

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2039 Session of  
2014

INTRODUCED BY MOUL, D. COSTA, HESS, DENLINGER, KORTZ,  
M. K. KELLER AND COHEN, FEBRUARY 24, 2014

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,  
FEBRUARY 24, 2014

AN ACT

1 Amending the act of May 29, 1945 (P.L.1134, No.405), entitled  
2 "An act to create a commission to act jointly with  
3 commissions appointed for like purpose by the States of West  
4 Virginia and Maryland, the Commonwealth of Virginia and the  
5 District of Columbia, which, together with three members to  
6 be appointed by the President of the United States, shall  
7 constitute the Interstate Commission on the Potomac River  
8 Basin, with power to cooperate in the abatement of the  
9 existing pollution, and in the control of future pollution of  
10 the waters of the drainage basin of the Potomac River within  
11 the States of Maryland and West Virginia, the Commonwealth of  
12 Virginia and the District of Columbia; to authorize the  
13 Governor of the State to execute on behalf of this State a  
14 compact with representatives of other states for the purpose  
15 of forming the above-mentioned commission; and creating a  
16 Potomac Valley Conservancy District; providing for the  
17 appointment of the Pennsylvania members of said commission  
18 for the Commonwealth of Pennsylvania, and their terms of  
19 office; and providing an appropriation," further providing  
20 for membership of commission and for appointments.

21 The General Assembly of the Commonwealth of Pennsylvania  
22 hereby enacts as follows:

23 Section 1. Sections 1 first paragraph and 1.1 of the act of  
24 May 29, 1945 (P.L.1134, No.405), entitled "An act to create a  
25 commission to act jointly with commissions appointed for like  
26 purpose by the States of West Virginia and Maryland, the

1 Commonwealth of Virginia and the District of Columbia, which,  
2 together with three members to be appointed by the President of  
3 the United States, shall constitute the Interstate Commission on  
4 the Potomac River Basin, with power to cooperate in the  
5 abatement of the existing pollution, and in the control of  
6 future pollution of the waters of the drainage basin of the  
7 Potomac River within the States of Maryland and West Virginia,  
8 the Commonwealth of Virginia and the District of Columbia; to  
9 authorize the Governor of the State to execute on behalf of this  
10 State a compact with representatives of other states for the  
11 purpose of forming the above-mentioned commission; and creating  
12 a Potomac Valley Conservancy District; providing for the  
13 appointment of the Pennsylvania members of said commission for  
14 the Commonwealth of Pennsylvania, and their terms of office; and  
15 providing an appropriation," amended May 27, 1994 (P.L.255,  
16 No.40), are amended to read:

17 Section 1. There is hereby created a commission consisting  
18 of three members, to act jointly with commissions appointed for  
19 like purposes by the States of West Virginia and Maryland, the  
20 Commonwealth of Virginia and the District of Columbia, and an  
21 additional three members to be appointed by the President of the  
22 United States and which, together with the other commissions  
23 appointed as hereinbefore mentioned, shall constitute and be  
24 known as the Interstate Commission on the Potomac River Basin.  
25 The said commission for the Commonwealth of Pennsylvania shall  
26 consist of three members. The Governor shall appoint two  
27 members, one of whom shall be a member of the public  
28 knowledgeable in matters involving water pollution and the other  
29 shall be a member of the General Assembly of the Commonwealth of  
30 Pennsylvania or his designee. The third member shall be the

1 Secretary of Environmental Resources or his designee. The  
2 appointed members shall serve for terms of two years or until  
3 their successors are appointed. The Secretary of Environmental  
4 Resources or his designee shall serve for the same period as his  
5 tenure as Secretary of Environmental Resources. They shall serve  
6 without compensation, but shall be paid their actual expenses  
7 incurred in and incident to the performance of their duties as  
8 hereinafter set forth. The Commonwealth shall contribute to the  
9 Interstate Commission on the Potomac River Basin its pro rata  
10 share of the expenses of said commission which shall be such  
11 sums as may be appropriated for the purpose, but not less than  
12 the sum of one thousand two hundred dollars (\$1,200) per year  
13 for the biennium beginning June first, one thousand nine hundred  
14 and forty-five.

15 \* \* \*

16 Section 1.1. The Governor of the Commonwealth of  
17 Pennsylvania shall appoint an alternate member for each of the  
18 two appointed members of the commission for the Commonwealth of  
19 Pennsylvania created by section 1 of the act of May 29, 1945  
20 (P.L.1134). Each such alternate shall be appointed from among  
21 the members of the General Assembly, or a designee, or the  
22 public, as the case may be. The Secretary of Environmental  
23 Resources shall also appoint an alternate. Each such alternate  
24 shall have the power to act in the absence of the person for  
25 whom he is an alternate. The term of each alternate shall run  
26 concurrently with the term of the member for whom he is an  
27 alternate.

28 Section 2. This act shall take effect in 60 days.