
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 927 Session of
2015

INTRODUCED BY SCAVELLO, RAFFERTY, PILEGGI, EICHELBERGER, ARGALL,
HUTCHINSON AND VULAKOVICH, JUNE 24, 2015

REFERRED TO TRANSPORTATION, JUNE 24, 2015

AN ACT

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

16 The General Assembly of the Commonwealth of Pennsylvania
17 hereby enacts as follows:

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

1 and politic and defining its powers and duties," which was
2 executed on behalf of the Commonwealth of Pennsylvania by its
3 Governor on July first, one thousand nine hundred and thirty-
4 one, and on behalf of the State of New Jersey by the New Jersey
5 Interstate Bridge Commission by its members on July first, one
6 thousand nine hundred and thirty-one, and which was consented to
7 by the Congress of the United States by Public Resolution Number
8 twenty-six, being chapter two hundred fifty-eight of the Public
9 Laws, Seventy-second Congress, approved June fourteenth, one
10 thousand nine hundred and thirty-two, which supplemental compact
11 and agreement shall be in 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," further
18 providing for The Delaware River Joint Commission, for
19 composition, for employees, for financing and for executive
20 sessions; providing for majority approval and contract
21 procedures; further providing for report; providing for
22 conflicts of interest, for master plan and creating the Port
23 Authority Transit Corporation Commuter's Council; further
24 providing for definitions; authorizing the Governor to apply for
25 approval; prohibiting the entrance into a compact until passage
26 of a similar act; and making editorial changes.

27 The Commonwealth of Pennsylvania and the State of New Jersey
28 do solemnly covenant and agree, each with the other, that the
29 compact or agreement entitled "Agreement between the
30 Commonwealth of Pennsylvania and the State of New Jersey

1 creating The Delaware River Joint Commission as a body corporate
2 and politic and defining its powers and duties," which was
3 executed on behalf of the Commonwealth of Pennsylvania by its
4 Governor on July first, one thousand nine hundred and thirty-
5 one, and on behalf of the State of New Jersey by the New Jersey
6 Interstate Bridge Commission by its members on July first, one
7 thousand nine hundred and thirty-one, and which was consented to
8 by the Congress of the United States by Public Resolution Number
9 twenty-six, being chapter two hundred fifty-eight of the Public
10 Laws, Seventy-second Congress, approved June fourteenth, one
11 thousand nine hundred and thirty-two, be amended as follows:

12 (1) That Article II of the compact, as amended April 3,
13 1992 (P.L.57, No.19), be amended to read:

14 ARTICLE II

15 The commission shall consist of sixteen commissioners, eight
16 resident voters of the Commonwealth of Pennsylvania, and eight
17 resident voters of the State of New Jersey, who shall serve
18 without compensation.

19 The commissioners for the State of New Jersey shall be
20 appointed by the Governor of New Jersey with the advice and
21 consent of the Senate of New Jersey, for terms of five years,
22 and in case of a vacancy occurring in the office of commissioner
23 during a recess of the Legislature, it may be filled by the
24 Governor by an ad interim appointment, which shall expire at the
25 end of the next regular session of the Senate unless a successor
26 shall be sooner appointed and qualify and, after the end of the
27 session, no ad interim appointment to the same vacancy shall be
28 made unless the Governor shall have submitted to the Senate a
29 nomination to the office during the session and the Senate shall
30 have adjourned without confirming or rejecting it; and no person

1 nominated for any such vacancy shall be eligible for an ad
2 interim appointment to such office if the nomination shall have
3 failed of confirmation by the Senate.

4 Six of the eight commissioners for the Commonwealth of
5 Pennsylvania shall be appointed by the Governor of Pennsylvania
6 for terms of five years. The Auditor General and the State
7 Treasurer of said Commonwealth shall, ex-officio, be
8 commissioners for said Commonwealth, each having the privilege
9 of appointing a representative to serve in his place at any
10 meeting of the commission which he does not attend personally.

11 Any commissioner who is an elected public official shall have
12 the privilege of appointing a representative to serve and act in
13 his place at any meeting of the commission which he does not
14 attend personally.

15 Pennsylvania commissioners who are not ex-officio members of
16 the commission shall be confirmed by a majority of the members
17 elected to the Pennsylvania Senate.

18 All commissioners shall continue to hold office after the
19 expiration of the terms for which they are appointed or elected
20 until their respective successors are appointed and qualify, but
21 no period during which any commissioner shall hold over shall be
22 deemed to be an extension of his term of office for the purpose
23 of computing the date on which his successor's term expires.

24 Section 2. The Governor shall not enter into a supplemental
25 compact or agreement on behalf of the Commonwealth of
26 Pennsylvania until passage by the State of New Jersey of a
27 substantially similar act embodying a supplemental compact or
28 agreement between the two states.

29 Section 3. The Governor shall publish the date of execution
30 of any supplemental compact or agreement referenced in section 2

1 as a notice in the Pennsylvania Bulletin.

2 Section 4. The supplemental compact or agreement authorized
3 by this act shall become operative and effective upon
4 publication of the notice provided for under section 3 of this
5 act.

6 Section 5. This act shall take effect immediately.