

**AMENDMENT TO RULES COMMITTEE PRINT FOR
H.R. 5303
OFFERED BY MR. GRIJALVA OF ARIZONA**

Add at the end of title I the following:

1 **SEC. 1 ____ . INTERNATIONAL OUTFALL INTERCEPTOR RE-**
2 **PAIR, OPERATIONS, AND MAINTENANCE.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-
4 gress that, pursuant to the Act of July 27, 1953 (22 18
5 U.S.C. 277d–10 et seq.), and notwithstanding the memo-
6 randum of agreement between the United States Section
7 of the International Boundary and Water Commission and
8 the City of Nogales, Arizona, dated January 20, 2006,
9 funds should be used for the International Outfall Inter-
10 ceptor (IOI), (referred to in this section as the “Agree-
11 ment”), and an equitable proportion of the costs of oper-
12 ation and maintenance of the Nogales sanitation project
13 to be contributed by the City of Nogales, Arizona (referred
14 to in this section as the “City”), should be based on the
15 average daily volume of wastewater originating from the
16 City.

17 (b) CAPITAL COSTS EXCLUDED.—Pursuant to the
18 Agreement and the Act of July 27, 1953 (22 U.S.C. 5
19 277d–10 et seq.), the City shall have no obligation to con-

1 tribute to any capital costs of repairing or upgrading the
2 Nogales sanitation project.

3 (c) OVERCHARGES.—Notwithstanding the Agreement
4 and subject to subsection (d), the United States Section
5 of the International Boundary and Water Commission
6 shall reimburse the City for, and shall not charge the City
7 after the date of enactment of this Act for, operations and
8 maintenance costs in excess of an equitable proportion of
9 the costs, as described in subsection (a).

10 (d) LIMITATION.—Costs reimbursed or a reduction in
11 costs charged under subsection (c) shall not exceed
12 \$4,000,000.

