

Groundwater Along the US-MX Border: Assessment and Opportunities for Binational Management

Sharon B. Megdal, Ph.D. SNRE Seminar October 9, 2024



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wrrc.arizona.edu

WRRC's involvement in Transboundary Aquifer Assessment Program (TAAP)



2006

January-February 2007 Arizona Water Resource Public Policy Review

by Sharon Megdal

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Front-Row View of Federal Water Lawmaking Shows Process Works

U.S. – Mexico Transboundary Aquifer Assessment Act pondered, passed and signed



water resource issues. The program also will serve as a catalyst bringing together the human capital and financial resources necessary to characterize transboundary aquifers. The resulting increased understanding should help resolve many of the currently unquantified - and therefore unresolved - water resource issues. I emphasized the importance of water to the growing, arid

Southwest, especially along the border where population continues to grow rapidly on both sides. Water resource issues become more complex and acute along the shared border where understanding

120 STAT, 3328

PUBLIC LAW 109-448-DEC. 22, 2006

Public Law 109-448 109th Congress

An Act

To authorize the Secretary of the Interior to cooperate with the States on the border with Mexico and other appropriate entities in conducting a hydrogeologic Dec. 22, 2006 characterization, mapping, and modeling program for priority transboundary aquifers, and for other purposes.

> Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Transboundary SECTION 1. SHORT TITLE.

This Act may be cited as the "United States-Mexico Assessment Act. Transboundary Aquifer Assessment Act".

42 USC 1962 SEC. 2. PURPOSE.

[S. 214]

United States-Mexico

42 USC 1962 note

Aquifer

note

The purpose of this Act is to direct the Secretary of the Interior to establish a United States-Mexico transboundary aquifer assessment program to systematically assess priority transboundary aquifers.



Reflections on the 10th Anniversary of the Transboundary Aquifer Assessment Program and the Importance of its Joint Cooperative Process

by Sharon B. Megdal 08/23/2019

August 19, 2009, the Principal Engineers representing the binational International Boundary and Water mmission (IBWC) signed the "Joint Report of the Principal Engineers Regarding the Joint Cooperative ess United States-Mexico for the Transboundary Aquifer Assessment Program" (Joint Report). The Joint

| 118th CON 1st Sess | H.R. 5874 |
|---------------------------------------|--|
| To amend the to reauth ment pro | e United States-Mexico Transboundary Aquifer Assessment Act orize the United States-Mexico transboundary aquifer assess- gram. |
| IN Mr. Ciscom bill; wi | THE HOUSE OF REPRESENTATIVES OCTOBER 3, 2023 ANI (for himself and Ms. STANSBURY) introduced the following hich was referred to the Committee on Natural Resources |
| To amond | A BILL |
| To amend Assessi | the United States-Mexico Transboundary Aquifer ment Act to reauthorize the United States-Mexico |

Sept. 25, 2024 - S.5230 introduced

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TAAP Reauthorization Legislation (House Bill)

^{118TH CONGRESS} IST SESSION H.R. 5874

010

To amend the United States-Mexico Transboundary Aquifer Assessment Act to reauthorize the United States-Mexico transboundary aquifer assessment program.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 3, 2023 Mr. CISCOMANI (for himself and Ms. STANSBURY) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

- To amend the United States-Mexico Transboundary Aquifer Assessment Act to reauthorize the United States-Mexico transboundary aquifer assessment program.
- 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.

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- 4 This Act may be cited as the "Transboundary Aqui-
- 5 fer Assessment Program Act" or the "TAAP Act".
- 6 SEC. 2. REAUTHORIZATION OF TRANSBOUNDARY AQUIFER
 - ASSESSMENT PROGRAM.
- 8 (a) Designation of Priority Transboundary
- 9 AQUIFERS.—Section 4(c)(2) of the United States-Mexico

 $\mathbf{2}$

Transboundary Aquifer Assessment Act (42 U.S.C. 1962
 note; Public Law 109–448) is amended by striking "New

- 3 Mexico or Texas" and inserting "New Mexico, Texas, or
- 4 Arizona (other than an aquifer underlying Arizona and
- 5 Sonora, Mexico, that is partially within the Yuma ground-
- 6 water basin designated by the order of the Director of the
- 7 Arizona Department of Water Resources dated June 21, 8 1984)".
- 9 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
 10 8(a) of the United States-Mexico Transboundary Aquifer
 11 Assessment Act (42 U.S.C. 1962 note; Public Law 109–
 12 448) is amended by striking "fiscal years 2007 through
 13 2016" and inserting "fiscal years 2025 through 2035".
 14 (c) SUNSET OF AUTHORITY.—Section 9 of the United
 15 States-Mexico Transboundary Aquifer Assessment Act (42
- 16 U.S.C. 1962 note; Public Law 109-448) is amended by
- 17 striking "enactment of this Act" and inserting "enactment
- 18 of the Transboundary Aquifer Assessment Program Act".

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Testimony before U.S. House of Representatives Committee on Natural Resources Subcommittee on Water, Wildlife and Fisheries With respect to H.R. 5874 To amend the United States-Mexico Transboundary Aquifer Assessment Act to reauthorize the United States-Mexico transboundary aquifer assessment program.

Written Testimony of Sharon B. Megdal, Ph.D. Director, Water Resources Research Center, A Cooperative Extension Center Faculty Member, Department of Environmental Science and Cooperative Extension The University of Arizona, Tucson, Arizona

October 25, 2023

November 9, 2023

Mr. Thomas Shipman@mail.house.gov U.S. House of Representatives Committee on Natural Resources Subcommittee on Water, Wildlife and Fisheries Washington, DC 20513

Dear Mr. Shipman,

Attached to this letter please find responses to the questions transmitted via letter dated October 30, 2023, from Representative Cliff Bentz, Chairman, Subcommittee on Water, Wildlife and Fisheries.

I thank Representative Ciscomani for these questions and Chairman Bentz for the opportunity to provide these written responses. Please let me know if you have any questions about these responses.

Sincerely,

Sharm & Megdal

Sharon B. Megdal, Ph.D. Director, University of Arizona Water Resources Research Center Professor, Department of Environmental Science C.W. and Modene Neely Endowed Professor Distinguished Outreach Professor

https://wrrc.arizona.edu/publication/reflections-testifyingreauthorization-transboundary-aquifer-assessment-program

Policy and governance aspects are important

- National sovereignty
- Asymmetry in approaches to groundwater governance
- Multiple agencies and entities involved
 - International Boundary and Water Commission serves as facilitating binational agency
 - US Geological Survey implementing US federal agency
 - CONAGUA (Mexican National Water Agency) key agency in Mexico
 - Federally authorized Water Resources Research Institutes (WRRIs) for AZ (WRRC), NM, and TX written into the legislation
 - University of Sonora involved in assessment of Arizona-Sonora priority aquifers
- Development of the cooperative framework document took considerable time.

https://www.ibwc.gov/wp-content/uploads/2023/05/Joint_Report_TAAP_081909.pdf



Photo taken 19 August 2009

Six Principles of Agreement in Joint Report (Cooperative Framework)

- 1. Activities described under this agreement should be beneficial to both countries.
- 2. Aquifers to be jointly studied, as well as the scope of the studies or activities to be done on each aquifer, should be agreed upon with the framework of the IBWC.
- 3. The activities should respect the legal framework and jurisdictional requirements of each country.
- 4. No provisions set forth in this agreement will limit what either country can do independently in its own territory.
- 5. Nothing in this agreement may contravene what has been stipulated in the Boundary and Water Treaties between the two countries.
- 6. The information generated from these projects is solely for the purpose of expanding knowledge of the aquifers and should not be used by one country to require that the other country modify its water management and use.





Focus on the Arizona-Sonora border... Binational San Pedro Report completed in 2016 Santa Cruz Report nearing finalization



ra más información por favor visite cila.sre.gob.mx/cilanorte IBWC.gov wrrc.arizona.edu/TAAP

IBWC.gov

wrrc.arizona.edu/TAAR

Much work went into harmonizing maps and data



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Documenting the collaboration – 2018 Callegary et al.

https://doi.org/10.1016/j.ejrh.2018.08.002

 Journal of Hydrology: Regional Studies 20 (2018) 60–73

 Contents lists available at ScienceDirect

 Journal of Hydrology: Regional Studies

 journal homepage: www.elsevier.com/locate/ejrh

Findings and lessons learned from the assessment of the Mexico-United States transboundary San Pedro and Santa Cruz aquifers: The utility of social science in applied hydrologic research

J.B. Callegary^{a,*}, S.B. Megdal^b, E.M. Tapia Villaseñor^b, J.D. Petersen-Perlman^b, I. Minjárez Sosa^c, R. Monreal^c, F. Gray^a, F. Grijalva Noriega^c

^a USGS 520 N Park Ave, Tucson, AZ, 85719, USA
 ^b University of Arizona, 350 N Campbell Ave, Tucson, AZ 85719, USA
 ^c Universidad de Sonora, Calle Av. Rosales SN, Centro, 83000 Hermosillo, Son., Mexico



"We feel that the methods developed in this paper, if used appropriately and flexibly, will help to fill data gaps, add skill sets, and build relationships in those areas in which typical aquifer assessments are weakest and where transboundary aquifer assessments are most in need: socio-political and historical information, governance, legal and institutional frameworks, cultural sensitivity, communication and stakeholder engagement among others."

Documenting the science – impacts of variable climate and effluent flows – 2020 Tapia et al.



TAPIA-VILLASEÑOR, SHAMIR, MEGDAL, AND PETERSEN-PERLMAN

FIGURE 7. Cumulative water budget for 1978-2017 with different treated effluent discharge scenarios and 1997-2002 average pumping.

"The cumulative 40-year water balance for the eight likely scenarios of effluent discharge and 1997–2002 average pumping indicate that wet years during the mid-1980s created a substantial surplus that has been ... This trend of increased water deficit that follows the wet years of the early 1980s is evident in several wells near the northern boundary of the TSCA aquifer."

http://dx.doi.org/10.1111/1752-1688.12853



Documenting climate change impacts – 2021 Shamir et al.



https://doi.org/10.3390/w13101390



"...given the projected uncertain future and the worrisome observed historical trends, we stress the urgency and the severe risk of water shortages that the region may potentially undergo. This urgent risk for water shortages calls for proactive and collaborative binational planning to achieve a sustainable transboundary aquifer system."

Figure 2. Map of the study region.

More about groundwater management on the AZ side of the border



Map showing current Active Management Areas (AMAs) and Irrigation Nonexpansion Areas (INAs) pursuant to the Groundwater Management Act





a dai a a a (2072, 4444/0

MDPI

https://www.mdpi.com/2073-4441/8/5/216

Article

Opening the Black Box: Using a Hydrological Model to Link Stakeholder Engagement with Groundwater Management

Susanna Eden ^{1,*}, Sharon B. Megdal ¹, Eylon Shamir ², Karletta Chief ³ and Kelly Mott Lacroix ¹

- ¹ Water Resources Research Center, College of Agriculture and Life Sciences, University of Arizona, Tucson, AZ 85719, USA; smegdal@email.arizona.edu (S.B.M.); klacroix@email.arizona.edu (K.M.L.)
- ² Hydrologic Research Center, San Diego, CA 92130, USA; EShamir@HRCwater.org
- ³ Department of Soil, Water and Environmental Science, University of Arizona, Tucson, AZ 85719, USA; kchief@email.arizona.edu
- * Correspondence: seden@email.arizona.edu; Tel.: +1-520-621-5670

Academic Editor: Ashok K. Chapagain Received: 7 March 2016; Accepted: 10 May 2016; Published: 23 May 2016

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Kennedy Shepard, Statewide Planning Supervisor, ADWR

One acre foot of water equals 325,851 gallons or 1,233 cubic meters Vertical axis runs down from about 600,000 acre feet to just over 250,000 acre feet of groundwater in storage Horizontal axis 1990-2023

Santa Cruz AIMA Storage Volumes Estimate



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Focus of WRRC efforts (Current team members: Sharon Megdal, Elia Tapia and Eylon Shamir)

- 1. Collaborative efforts identified through the TAAP Cooperative Framework
 - a) Participate in the completion of the Binational Study of the Transboundary Santa Cruz Aquifer (Santa Cruz Study)
 - b) Participate in binational and regional TAAP meetings, workshops, roundtables, focus groups, etc.
- 2. Hydrologic and hydrogeologic characterizations
 - a) Transboundary San Pedro and Santa Cruz data collection and monitoring efforts
 - b) Assessment of climate variability and water resources management impact on groundwater availability
- 3. Transboundary San Pedro and Santa Cruz data collection and monitoring efforts
 - a) Inventory of available science, GIS layers, and hydro-meteorological data
- 4. Socioeconomic characterization of selected border communities and examination of modes of governance
 - a) Basic demographics of border communities and the importance of groundwater to local and regional economic activities
- 5. Stakeholder engagement
 - a) Develop a map of key stakeholders involved in transboundary groundwater activities and decision making
 - b) Stakeholder engagement activities

Work effort depends on available funding.

Special Issue of the Journal Water includes 16 papers



https://www.mdpi.com/books/book/7794

water



Article

Assessing Groundwater Withdrawal Sustainability in the Mexican Portion of the Transboundary Santa Cruz River Aquifer

Elia M. Tapia-Villaseñor ^{1,*}, Eylon Shamir ², Mary-Belle Cruz-Ayala ³ and Sharon B. Megdal ³



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Article

Hydrogeomorphologic Mapping of the Transboundary San Pedro Aquifer: A Tool for Groundwater Characterization

José Ismael Minjárez Sosa, Grisel Alejandra Gutiérrez Anguamea, Rogelio Monreal, Francisco Javier Grijalva Noriega and Elia M. Tapia-Villaseñor *





Article

Transboundary Aquifers between Baja California, Sonora and Chihuahua, Mexico, and California, Arizona and New Mexico, United States: Identification and Categorization

Coordinating work across the border Draft USGS/WRRI Joint 5-year Strategic Plan, FY23-27

Five tasks, with subtasks identified.

- 1. Stakeholder Engagement and Capacity Building
 - 1. Binational workshop
 - 2. Stakeholder mapping
 - 3. Stakeholder engagement activities
- 2. Socio-Economic Context, Governance, and Policy
 - 1. Basic demographics of border communities
 - 2. The importance of groundwater to regional economic activities
 - 3. Cultural beliefs and practices related to shared water resources
 - 4. Governance structures or frameworks and relevant policy
- 3. Binational Groundwater Atlas: Data Management, Mapping, and Visualization
- 4. Aquifer prioritization and vulnerability assessment
- Hydrologic Studies to Understand Water Availability Challenges Facing Transboundary Aquifers – Stressors from Population, Industry, Agriculture, Drought, and Climate Variability
 - 1. Improve understanding of water availability and risks to sustainable resource development

Binational modeling vs single-country modeling of a transboundary aquifer 15

Mexico = Has expressed interest in collaboration

Opportunities and challenges

Opportunities

- Desire to work binationally
- Greater recognition of the role of groundwater
- Increased stakeholder engagement



Challenges

- Funding
 - Inconsistent across the countries
 - Inconsistent over time
 - Level and predictability
- Coordinating schedules





September 2024 Workshop in Hermosillo focused on Arizona-Sonora portion of TAAP



Mexico =

Has expressed interest in collaboration

Coordinating work across the border Draft USGS/WRRI Joint 5-year Strategic Plan, FY23-27

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- 1. Improve understanding of water availability and risks to sustainable resource development

Binational modeling vs single-country modeling of a transboundary aquifer 12

Confirmed interest in working together to update data for the San Pedro, with a look toward future binational modeling.



What about binational groundwater management?? (outside the scope of TAAP)

TRANSBOUNDARY AQUIFERS : CHALLENGES AND THE WAY FORWARD

TOPIC 2 : GOVERNANCE OF TBAS: STRENGTHENING COOPERATION

TOPIC 2/Paper 5

Reaching Groundwater Agreements on the Border Between Mexico and the United States: Science and Policy Fundamentals

Sharon B. Megdal¹, Stephen Mumme², Roberto Salmon³, Rosario Sánchez⁴, Elia M. Tapia-Villaseñor⁵, Mary-Belle Cruz Ayala⁶, and Óscar Ibañez⁶

Figure 2.

Elements and conditions for a Binational Groundwater Agreement between the United States and Mexico



https://unesdoc.unesco.org/ark:/48223/pf0000383775/ PDF/383775eng.pdf.multi OPEN ACCESS Water Economics and Policy, (2023) 2371007 (11 pages) © The Author(s) DOI: 10.1142/S2382624X23710078



Policy Nook

Published 25 January 2024

Crafting Binational Groundwater Agreements: Preconditions for Progress Along the Mexico-U.S. Boundary

Stephen Mumme, Sharon B. Megdal*, Rosario Sanchez, Holly Brause, Roberto Salmón, Elia Tapia-Villaseñor, Oscar Ibáñez, Carlos de la Parra and Mary-Belle Cruz Ayala *smegdal@arizona.edu

https://www.worldscientific.com/doi/ep df/10.1142/S2382624X23710078

More about policy and water diplomacy



Reflections: On Participating in the 10th World Water Forum

by Sharon B. Megdal 06/07/2024

👅 ater for shared prosperity was the theme of the <u>10th World Water Forum</u>, which was held May 18–25 in Bali, Indonesia. My work has taken me to Europe and the Near East, but this was my first visit to Indonesia. A country of over 17,000 islands and more than 275 million people, it is the



World Water Forum May 2024

Delivering comments to session, Monday, May 20, 2024, Transboundary and **Cross-Sectoral Dialogue for Peace and Water Resilience**

DRAFT - Not for citation or circulation - Prepublication version of chapter in Handbook of Water Diplomacy, Shafiqul Islam, Kevin Smith, Martina Klimes, and Aaron Salzberg, eds., Routledge Press.

Factors that Contribute to Successful Diplomatic Outcomes: Case Study of the Colorado River Basin Cross-boundary Institution

Sharon B. Megdal ORCID.org/0000-0001-7781-297X



Stockholm World Water Week August 2024

SIWI Seminar, August 27, 2024. Featured from left to right: Session Moderator Nancy Eslick, Global Water Coordinator,

The seven factors in the case study

- 1. A functioning mechanism for cooperation, including knowledge coproduction
- 2. Mutual respect contributing to trust
- 3. Involvement of interested parties (stakeholders)
- 4. Good communication
- 5. Persistence and Patience
- 6. Eating with your partners
- 7. Leadership
- Some additional factors:
 - Transparency
 - Sharing lessons learned (both + and -)



TAAP Partners Eating Together in Hermosillo, Sonora, MX September 10, 2024

ENVS 596B – Water Policy in Arizona and Semi-arid Regions 3-unit class cross-listed as GEOG, HWRS, LAW, and PLG 596B Professor Sharon B. Megdal smegdal@arizona.edu Spring Semester on Fridays from 9:00 am – 11:30 am (enrollment limited) Meets at the Water Resources Research Center, 350 N. Campbell Ave., Tucson Testimonials from 2024

"I really enjoyed your class this semester. I like the variety of topics covered in such a short period of time, as well as the quality of speakers. You're one of only a few people in Arizona who have that type of network, and it really benefits the class."

"I learned so much in your class! It was very interesting and I loved the guest speakers and the pragmatic conversations that we had!"

"Thank you for...a wonderful course this semester - by far one of my favourites despite my (initial) lack of "policy" knowledge!"

"I learned so much from this class that has already been directly applicable in my work."

"I really enjoyed the class and the opportunity to be surrounded by great people from many disciplines."

Course Objectives

Students will develop an understanding of the development of water policy using Arizona, the Colorado River Basin, and other semi-arid regions for in-depth case study. Student writing and presentation skills are developed through leading and participating in discussions, presentations, and writing an individual research paper and completing related assignments. **Course Outcomes**

- Interpret the role of regulation, institutions, and the legal framework for water allocation and use in determining the utilization of water across types of uses, geography, and time.
- Synthesize the complexities associated with developing and implementing water policies to address water challenges.
- Evaluate how policies and policy proposals meet public policy objectives.

Water policy and management reflect many determining factors

- Resource Availability
- Location of water demands and supplies
- Economics
- Historic and Current Legal/Institutional Framework
- The nature of involvement of multiple governmental and non-governmental entities, including the extent of <u>centralized versus decentralized</u> decision making
- Politics of Area
- Public values and socio-cultural factors
- Historical context
- Information

• Etc... Importance of Context





Connect with WRRC programming

WRRC Water Webinar: Meaningful Engagement with Aboriginal and Torres Strait Islander Peoples on Inland Waters

in Australia – Lessons Learned from Australian Government Policy Developers and How They Are Learning to Work on Genuine Efforts to Engage Effectively

Date & Time

USA: Wednesday, October 16, 2024; 3:30–4:45 pm Arizona/MST Australia: Thursday, October 17, 2024; 9:30–10:45 am AEDT Location: <u>Webinar Only</u>

Speakers:

Sheryl Hedges, Branch Head, Australian Government Department of Climate Change, Energy, the Environment and Water

Brandon Etto, Director, First Nations Engagement, Department of Climate Change, Energy, the Environment and Water

October 16, 2024, 3:30 pm on Zoom









WRRC Special Event: Living River: The Promise of the Mighty Colorado Author Talk and Book Signing

Date: Thursday, October 31, 2024 Time: 3:00–4:30 pm Arizona Time Location: <u>Hybrid Event: In-Person Attendance is Limited</u> (please register in advance): 350 N. Campbell Ave, <u>Tucson AZ</u>

Speaker:

Dave Showalter, Author and Photographer of Living River: The Promise of the Mighty Colorado

Join the WRRC and conservation photographer Dave

October 31, 2024, 3:00 pm in-person talk and book signing at WRRC and on Zoom

2025 ANNUAL CONFERENCE







2024 Photo Contest



The WRRC is excited to announce our 2024 Photo Contest. We invite you to showcase your talent by capturing anything from nature and wildlife to industry and agriculture, including people at play and at work. It's totally up to you. Just make sure your picture relates to water and it's in Arizona!*

All submissions must be received on or before Dec. 20, 2024.

*"Borders" category images can be from any location.

e-News Digest

Engage with us!! WEEKLY WAVE

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wrrc.arizona.edu/subscribe



THANK YOU!!

smegdal@arizona.edu