified

1 parties or institutions for the purposes of
2 developing a plan and clear responsibilities
3 for the effective management and mainte-
4 nance of such project or program;

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

9 “(D) avoids duplication of efforts with
10 other United States Government agencies or de-
11 partments or those of other nations or non-
12 governmental organizations;

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

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

1 “(3) seeking to further the ‘USAID Water and
2 Development Strategy, 2013–2018’ through 2018;
3 and

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

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—

11 “(A) to meet the health-based
12 prioritization criteria established pursuant to
13 subsection (f)(1); and

14 “(B) to review new standardized indicators
15 in evaluating progress towards meeting such
16 criteria.

17 “(2) CONSULTATION AND NOTICE.—The Ad-
18 ministrators shall—

19 “(A) regularly consult with the appropriate
20 congressional committees; and

21 “(B) notify such committees not later 30
22 days before using improved data collection and
23 review of new standardized indicators under
24 paragraph (1) for the purposes of carrying out
25 this section.

1 “(h) DESIGNATION OF HIGH PRIORITY COUN-
2 TRIES.—

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

5 “(A) designate, on the basis of the criteria
6 set forth in subsection (f)(1) and in furtherance
7 of the ‘USAID Water and Development Strat-
8 egy, 2013–2018’, not fewer than 10 countries
9 as high priority countries to be the primary re-
10 cipients of United States Government assist-
11 ance authorized under this section during fiscal
12 year 2016; and

13 “(B) notify the appropriate congressional
14 committees of such designations.

15 “(2) ANNUAL DESIGNATIONS.—

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

20 “(B) DESIGNATIONS AFTER FISCAL YEAR
21 2018.—Beginning with fiscal year 2019, des-
22 ignations under paragraph (1) shall be made—

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

1 “(ii) in furtherance of the strategy re-
2 quired under subsection (j).”

3 “(i) TARGETING OF PROJECTS AND PROGRAMS TO
4 AREAS OF GREATEST NEED.—

5 “(1) IN GENERAL.—Not later than 15 days be-
6 fore the obligation of any funds for water, sanita-
7 tion, or hygiene projects or programs pursuant to
8 this section in countries that are not ranked in the
9 top 50 countries based upon the WASH Needs
10 Index, the Administrator of the United States Agen-
11 cy for International Development shall notify the ap-
12 propriate congressional committees of the planned
13 obligation of such funds.

14 “(2) DEFINED TERM.—In this subsection and
15 in subsection (j), the term ‘WASH Needs Index’
16 means the needs index for water, sanitation, or hy-
17 giene projects or programs authorized under this
18 section that has been developed using the criteria
19 and indicators described in subparagraphs (A)
20 through (H) of subsection (f)(1).”

1 **SEC. 6. UNITED STATES STRATEGY TO INCREASE APPRO-**
2 **PRIATE LONG-TERM SUSTAINABILITY AND**
3 **ACCESS TO SAFE WATER, SANITATION, AND**
4 **HYGIENE.**

5 (a) **IN GENERAL.**—Section 136 of the Foreign Assist-
6 ance Act of 1961, as redesignated and amended by this
7 Act, is further amended by adding at the end the fol-
8 lowing:

9 “(j) **GLOBAL WATER STRATEGY.**—

10 “(1) **IN GENERAL.**—Not later than October 1,
11 2017, and every 5 years thereafter, the President,
12 acting through the Secretary of State, the Adminis-
13 trator of the United States Agency for International
14 Development, and the heads of other Federal depart-
15 ments and agencies, as appropriate, shall submit a
16 single government-wide Global Water Strategy to the
17 appropriate congressional committees that provides a
18 detailed description of how the United States in-
19 tends—

20 “(A) to increase access to safe water, sani-
21 tation, and hygiene in high priority countries
22 designated pursuant to subsection (h), including
23 a summary of the WASH Needs Index and the
24 specific weighting of data and other assump-
25 tions used to develop and rank countries on the
26 WASH Needs Index;

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

3 “(C) to work to prevent and resolve, to the
4 greatest degree possible, both intra- and trans-
5 boundary conflicts over water resources in such
6 countries.

7 “(2) AGENCY-SPECIFIC PLANS.—The Global
8 Water Strategy shall include an agency-specific
9 plan—

10 “(A) from the United States Agency for
11 International Development that describes spe-
12 cifically how the Agency for International De-
13 velopment will—

14 “(i) carry out the duties and respon-
15 sibilities assigned to the Global Water Co-
16 ordinator under subsection (c)(1);

17 “(ii) ensure that the Agency for Inter-
18 national Development’s projects and pro-
19 grams authorized under this section are
20 designed to achieve maximum impact and
21 long-term sustainability, including by im-
22 plementing the requirements described in
23 subsection (f); and

24 “(iii) increase access to safe water,
25 sanitation, and hygiene in high priority

1 countries designated pursuant to sub-
2 section (h);

3 “(B) from the Department of State that
4 describes specifically how the Department of
5 State will—

6 “(i) carry out the duties and respon-
7 sibilities assigned to the Special Coordi-
8 nator for Water Resources under sub-
9 section (e)(2); and

10 “(ii) ensure that the Department’s ac-
11 tivities authorized under this section are
12 designed—

13 “(I) to improve management of
14 water resources and watersheds in
15 countries designated pursuant to sub-
16 section (h); and

17 “(II) to prevent and resolve, to
18 the greatest degree possible, both
19 intra- and trans-boundary conflicts
20 over water resources in such coun-
21 tries; and

22 “(C) from other Federal departments and
23 agencies, as appropriate, that describes the con-
24 tributions of the departments and agencies to
25 implementing the Global Water Strategy.

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

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

8 “(i) seeks to achieve the purposes of
9 this section; and

10 “(ii) meets the requirements under
11 subsection (f); and

12 “(B) include such plan in an appendix to
13 the Global Water Strategy required under para-
14 graph (1).

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

21 “(5) PERFORMANCE INDICATORS.—The Global
22 Water Strategy shall include specific and measurable
23 goals, benchmarks, performance metrics, timetables,
24 and monitoring and evaluation plans required to be
25 developed by the Administrator of the United States

1 Agency for International Development pursuant to
 2 subsection (e)(1)(B)(v).

3 ~~“(6) CONSULTATION AND BEST PRACTICES.—~~

4 The Global Water Strategy shall—

5 ~~“(A) be developed in consultation with the~~
 6 ~~heads of other appropriate Federal departments~~
 7 ~~and agencies; and~~

8 ~~“(B) incorporate best practices from the~~
 9 ~~international development community.~~

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

12 ~~“(1) the Committee on Foreign Relations of the~~
 13 ~~Senate;~~

14 ~~“(2) the Committee on Appropriations of the~~
 15 ~~Senate;~~

16 ~~“(3) the Committee on Foreign Affairs of the~~
 17 ~~House of Representatives; and~~

18 ~~“(4) the Committee on Appropriations of the~~
 19 ~~House of Representatives.”.~~

20 ~~(b) DEPARTMENT OF STATE AGENCY-SPECIFIC~~
 21 ~~PLAN.—Not later than 180 days after the date of enact-~~
 22 ~~ment of this Act, the Secretary of State shall submit an~~
 23 ~~agency-specific plan to the appropriate congressional com-~~
 24 ~~mittees (as defined in section 136(k) of the Foreign As-~~
 25 ~~sistance Act of 1961, as added by subsection (a)) that~~

1 meets the requirements of section ~~136(j)(2)(B)~~ of such
2 Act, as added by subsection (a).

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

6 **SECTION 1. SHORT TITLE.**

7 *This Act may be cited as the “Senator Paul Simon*
8 *Water for the World Act of 2014”.*

9 **SEC. 2. SENSE OF CONGRESS.**

10 *It is the sense of Congress that—*

11 *(1) water and sanitation are critically impor-*
12 *tant resources that impact many other aspects of*
13 *human life; and*

14 *(2) the United States should be a global leader*
15 *in helping provide sustainable access to clean water*
16 *and sanitation for the world’s most vulnerable popu-*
17 *lations.*

18 **SEC. 3. CLARIFICATION OF ASSISTANCE TO PROVIDE SAFE**
19 **WATER AND SANITATION TO INCLUDE HY-**
20 **GIENE.**

21 *Chapter 1 of part I of the Foreign Assistance Act of*
22 *1961 is amended—*

23 *(1) by redesignating section 135 (22 U.S.C.*
24 *2152h), as added by section 5(a) of the Senator Paul*

1 *Simon Water for the Poor Act of 2005 (Public Law*
 2 *109–121; 22 U.S.C. 2152h note), as section 136; and*
 3 *(2) in section 136, as redesignated—*

4 *(A) in the section heading, by striking*
 5 *“AND SANITATION” and inserting “, SANITA-*
 6 *TION, AND HYGIENE”;* and

7 *(B) in subsection (b), by striking “and*
 8 *sanitation” and inserting “, sanitation, and hy-*
 9 *giene”.*

10 **SEC. 4. IMPROVING COORDINATION AND OVERSIGHT OF**
 11 **SAFE WATER, SANITATION AND HYGIENE**
 12 **PROJECTS AND ACTIVITIES.**

13 *Section 136 of the Foreign Assistance Act of 1961, as*
 14 *redesignated and amended by this Act, is further amended*
 15 *by adding at the end the following:*

16 *“(e) COORDINATION AND OVERSIGHT.—*

17 *“(1) USAID GLOBAL WATER COORDINATOR.—*

18 *“(A) DESIGNATION.—The Administrator of*
 19 *the United States Agency for International De-*
 20 *velopment (referred to in this paragraph as*
 21 *‘USAID’) or the Administrator’s designee, who*
 22 *shall be a current USAID employee serving in a*
 23 *career or non-career position in the Senior Exec-*
 24 *utive Service or at the level of a Deputy Assist-*
 25 *ant Administrator or higher, shall serve concur-*

1 *rently as the USAID Global Water Coordinator*
2 *(referred to in this subsection as the ‘Coordi-*
3 *nator’).*

4 “(B) *SPECIFIC DUTIES.—The Coordinator*
5 *shall—*

6 “(i) *provide direction and guidance to,*
7 *coordinate, and oversee the projects and*
8 *programs of USAID authorized under this*
9 *section;*

10 “(ii) *lead the implementation and revi-*
11 *sion, not less frequently than once every 5*
12 *years, of USAID’s portion of the Global*
13 *Water Strategy required under subsection*
14 *(j);*

15 “(iii) *seek—*

16 “(I) *to expand the capacity of*
17 *USAID, subject to the availability of*
18 *appropriations, including through the*
19 *designation of a lead subject matter ex-*
20 *pert selected from among USAID staff*
21 *in each high priority country des-*
22 *ignated pursuant to subsection (h);*

23 “(II) *to implement such programs*
24 *and activities;*

1 “(III) to take advantage of econo-
2 mies of scale; and

3 “(IV) to conduct more efficient
4 and effective projects and programs;

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

13 “(I) the safe water, sanitation,
14 and hygiene objectives established in
15 the strategy required under subsection
16 (j), including objectives relating to the
17 management of water resources; and

18 “(II) international best practices
19 relating to—

20 “(aa) increasing access to
21 safe water and sanitation;

22 “(bb) conducting hygiene-re-
23 lated activities; and

1 “(cc) *ensuring appropriate*
2 *management of water resources;*
3 *and*

4 “(v) *develop appropriate benchmarks,*
5 *measurable goals, performance metrics, and*
6 *monitoring and evaluation plans for*
7 *USAID projects and programs authorized*
8 *under this section.*

9 “(2) *DEPARTMENT OF STATE SPECIAL COORDI-*
10 *NATOR FOR WATER RESOURCES.—*

11 “(A) *DESIGNATION.—The Secretary of State*
12 *or the Secretary’s designee, who shall be a cur-*
13 *rent employee of the Department of State serving*
14 *in a career or non-career position in the Senior*
15 *Executive Service or at the level of a Deputy As-*
16 *stant Secretary or higher, shall serve concur-*
17 *rently as the Department of State Special Advi-*
18 *sor for Water Resources (referred to in this para-*
19 *graph as the ‘Special Advisor’).*

20 “(B) *SPECIFIC DUTIES.—The Special Advi-*
21 *sor shall—*

22 “(i) *provide direction and guidance to,*
23 *coordinate, and oversee the projects and*
24 *programs of the Department of State au-*
25 *thorized under this section;*

1 “(ii) lead the implementation and revi-
2 sion, not less than every 5 years, of the De-
3 partment of State’s portion of the Global
4 Water Strategy required under subsection
5 (j);

6 “(iii) prioritize and coordinate the De-
7 partment of State’s international engage-
8 ment on the allocation, distribution, and
9 access to global fresh water resources and
10 policies related to such matters;

11 “(iv) coordinate with United States
12 Agency for International Development and
13 Department of State staff in each high pri-
14 ority country designated pursuant to sub-
15 section (h) to ensure that United States dip-
16 lomatic efforts related to safe water, sanita-
17 tion, and hygiene, including efforts related
18 to management of water resources and wa-
19 tersheds and the resolution of intra- and
20 trans-boundary conflicts over water re-
21 sources, are consistent with United States
22 national interests; and

23 “(v) represent the views of the United
24 States Government on the allocation, dis-
25 tribution, and access to global fresh water

1 *resources and policies related to such mat-*
 2 *ters in key international fora, including key*
 3 *diplomatic, development-related, and sci-*
 4 *entific organizations.*

5 “(3) *ADDITIONAL NATURE OF DUTIES AND RE-*
 6 *STRICTION ON ADDITIONAL OR SUPPLEMENTAL COM-*
 7 *PENSATION.—The responsibilities and specific duties*
 8 *of the Administrator of the United States Agency for*
 9 *International Development (or the Administrator’s*
 10 *designee) and the Secretary of State (or the Sec-*
 11 *retary’s designee) under paragraph (2) or (3), respec-*
 12 *tively, shall be in addition to any other responsibil-*
 13 *ities or specific duties assigned to such individuals.*
 14 *Such individuals shall receive no additional or sup-*
 15 *plemental compensation as a result of carrying out*
 16 *such responsibilities and specific duties under such*
 17 *paragraphs.”.*

18 **SEC. 5. PROMOTING THE MAXIMUM IMPACT AND LONG-**
 19 **TERM SUSTAINABILITY OF USAID SAFE**
 20 **WATER, SANITATION, AND HYGIENE-RELATED**
 21 **PROJECTS AND PROGRAMS.**

22 *Section 136 of the Foreign Assistance Act of 1961, as*
 23 *redesignated and amended by this Act, is further amended*
 24 *by adding at the end the following:*

1 “(f) *PRIORITIES AND CRITERIA FOR MAXIMUM IMPACT*
2 *AND LONG-TERM SUSTAINABILITY.*—*The Administrator of*
3 *the United States Agency for International Development*
4 *shall ensure that the Agency for International Develop-*
5 *ment’s projects and programs authorized under this section*
6 *are designed to achieve maximum impact and long-term*
7 *sustainability by—*

8 “(1) *prioritizing countries on the basis of the fol-*
9 *lowing clearly defined criteria and indicators, to the*
10 *extent sufficient empirical data are available—*

11 “(A) *the proportion of the population using*
12 *an unimproved drinking water source;*

13 “(B) *the total population using an unim-*
14 *proved drinking water source;*

15 “(C) *the proportion of the population with-*
16 *out piped water access;*

17 “(D) *the proportion of the population using*
18 *shared or other unimproved sanitation facilities;*

19 “(E) *the total population using shared or*
20 *other unimproved sanitation facilities;*

21 “(F) *the proportion of the population prac-*
22 *ticing open defecation;*

23 “(G) *the total number of children younger*
24 *than 5 years of age who died from diarrheal dis-*
25 *ease;*

1 “(H) the proportion of all deaths of children
2 younger than 5 years of age resulting from diar-
3 rheal disease;

4 “(I) the national government’s capacity, ca-
5 pability, and commitment to work with the
6 United States to improve access to safe water,
7 sanitation, and hygiene, including—

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

13 “(ii) the degree to which such govern-
14 ment—

15 “(I) identifies such efforts as a
16 priority; and

17 “(II) allocates resources to such ef-
18 forts;

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

24 “(K) the likelihood of making significant
25 improvements on a per capita basis on the

1 *health and educational opportunities available to*
2 *women as a result of increased access to safe*
3 *water, sanitation, and hygiene, including access*
4 *to appropriate facilities at primary and sec-*
5 *ondary educational institutions seeking to ensure*
6 *that communities benefitting from such projects*
7 *and activities develop the indigenous capacity to*
8 *provide safe water and sanitation without the*
9 *assistance of outside donors;*

10 “(2) *prioritizing and measuring, including*
11 *through rigorous monitoring and evaluating mecha-*
12 *nisms, the extent to which such project or program—*

13 “(A) *furthering significant improvements in—*

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

16 “(ii) *the health and educational oppor-*
17 *tunities available to women as a result of*
18 *increased access to safe water, sanitation,*
19 *and hygiene, including access to appro-*
20 *priate facilities at primary and secondary*
21 *educational institutions; and*

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

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

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
11 individuals 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 expertise
15 or capacity building to those identified par-
16 ties or institutions for the purposes of devel-
17 oping a plan and clear responsibilities for
18 the effective management and maintenance
19 of such project or program;

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

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

1 *ments or those of other nations or nongovern-*
2 *mental organizations;*

3 “(E) *coordinates such efforts with the efforts*
4 *of other United States Government agencies or*
5 *departments or those of other nations or non-*
6 *governmental organizations directed at assisting*
7 *refugees and other displaced individuals; and*

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

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

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

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

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

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

4 “(2) CONSULTATION AND NOTICE.—The Admin-
5 istrator 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 empir-
10 ical 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 COUNTRIES.—

14 “(1) INITIAL DESIGNATION.—Not later than Oc-
15 tober 1, 2015, the President shall—

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

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

24 “(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, designa-*
 7 *tions under paragraph (1) shall be made—*

8 “(i) *based upon the criteria set forth in*
 9 *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, sanitation,*
 16 *or hygiene projects or programs pursuant to this sec-*
 17 *tion in countries that are not ranked in the top 50*
 18 *countries based upon the WASH Needs Index, the Ad-*
 19 *ministrator of the United States Agency for Inter-*
 20 *national Development shall notify the appropriate*
 21 *congressional committees of the planned obligation of*
 22 *such funds.*

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

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

5 **SEC. 6. UNITED STATES STRATEGY TO INCREASE APPRO-**
 6 **PRIATE LONG-TERM SUSTAINABILITY AND AC-**
 7 **CESS TO SAFE WATER, SANITATION, AND HY-**
 8 **GIENE.**

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

12 *“(j) GLOBAL WATER STRATEGY.—*

13 *“(1) IN GENERAL.—Not later than October 1,*
 14 *2017, and every 5 years thereafter, the President, act-*
 15 *ing through the Secretary of State, the Administrator*
 16 *of the United States Agency for International Devel-*
 17 *opment, and the heads of other Federal departments*
 18 *and agencies, as appropriate, shall submit a single*
 19 *government-wide Global Water Strategy to the appro-*
 20 *priate congressional committees that provides a de-*
 21 *tailed description of how the United States intends—*

22 *“(A) to increase access to safe water, sanita-*
 23 *tion, and hygiene in high priority countries des-*
 24 *ignated pursuant to subsection (h), including a*
 25 *summary of the WASH Needs Index and the spe-*

1 *cific weighting of empirical data and other defi-*
2 *nitions used to develop and rank countries on the*
3 *WASH Needs Index;*

4 *“(B) to improve the management of water*
5 *resources and watersheds in such countries; and*

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

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

13 *“(A) from the United States Agency for*
14 *International Development that describes specifi-*
15 *cally how the Agency for International Develop-*
16 *ment will—*

17 *“(i) carry out the duties and respon-*
18 *sibilities assigned to the Global Water Coor-*
19 *dinator under subsection (e)(1);*

20 *“(ii) ensure that the Agency for Inter-*
21 *national Development’s projects and pro-*
22 *grams authorized under this section are de-*
23 *signed to achieve maximum impact and*
24 *long-term sustainability, including by im-*

1 *plementing the requirements described in*
2 *subsection (f); and*

3 *“(iii) increase access to safe water,*
4 *sanitation, and hygiene in high priority*
5 *countries designated pursuant to subsection*
6 *(h);*

7 *“(B) from the Department of State that de-*
8 *scribes specifically how the Department of State*
9 *will—*

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

14 *“(ii) ensure that the Department’s ac-*
15 *tivities authorized under this section are de-*
16 *signed—*

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

21 *“(II) to prevent and resolve, to the*
22 *greatest degree possible, both intra-*
23 *and trans-boundary conflicts over*
24 *water resources in such countries; and*

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

5 “(3) *INDIVIDUALIZED PLANS FOR HIGH PRIORITY*
6 *COUNTRIES.*—For each high priority country des-
7 ignated pursuant to subsection (h), the Administrator
8 of the United States Agency for International Devel-
9 opment shall—

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

12 “(i) seeks to achieve the purposes of
13 this section; and

14 “(ii) meets the requirements under sub-
15 section (f); and

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

19 “(4) *FIRST TIME ACCESS REPORTING REQUIRE-*
20 *MENT.*—The Global Water Strategy shall specifically
21 describe the target percentage of funding for each fis-
22 cal year covered by such strategy to be directed to-
23 ward projects aimed at providing first-time access to
24 safe water and sanitation.

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

8 “(6) *CONSULTATION AND BEST PRACTICES.*—*The*
9 *Global Water Strategy shall—*

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

13 “(B) *incorporate best practices from the*
14 *international development community.*

15 “(k) *DEFINITIONS.*—*In this section—*

16 “(1) *the term ‘appropriate congressional commit-*
17 *tees’ means—*

18 “(A) *the Committee on Foreign Relations of*
19 *the Senate;*

20 “(B) *the Committee on Appropriations of*
21 *the Senate;*

22 “(C) *the Committee on Foreign Affairs of*
23 *the House of Representatives; and*

24 “(D) *the Committee on Appropriations of*
25 *the House of Representatives; and*

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

8 (b) *DEPARTMENT OF STATE AGENCY-SPECIFIC*
9 *PLAN.*—Not later than 180 days after the date of enactment
10 of this Act, the Secretary of State shall submit an agency-
11 specific plan to the appropriate congressional committees
12 (as defined in section 136(k) of the Foreign Assistance Act
13 of 1961, as added by subsection (a)) that meets the require-
14 ments of section 136(j)(2)(B) of such Act, as added by sub-
15 section (a).

16 (c) *CONFORMING AMENDMENT.*—Section 6 of the Sen-
17 ator Paul Simon Water for the Poor Act of 2005 (Public
18 Law 109–121; 22 U.S.C. 2152h note) is repealed.

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2^D SESSION

S. 2946

[Report No. 113-286]

A BILL

To provide improved water, sanitation, and hygiene programs for high priority developing countries, and for other purposes.

DECEMBER 8, 2014

Reported with an amendment