
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1124 Session of
2009

INTRODUCED BY CLYMER, CREIGHTON, FAIRCHILD, GRELL, GROVE,
KAUFFMAN, McILVAINE SMITH, REICHLEY, ROHRER, ROSS, SCAVELLO,
SCHRODER, SIPTROTH, STERN, VULAKOVICH AND WATSON,
MARCH 26, 2009

REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 26, 2009

A SUPPLEMENT

1 To the act of June 12, 1931 (P.L.575, No.200), entitled "An act
2 providing for joint action by Pennsylvania and New Jersey in
3 the development of the ports on the lower Delaware River, and
4 the improvement of the facilities for transportation across
5 the river; authorizing the Governor, for these purposes, to
6 enter into an agreement with New Jersey; creating The
7 Delaware River Joint Commission and specifying the powers and
8 duties thereof, including the power to finance projects by
9 the issuance of revenue bonds; transferring to the new
10 commission all the powers of the Delaware River Bridge Joint
11 Commission; and making an appropriation," prohibiting certain
12 types of expenditures.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. The Governor is hereby authorized to enter into a
16 supplemental compact or agreement, on behalf of the Commonwealth
17 of Pennsylvania, with the State of New Jersey, further amending
18 and supplementing the compact or agreement between the
19 Commonwealth of Pennsylvania and the State of New Jersey
20 entitled "Agreement between the Commonwealth of Pennsylvania and
21 the State of New Jersey creating The Delaware River Joint
22 Commission as a body corporate and politic and defining its

1 powers and duties," which was executed on behalf of the
2 Commonwealth of Pennsylvania by its Governor on July first, one
3 thousand nine hundred and thirty-one, and on behalf of the State
4 of New Jersey by the New Jersey Interstate Bridge Commission by
5 its members on July first, one thousand nine hundred and thirty-
6 one, and which was consented to by the Congress of the United
7 States by Public Resolution Number twenty-six, being chapter two
8 hundred fifty-eight of the Public Laws, Seventy-second Congress,
9 approved June fourteenth, one thousand nine hundred and thirty-
10 two, which supplemental compact and agreement shall be in
11 substantially the following form:

12 "Supplemental agreement between the Commonwealth of
13 Pennsylvania and the State of New Jersey further amending and
14 supplementing the agreement entitled 'Agreement between the
15 Commonwealth of Pennsylvania and the State of New Jersey
16 creating The Delaware River Joint Commission as a body corporate
17 and politic and defining its powers and duties,' authorizing the
18 acquisition or construction of railroads and other facilities
19 and further providing for the appointment of commissioners and
20 for the powers and duties of the commission.

21 The Commonwealth of Pennsylvania and the State of New Jersey
22 do hereby solemnly covenant and agree, each with the other that
23 the compact or agreement entitled 'Agreement between the
24 Commonwealth of Pennsylvania and the State of New Jersey
25 creating The Delaware River Joint Commission as a body corporate
26 and politic and defining its powers and duties,' which was
27 executed on behalf of the Commonwealth of Pennsylvania by its
28 Governor on July first, one thousand nine hundred and thirty-
29 one, and on behalf of the State of New Jersey by the New Jersey
30 Interstate Bridge Commission by its members on July first, one

1 thousand nine hundred and thirty-one, and which was consented to
2 by the Congress of the United States by Public Resolution Number
3 twenty-six, being chapter two hundred fifty-eight of the Public
4 Laws, Seventy-second Congress, approved June fourteenth, one
5 thousand nine hundred and thirty-two, as heretofore amended and
6 supplemented, is amended by adding an article to read:

7 ARTICLE XII-C

8 Notwithstanding any other provision of this compact or
9 agreement, the commission shall be prohibited from using revenue
10 received from tolls and the PATCO line for economic development
11 projects that do not pertain to maintenance of bridges, roads
12 and rail lines under the jurisdiction of the commission."

13 Section 2. The Governor is hereby authorized to apply, on
14 behalf of the Commonwealth of Pennsylvania, to the Congress of
15 the United States for its consent and approval to the aforesaid
16 supplemental compact or agreement; but, in the absence of such
17 consent and approval, the commission referred to in such
18 supplemental compact or agreement shall have all of the powers
19 which the Commonwealth of Pennsylvania and the State of New
20 Jersey may confer upon it without the consent and approval of
21 Congress.

22 Section 3. This act shall take effect immediately; but the
23 Governor shall not enter into any supplemental compact or
24 agreement hereunder until the State of New Jersey shall have
25 passed a substantially similar act embodying the agreement
26 between the two states herein set forth.