

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2928

To authorize the Secretary of State, acting through the Commissioner of the International Boundary and Water Commission, to conclude agreements with the appropriate representative of the Government of Mexico to correct pollution along the United States-Mexico border.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 6, 1993

MR. DE LA GARZA introduced the following bill; which was referred to the  
Committee on Foreign Affairs

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## A BILL

To authorize the Secretary of State, acting through the Commissioner of the International Boundary and Water Commission, to conclude agreements with the appropriate representative of the Government of Mexico to correct pollution along the United States-Mexico border.

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. AGREEMENTS TO CORRECT POLLUTION.**

4       (a) IN GENERAL.—The Secretary of State, acting  
5 through the United States Commissioner, International  
6 Boundary and Water Commission, United States and  
7 Mexico (hereafter in this Act referred to as the “Commis-

1 sioner’”), is authorized to conclude agreements with the  
2 appropriate representative of the Ministry of Foreign Re-  
3 lations of Mexico for the purpose of correcting the inter-  
4 national problem of pollution of the areas along the United  
5 States-Mexico border caused by discharge of raw and in-  
6 adequately treated sewage and other pollution related  
7 problems along the border.

8 (b) CONTENT OF AGREEMENTS.—Agreements con-  
9 cluded under subsection (a) should consist of rec-  
10 ommendations to the Governments of the United States  
11 and Mexico of measures to protect the health and welfare  
12 of persons along the United States-Mexico border from the  
13 effects of pollution, including—

14 (1) facilities that should be constructed, oper-  
15 ated, and maintained in each country;

16 (2) estimates of the cost of the planning, con-  
17 struction, operation, and maintenance of the facili-  
18 ties referred to in paragraph (1);

19 (3) formulas for the initial division between the  
20 United States and Mexico of the cost of the plan-  
21 ning, construction, operation, and maintenance of  
22 the facilities referred to in paragraph (1);

23 (4) a method for review and adjustment of the  
24 formulas referred to in paragraph (3) at intervals of  
25 five years that recognizes that such initial formulas

1 should not be used as a precedent in their subse-  
2 quent review and adjustment; and

3 (5) dates for the beginning and completion of  
4 construction of the facilities referred to in paragraph  
5 (1).

6 **SEC. 2. AUTHORITY OF SECRETARY OF STATE TO PLAN,**  
7 **CONSTRUCT, OPERATE, AND MAINTAIN FA-**  
8 **CILITIES.**

9 The Secretary of State, acting through the Commis-  
10 sioner, is authorized to act jointly with the appropriate  
11 representative of the Government of Mexico and to super-  
12 vise—

13 (1) the planning of, and

14 (2) the construction, operation, and mainte-  
15 nance of,

16 the facilities recommended in agreements concluded pur-  
17 suant to section 2 and approved by the Government of  
18 the United States and Mexico.

19 **SEC. 3. CONSULTATION WITH THE ADMINISTRATOR OF THE**  
20 **ENVIRONMENTAL PROTECTION AGENCY AND**  
21 **OTHER AUTHORITIES.**

22 The Secretary of State shall consult with the Admin-  
23 istrator of the Environmental Protection Agency and other  
24 concerned Federal, State, and local government officials  
25 in implementing this Act.

1 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

2       There is authorized to be appropriated such sums as  
3 may be necessary for the United States to fund its share  
4 of the cost of the plans, construction, operation, and main-  
5 tenance of the facilities recommended in agreements con-  
6 cluded pursuant to section 1 and approved by the Govern-  
7 ments of the United States and Mexico.

8 **SEC. 5. ANNUAL REPORT.**

9       (a) IN GENERAL.—The Secretary of State, acting  
10 through the Commissioner, shall prepare an annual report  
11 regarding the activities of the International Boundary and  
12 Water Commission, including the implementation of this  
13 Act, for each fiscal year as provided in subsection (b).  
14 Such report shall be submitted to the President, the  
15 Speaker of the House of Representatives, and the Majority  
16 Leader of the Senate not later than ninety days after the  
17 end of each fiscal year.

18       (b) CONTENTS.—The report required under sub-  
19 section (a) shall include—

20           (1) a summary of the activities of the Commis-  
21 sion during the fiscal year;

22           (2) a review of the international problem of pol-  
23 lution of the areas along the United States-Mexico  
24 border caused by discharge of raw and inadequately  
25 treated sewage and other wastes from populated  
26 areas along the border;

1           (3) a summary of the progress made by the  
2 Commissioner during the fiscal year in concluding  
3 any agreement authorized under section 1(a);

4           (4) a summary of the recommendations in-  
5 cluded in any such agreement under consideration or  
6 concluded during the fiscal year, as provided in sec-  
7 tion 1(b);

8           (5) a summary of the progress made toward  
9 fulfilling the recommendations included in any such  
10 concluded agreement;

11           (6) a summary of the actions taken by the  
12 Commissioner to plan, construct, operate, and main-  
13 tain facilities as authorized under section 2;

14           (7) a summary of the consultations made with  
15 the Administrator of the Environmental Protection  
16 Agency and other concerned Federal, State, and  
17 local government officials as required under section  
18 3;

19           (8) any recommendations that the Commis-  
20 sioner determines will be beneficial in correcting the  
21 international problem of pollution of the areas along  
22 the United States-Mexico border caused by discharge  
23 of raw and inadequately treated sewage and other  
24 wastes from populated areas along the border; and

1           (9) such other information as the Commissioner  
2           determines is necessary or appropriate.

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