

108TH CONGRESS
2D SESSION

H. R. 4794

To amend the Tijuana River Valley Estuary and Beach Sewage Cleanup Act of 2000 to extend the authorization of appropriations, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 9, 2004

Mr. HUNTER (for himself, Mr. FILNER, Mr. CUNNINGHAM, Mr. ISSA, and Mrs. DAVIS of California) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Tijuana River Valley Estuary and Beach Sewage Cleanup Act of 2000 to extend the authorization of appropriations, 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. ACTIONS TO BE TAKEN.**

4 (a) SECONDARY TREATMENT.—Section 804(a)(1) of
5 the Tijuana River Valley Estuary and Beach Sewage
6 Cleanup Act of 2000 (22 U.S.C. 277d–44(a)(1); 114 Stat.
7 1978) is amended by striking “Subject to” and all that

1 follows through “of this Act,” and inserting “Pursuant to
2 Treaty Minute 311 to the Treaty for the Utilization of
3 Waters of the Colorado and Tijuana Rivers and of the Rio
4 Grande, dated February 3, 1944,”.

5 (b) CONTRACT.—Section 804(c) of such Act is
6 amended—

7 (1) in paragraph (1)—

8 (A) by striking “Subject to the availability
9 of appropriations to carry out this subsection
10 and notwithstanding” and inserting “Notwith-
11 standing”;

12 (B) by striking “, upon” and all that fol-
13 lows through “section 5,”; and

14 (C) by striking “such contract.” and in-
15 serting “such contract, subject to the avail-
16 ability of appropriations for that purpose.”;

17 (2) in paragraph (2)(J) by striking “the United
18 States” the first place it appears and inserting “an
19 appropriate governmental entity”; and

20 (3) in paragraph (2)(K) by striking “the United
21 States” and inserting “an appropriate governmental
22 entity”; and

23 (4) in paragraph (2)(L) by inserting after
24 “competitive procedures” the following: “under ap-
25 plicable law”.

1 **SEC. 2. IMPLEMENTATION OF NEW TREATY MINUTE.**

2 Section 805 of the Tijuana River Valley Estuary and
3 Beach Sewage Cleanup Act of 2000 (22 U.S.C. 277d–45;
4 114 Stat. 1980) is amended—

5 (1) in the section heading striking “**NEGOTIA-**
6 **TION OF**”; and

7 (2) by adding at the end the following:

8 “(c) IMPLEMENTATION.—In light of the continuing
9 threat to the environment and to public health and safety
10 within the United States as a result of the river and ocean
11 pollution in the San Diego-Tijuana border region, the
12 Commission is requested to give the highest priority to the
13 implementation of Treaty Minute 311 to the Treaty for
14 the Utilization of Waters of the Colorado and Tijuana Riv-
15 ers and of the Rio Grande, dated February 3, 1944, which
16 establishes a framework for the siting of a treatment facil-
17 ity in Mexico to provide for the secondary treatment of
18 effluent from the IWTP at the Mexican facility, to provide
19 for additional capacity for advanced primary and sec-
20 ondary treatment of additional sewage emanating from the
21 Tijuana River area, Mexico, and to meet the water quality
22 standards of Mexico, the United States, and the State of
23 California consistent with the provisions of this title, in
24 order that the other provisions of this title to address such
25 pollution may be implemented as soon as possible.”.

1 **SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

2 Section 806 of the Tijuana River Valley Estuary and
3 Beach Sewage Cleanup Act of 2000 (22 U.S.C. 277d–46;
4 114 Stat. 1981) is amended by striking “\$156,000,000
5 for fiscal years 2001 through 2005” and inserting
6 “\$230,000,000”.

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