

32:11E-1 et seq.

**LEGISLATIVE HISTORY CHECKLIST**  
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(Delaware River & Bay  
Authority--establish)

**NJSA:** 32:11E-1 et seq.

**LAWS OF:** 1961 **CHAPTER:** 66

**BILL NO:** S15

**SPONSOR(S):** Waddington and Sandman

**DATE INTRODUCED:** January 16, 1961

**COMMITTEE:** **ASSEMBLY:** Federal  
**SENATE:** Federal and Interstate Relations

**AMENDED DURING PASSAGE:** No

**DATE OF PASSAGE:** **ASSEMBLY:** June 2, 1961  
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**FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:**

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**COMMITTEE STATEMENT:** **ASSEMBLY:** No  
**SENATE:** No

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**MESSAGE ON SIGNING:** No

**FOLLOWING WERE PRINTED:**

**REPORTS:** No

**HEARINGS:** No

974.90 Delaware.  
D343 Joint report of Delaware and New Jersey confrees to the  
1959 governors of both states...compact and collateral enabling  
legislation. October 29, 1959. Philadelphia, 1959.

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SENATE, No. 15

STATE OF NEW JERSEY

INTRODUCED JANUARY 16, 1961

By Senators WADDINGTON and SANDMAN

Referred to Committee on Federal and Interstate Relations

AN ACT to provide for an interstate compact with the State of Delaware to establish "The Delaware River and Bay Authority," defining the purposes, powers and duties thereof, exercising certain powers therein reserved to the State of New Jersey for the establishment and operation of said authority, and providing for the operation of the Delaware Memorial Bridge.

1 BE IT ENACTED *by the Senate and General Assembly of the State of New*  
2 *Jersey:*

1 1. The State of New Jersey hereby agrees with the State of Delaware,  
2 upon enactment by the State of Delaware of legislation having the same  
3 effect as this section, to the following compact:

DELAWARE-NEW JERSEY COMPACT

4 WHEREAS, The State of Delaware and New Jersey are separated by the  
5 Delaware river and bay which create a natural obstacle to the uninter-  
6 rupted passage of traffic other than by water and with normal commercial  
7 activity between the 2 States thereby hindering the economic growth and  
8 development of those areas in both States which border the river and  
9 bay; and

10 WHEREAS, The pressures of existing trends from increasing traffic, growing  
11 population and greater industrialization indicate the need for closer co-  
12 operation between the 2 States in order to advance the economic develop-

13 ment and to improve crossings, transportation, terminal and other fa-  
 14 cilities of the area; and

15 WHEREAS, The financing, construction, operation and maintenance of such  
 16 crossings, transportation, terminal and other facilities of commerce and  
 17 the over-all planning for future economic development of the area may  
 18 be best accomplished for the benefit of the 2 States and their citizens,  
 19 the region and nation, by the cordial co-operation of Delaware and New  
 20 Jersey by and through a joint or common agency or authority;

21 Now THEREFORE, The State of Delaware and the State of New Jer-  
 22 sey, do hereby solemnly covenant and agree, each with the other as  
 23 follows:

#### ARTICLE I

##### SHORT TITLE

24 This compact shall be known as the "Delaware-New Jersey Compact."

#### ARTICLE II

##### DEFINITIONS

25 "Crossing" means any structure or facility adapted for public use in  
 26 crossing the Delaware river or bay between the States, whether by bridge,  
 27 tunnel, ferry or other device, and by any vehicle or means of transportation  
 28 of persons or property, as well as all approaches thereto and connecting and  
 29 service routes and all appurtenances and equipment relating thereto.

30 "Transportation facility" and "terminal facility" mean any structure  
 31 or facility other than a crossing as herein defined, adapted for public use  
 32 within each of the States party hereto in connection with the transportation  
 33 of persons or property, including railroads, motor vehicles, watercraft, air-  
 34 ports and aircraft, docks, wharves, piers, slips, basins, storage places, sheds,  
 35 warehouses, and every means or vehicle of transportation now or hereafter  
 36 in use for the transportation of persons and property or the storage, han-  
 37 dling or loading of property, as well as all appurtenances and equipment re-  
 38 lated thereto.

39 "Appurtenances" and "equipment" mean all works, buildings, struc-  
 40 tures, devices, appliances and supplies, as well as every kind of mechanism,  
 41 arrangement, object or substance related to and necessary or convenient for  
 42 the proper construction, equipment, maintenance, improvement and opera-  
 43 tion of any crossing, transportation facility or terminal facility.

44 "Project" means any undertaking or program for the acquisition or  
 45 creation of any crossing, transportation facility or terminal facility, or any  
 46 part thereof, as well as for the operation, maintenance and improvement  
 47 thereof.

48 "Tunnel" means a tunnel of 1 or more tubes.

49 "Governor" means any person authorized by the Constitution and law  
 50 of each State to exercise the functions, powers and duties of that office.

51 "Authority" means the authority created by this compact or any agency  
 52 successor thereto.

53 The singular whenever used herein shall include the plural, and the  
 54 plural shall include the singular.

### ARTICLE III

#### FAITHFUL CO-OPERATION

55 They agree to and pledge, each to the other, faithful co-operation in the ef-  
 56 fectuation of this compact and any future amendment or supplement thereto,  
 57 and of any legislation expressly in implementation thereof hereafter en-  
 58 acted, and in the planning, development, financing, construction, operation,  
 59 maintenance and improvement of all projects entrusted to the authority  
 60 created by this compact.

### ARTICLE IV

#### ESTABLISHMENT OF AGENCY; PURPOSES

61 The 2 States agree that there shall be created and they do hereby create  
 62 a body politic, to be known as "The Delaware River and Bay Authority"  
 63 (for brevity hereinafter referred to as the "authority"), which shall con-  
 64 stitute an agency of government of the State of Delaware and the State of

65 New Jersey for the following general public purposes, and which shall be  
66 deemed to be exercising essential government functions in effectuating such  
67 purposes, to wit:

68 (a) The planning, financing, development, construction, purchase, lease,  
69 maintenance, improvement and operation of crossings between the States of  
70 Delaware and New Jersey across the Delaware river or bay at any location  
71 south of the boundary line between the State of Delaware and the Common-  
72 wealth of Pennsylvania as extended across the Delaware river to the New  
73 Jersey shore of said river, together with such approaches or connections  
74 thereto as in the judgment of the authority are required to make adequate  
75 and efficient connections between such crossings and any public highway or  
76 other routes in the State of Delaware or in the State of New Jersey; and

77 (b) The planning, financing, development, construction, purchase, lease,  
78 maintenance, improvement and operation of any transportation or terminal  
79 facility within those areas of both States which border on or are adjacent to  
80 the Delaware river or bay south of the aforesaid line and which in the judg-  
81 ment of the States is required for the sound economic development of the  
82 area; and

83 (c) The performance of such other functions as may be hereafter en-  
84 trusted to the authority by concurrent legislation expressly in implementa-  
85 tion hereof.

86 The authority shall not undertake any project or part thereof, other than  
87 a crossing, without having first secured approval thereof by concurrent  
88 legislation of the 2 States expressly in implementation hereof.

#### ARTICLE V

##### COMMISSIONERS

89 The authority shall consist of 10 commissioners, 5 of whom shall be resi-  
90 dents of and qualified to vote in, and shall be appointed from, the State of  
91 Delaware, and 5 of whom shall be residents of and qualified to vote in, and  
92 shall be appointed from, the State of New Jersey; not more than 3 of the

93 commissioners of each State shall be of the same political party; the com-  
94 missioners for each State shall be appointed in the manner fixed and deter-  
95 mined from time to time by the law of each State respectively. Each com-  
96 missioner shall hold office for a term of 5 years, and until his successor  
97 shall have been appointed and qualified, but the terms of the first commis-  
98 sioners shall be so designated that the term of 1 commissioner from each  
99 State shall expire each year. All terms shall run to July 1. Any vacancy,  
100 however created, shall be filled for the unexpired term only. Any commis-  
101 sioner may be suspended or removed from office as provided by law of the  
102 State from which he shall be appointed.

103 Commissioners shall be entitled to reimbursement for necessary expenses  
104 to be paid only from revenues of the authority and may not receive any  
105 other compensation for services to the authority except such as may from  
106 time to time be authorized from such revenues by concurrent legislation.

## ARTICLE VI

### BOARD ACTION

107 The commissioners shall have charge of the authority's property and  
108 affairs and shall, for the purpose of doing business, constitute a board; but  
109 no action of the commissioners shall be binding or effective unless taken at a  
110 meeting at which at least 3 commissioners from each State are present, and un-  
111 less at least 3 commissioners from each State shall vote in favor thereof. The  
112 vote of any 1 or more of the commissioners from each State shall be subject  
113 to cancellation by the Governor of such State at any time within 10 days  
114 (Saturdays, Sundays and public holidays in the particular State excepted)  
115 after receipt at the Governor's office of a certified copy of the minutes of the  
116 meeting at which such vote was taken. Each State may provide by law for  
117 the manner of delivery of such minutes, and for notification of the action  
118 thereon.

## ARTICLE VII

## GENERAL POWERS

119 For the effectuation of its authorized purposes, the authority is hereby  
120 granted the following powers:

121 a. To have perpetual succession.

122 b. To adopt and use an official seal.

123 c. To elect a chairman and a vice-chairman from among the commis-  
124 sioners. The chairman and vice-chairman shall be elected from different  
125 States, and shall each hold office for 2 years. The chairmanship and vice-  
126 chairmanship shall be alternated between the 2 States.

127 d. To adopt by-laws to govern the conduct of its affairs by the board of  
128 commissioners, and it may adopt rules and regulations and may make appro-  
129 priate orders to carry out and discharge its powers, duties and functions,  
130 but no by-law, or rule, regulation or order shall take effect until it has been  
131 filed with the Secretary of State of each State or in such other manner in  
132 each State as may be provided by the law thereof. In the establishment of  
133 rules, regulations and orders respecting the use of any crossing, transporta-  
134 tion or terminal facility owned or operated by the authority, including ap-  
135 proach roads, it shall consult with appropriate officials of both States in  
136 order to insure, as far as possible, uniformity of such rules, regulations and  
137 orders with the law of both States.

138 e. To appoint, or employ, such other officers, agents, attorneys, engineers  
139 and employees as it may require for the performance of its duties and to  
140 fix and determine their qualifications, duties, compensation, pensions, terms  
141 of office and all other conditions and terms of employment and retention.

142 f. To enter into contracts and agreements with either State or with the  
143 United States, or with any public body, department, or other agency of  
144 either State or of the United States or with any individual, firm or corpora-  
145 tion, deemed necessary or advisable for the exercise of its purposes and  
146 powers.

147 g. To accept from any government or governmental department, agency  
148 or other public or private body, or from any other source, grants or contri-  
149 butions of money or property as well as loans, advances, guarantees, or other  
150 forms of financial assistance which it may use for or in aid of any of its  
151 purposes.

152 h. To acquire (by gift, purchase or condemnation), own, hire, lease, use,  
153 operate and dispose of property, whether real, personal or mixed, or of any  
154 interest therein, including any rights, franchise and property for any cross-  
155 ing, facility or other project owned by another, and which the authority is  
156 authorized to own and operate.

157 i. To designate as express highways, and control public and private ac-  
158 cess thereto, all or any approaches to any crossing or other facility of the  
159 authority for the purpose of connecting the same with any highway or other  
160 route in either State.

161 j. To borrow money and to evidence such loans by bonds, notes or other  
162 obligations, either secured or unsecured, and either in registered or unreg-  
163 istered form, and to fund or refund such evidences of indebtedness, which  
164 may be executed with facsimile signatures of such persons as may be desig-  
165 nated by the authority and by a facsimile of its corporate seal.

166 k. To procure and keep in force adequate insurance or otherwise pro-  
167 vide for the adequate protection of its property, as well as to indemnify it  
168 or its officers, agents or employees against loss or liability with respect to  
169 any risk to which it or they may be exposed in carrying out any function  
170 hereunder.

171 l. To grant the use of, by franchise, lease or otherwise, and to make  
172 charges for the use of, any crossing, facility or other project or property  
173 owned or controlled by it.

174 m. To exercise the right of eminent domain to acquire any property or  
175 interest therein.

176 n. To determine the exact location, system and character of and all other  
177 matters in connection with any and all crossings, transportation or terminal

178 facilities or other projects which it may be authorized to own, construct,  
179 establish, effectuate, operate or control.

180 o. To exercise all other powers not inconsistent with the Constitutions  
181 of the 2 States or of the United States, which may be reasonably necessary  
182 or incidental to the effectuation of its authorized purposes or to the exercise  
183 of any of the foregoing powers, except the power to levy taxes or assess-  
184 ments, and generally to exercise in connection with its property and affairs,  
185 and in connection with property within its control, any and all powers which  
186 might be exercised by a natural person or a private corporation in connec-  
187 tion with similar property and affairs.

## ARTICLE VIII

### ADDITIONAL POWERS

188 For the purpose of effectuating the authorized purposes of the author-  
189 ity, additional powers may be granted to the authority by legislation of  
190 either State without the concurrence of the other, and may be exercised  
191 within such State, or may be granted to the authority by Congress and ex-  
192 ercised by it; but no additional duties or obligations shall be undertaken by  
193 the authority under the law of either State or of Congress without author-  
194 ization by the law of both States.

## ARTICLE IX

### EMINENT DOMAIN

195 If the authority shall find and determine that any property or interest  
196 therein is required for a public use because in furtherance of the purposes  
197 of the authority, said determination shall not be affected by the fact that  
198 such property has theretofore been taken over or is then devoted to a public  
199 use, but the public use in the hands or under the control of the authority,  
200 shall be deemed superior to the public use for which it has theretofore been  
201 taken or to which it is then devoted.

202 In any condemnation proceeding in connection with the acquisition by  
203 the authority of property or property rights of any character in either  
204 State and the right of inspection and immediate entry thereon, through the

205 exercise by it of its power of eminent domain, any existing or future law or  
206 rule of court of the State in which such property is located with respect to  
207 the condemnation of property for the construction, reconstruction and  
208 maintenance of highways therein, shall control. The authority shall have  
209 the same power and authority with respect thereto as the State agency named  
210 in any such law; provided that nothing herein contained shall be construed  
211 as requiring joint or concurrent action by the 2 States with respect to the  
212 enactment, repeal or amendment of any law or rule of court on the subject  
213 of condemnation under which the authority may proceed by virtue of this  
214 article.

215 If the established grade of any street, avenue, highway or other route  
216 shall be changed by reason of the construction by the authority of any work  
217 so as to cause loss or injury to any property abutting on such street, avenue,  
218 highway or other route, the authority may enter into voluntary agreements  
219 with such abutting property owners and pay reasonable compensation for any  
220 loss or injury so sustained, whether or not it be compensable as damages under  
221 the condemnation law of the State.

222 The power of the authority to acquire property by condemnation shall  
223 be a continuing power, and no exercise thereof shall be deemed to exhaust it.

## ARTICLE X

### REVENUES AND APPLICATION

224 The authority is hereby authorized to establish, levy and collect such  
225 tolls and other charges as it may deem necessary, proper or desirable, in  
226 connection with any crossing, transportation or terminal facility or other  
227 project which it is or may be authorized at any time to construct, own, oper-  
228 ate or control, and the aggregate of said tolls and charges shall be at least  
229 sufficient (1) to meet the combined expenses of operation, maintenance and  
230 improvement thereof, (2) to pay the cost of acquisition or construction, in-  
231 cluding the payment, amortization and retirement of bonds or other secur-  
232 ities or obligations assumed, issued or incurred by the authority, together

233 with interest thereon and (3) to provide reserves for such purposes; and the  
 234 authority is hereby authorized and empowered, subject to prior pledges, if  
 235 any, to pledge such tolls and other revenues or any part thereof as security  
 236 for the repayment with interest of any moneys borrowed by it or advanced  
 237 to it for its authorized purposes and as security for the satisfaction of any  
 238 other obligations assumed by it in connection with such loans or advances.  
 239 There shall be allocated to the cost of the acquisition, construction, oper-  
 240 ation, maintenance and improvement of such facilities and projects, such  
 241 proportion of the general expenses of the authority as it shall deem properly  
 242 chargeable thereto.

## ARTICLE XI

### COVENANT WITH BONDHOLDERS

243 The 2 said States covenant and agree with each other and with the holders  
 244 of any bonds or other securities or obligations of the authority, assumed,  
 245 issued or incurred by it and as security for which there may be pledged the  
 246 tolls and revenues or any part thereof of any crossing, transportation or  
 247 terminal facility or other project, that the 2 said States will not, so long as  
 248 any of such bonds or other obligations remain outstanding and unpaid, di-  
 249 minish or impair the power of the authority to establish, levy and collect  
 250 tolls and other charges in connection therewith, and that neither of the 2  
 251 said States will, so long as any of such bonds or other obligations remain  
 252 outstanding and unpaid, authorize any crossing of the Delaware river or  
 253 Delaware bay south of the line mentioned in Article IV (a) of this compact,  
 254 by any person or body other than the authority; unless, in either case, ad-  
 255 equate provision shall be made by law for the protection of those advancing  
 256 money upon such obligations.

## ARTICLE XII

### SECURITIES LAWFUL INVESTMENTS

257 The bonds or other securities or obligations which may be issued by  
 258 the authority pursuant to this compact, or any amendments hereof or supple-

259 ments hereto, are hereby declared to be negotiable instruments, and are  
260 hereby made securities in which all State and municipal officers and bodies  
261 of each State, all banks, bankers, trust companies, savings banks, building  
262 and loan associations, saving and loan associations, investment companies  
263 and other persons carrying on a banking business, all insurance companies,  
264 insurance associations and other persons carrying on an insurance business,  
265 and all administrators, executors, guardians, trustees and other fiduciaries  
266 and all other persons whatsoever who are now or may hereafter be author-  
267 ized to invest in bonds or other obligations of either State, may properly  
268 and legally invest any funds, including capital, belonging to them or within  
269 their control; and said obligations are hereby made securities which may  
270 properly and legally be deposited with and shall be received by any State  
271 or municipal officer or agency of either State for any purpose for which the  
272 deposit of bonds or other obligations of such State is now or may hereafter  
273 be authorized.

### ARTICLE XIII

#### TAX STATUS

274 The powers and functions exercised by the authority under this compact  
275 and any amendments hereof or supplements hereto are and will be in all re-  
276 spects for the benefit of the people of the States of Delaware and New Jer-  
277 sey, the region and nation, for the increase of their commerce and prosper-  
278 ity and for the enhancement of their general welfare. To this end, the  
279 authority shall be regarded as performing essential governmental functions  
280 in exercising such powers and functions and in carrying out the provisions  
281 of this compact and of any law relating thereto, and shall not be required to  
282 pay any taxes or assessments of any character, levied by either State or  
283 political subdivision thereof, upon any of the property used by it for such  
284 purposes, or any income or revenue therefrom, including any profit from a  
285 sale or exchange. The bonds or other securities or obligations issued by the  
286 authority, their transfer and the interest paid thereon or income therefrom,

287 including any profit from a sale or exchange, shall at all times be free from  
288 taxation by either State or any subdivision thereof.

#### ARTICLE XIV

##### JURISDICTION; USE OF LANDS

289 Each of the 2 States hereby consents to the use and occupancy by the  
290 authority of any lands and property of the authority in such State for the  
291 construction, operation, maintenance or improvement of any crossing, trans-  
292 portation or terminal facility or other project which it is or may be author-  
293 ized at any time to construct, own or operate, including lands lying under  
294 water.

#### ARTICLE XV

##### REVIEW AND ENFORCEMENT OF RULES

295 Judicial proceedings to review any by-law, rule, regulation, order or  
296 other action of the authority or to determine the meaning or effect thereof,  
297 may be brought in such court of each State, and pursuant to such law or  
298 rules thereof, as a similar proceeding with respect to any agency of such  
299 State might be brought.

300 Each State may provide by law what penalty or penalties shall be im-  
301 posed for violation of any lawful rule, regulation or order of the authority,  
302 and, by law or rule of court, for the manner of enforcing the same.

#### ARTICLE XVI

##### NO PLEDGE OF CREDIT

303 The authority shall have no power to pledge the credit or to create any  
304 debt or liability of the State of Delaware, of the State of New Jersey, or of  
305 any other agency or of any political subdivision of said States.

#### ARTICLE XVII

##### LOCAL CO-OPERATION

306 All municipalities, political subdivisions and every department, agency  
307 or public body of each of the States are hereby authorized and empowered  
308 to co-operate with, aid and assist the authority in effectuating the provisions  
309 of this compact and of any amendment hereof or supplement hereto.

## ARTICLE XVIII

## DEPOSITARIES

310 All banks, bankers, trust companies, savings banks and other persons  
311 carrying on a banking business under the laws either State are author-  
312 ized to give security for the safekeeping and prompt payment of moneys of  
313 the authority deposited by it with them, in such manner and form as may  
314 be required by and may be approved by the authority, which security may  
315 consist of a good and sufficient undertaking with such sureties as may be  
316 approved by the authority, or may consist of the deposit with the authority  
317 or other depository approved by the authority as collateral of such secur-  
318 ities as the authority may approve.

## ARTICLE XIX

## AGENCY POLICE

319 Members of the police force established by the authority, regardless of  
320 their residence, shall have in each State, on the crossings, transportation or  
321 terminal facilities and other projects and the approaches thereto, owned,  
322 operated or controlled by the authority, and at such other places and under  
323 such circumstances as the law of each State may provide, all the powers of  
324 investigation, detention and arrest conferred by law on peace officers, sheriffs  
325 or constables in such State or usually exercised by such officers in each State.

## ARTICLE XX

## REPORTS AND AUDITS

326 The authority shall make annual reports to the Governors and Legisla-  
327 tures of the State of Delaware and the State of New Jersey, setting forth in  
328 detail its operations and transactions, and may make such additional reports  
329 from time to time to the Governors and Legislatures as it may deem desirable.

330 It shall, at least annually, cause an independent audit of its fiscal af-  
331 fairs to be made and shall furnish a copy of such audit report together with  
332 such additional information or data with respect to its affairs as it may deem  
333 desirable to the Governors and Legislatures of each State.

334 It shall furnish such information or data with respect to its affairs as  
 335 may be requested by the Governor or Legislature of each State.

## ARTICLE XXI

### BOUNDARIES UNAFFECTED

336 The existing territorial or boundary lines of the States, or the juris-  
 337 diction of the 2 States established by said boundary lines, shall not be  
 338 changed hereby.

1 2. The commissioners for the State of New Jersey, provided for in  
 2 Article V of the compact set out in section 1 hereof, shall be appointed by the  
 3 Governor with the advice and consent of the Senate, and 3 of the 5 commis-  
 4 sioners shall, at the time of their appointment, be residents of the area em-  
 5 braced by the counties of Salem, Cumberland and Cape May. Immediately  
 6 upon enactment of this act, the Governor may so appoint the first commis-  
 7 sioners for the State of New Jersey, notwithstanding that the said compact  
 8 may not have yet taken effect. The persons nominated by him to serve as  
 9 the first commissioners shall be authorized to sign duplicate originals of said  
 10 compact on the part of the State of New Jersey and to apply to Congress for  
 11 such consent thereto as may be required by law, although they may not then  
 12 have been confirmed or have taken their oath of office.

1 3. If the consent of Congress to the making of said compact shall be  
 2 given on or before July 1, 1961, the said compact shall take effect on July  
 3 1, 1961; but if such consent shall be given after July 1, 1961, then the said  
 4 compact shall take effect on the date of such consent. The first commission-  
 5 ers for New Jersey may take office on or after the date on which the said  
 6 compact takes effect, but the designation of their terms so that the term of  
 7 1 such commissioner shall expire each year shall be computed from July 1,  
 8 1961, notwithstanding that the compact may not become effective until a later  
 9 date.

1 4. Each commissioner for the State of New Jersey shall be deemed a  
 2 State officer and subject to investigation, inquiry and removal upon the same  
 3 grounds and procedures as may be provided by the law of this State in the

4 case of an officer or employee who receives his compensation from the State  
5 of New Jersey.

1 5. No commissioner for the State of New Jersey shall receive any compen-  
2 sation for his services to the authority, either from the revenues of the au-  
3 thority or otherwise, but shall be entitled to reimbursement of necessary ex-  
4 penses out of revenues, as provided in said compact.

1 6. As soon as possible after the taking of any action by the commis-  
2 sioners of the authority, they shall cause the minutes thereof to be pre-  
3 pared in writing and shall cause 3 copies thereof, duly certified as true  
4 copies by the secretary, to be delivered to the Governor, either by handing  
5 the same personally to him or to some person in charge of his offices, or by  
6 mailing the same to him at his offices by certified mail, return receipt re-  
7 quested. They shall also cause 1 copy thereof to be similarly delivered to  
8 the Secretary of State. In the event that the Governor shall act to cancel  
9 the vote of any 1 or more of the commissioners for the State of New Jer-  
10 sey, he shall sign a statement of cancellation, identifying the vote so canceled  
11 by reference to the minutes where said vote appears, on or before the ter-  
12 mination of the time provided for such action by Article VI of said compact,  
13 and the said vote shall thereupon be deemed to be canceled. At any time  
14 prior to the expiration of the time provided by said compact for such cancel-  
15 lation, the Governor may sign a statement of approval of any such vote, in  
16 which case the vote so approved shall not thereafter be canceled. Upon the  
17 signing of a statement of cancellation or approval, the Governor shall cause  
18 a true copy thereof to be delivered to the secretary of the authority by hav-  
19 ing the same handed to him personally or by mailing the same to him by  
20 certified mail, return receipt requested, and shall also cause a true copy  
21 thereof to be affixed to the copies of said minutes in his possession and to the  
22 copy in the possession of the Secretary of State.

23 Except as provided in the act, no action taken at any meeting of The  
24 Delaware River and Bay Authority by any commissioner appointed from  
25 the State of New Jersey shall have any force or effect until the expiration

26 of the period herein provided without cancellation by the Governor, or un-  
27 til his approval, whichever first occurs.

1       7. The authority shall furnish for each year an independent audit of its  
2 fiscal affairs, in which items of current and capital nature shall be separately  
3 set forth, and shall cause 1 copy of the report on such audit to be delivered  
4 to the State Auditor and 3 copies to be delivered to the Governor.

1       8. The authority shall, from and after the effective date of this act be  
2 the agent of the States of Delaware and New Jersey in connection with the  
3 construction, operation, maintenance, improvement and control of the said  
4 bridge which was constructed pursuant to legislation enacted in said States,  
5 being 45 laws of Delaware, chapters 274, 275 and 334, and P. L. 1946, chapter 18  
6 of the laws of New Jersey, and commonly known as "The Delaware Memorial  
7 Bridge."

1       9. Subject to the rights of the holders of bonds heretofore or hereafter  
2 issued, as set forth in any applicable statute, resolution, indenture or other  
3 instrument, said authority, as agent for said bridge, shall be deemed the  
3a successor, for all purposes touching the said bridge, of the Delaware Inter-  
4 state Highway Division (successor to the Delaware State Highway Depart-  
5 ment), and shall thereafter deal with said bridge as a crossing as the same  
6 is defined in said compact.

1       10. Upon first organizing, and to provide for an orderly transition, the  
2 authority shall promptly arrange with the Delaware Interstate Highway  
3 Division for the preparation of an independent audit and accounting of its  
4 assets, liabilities and operations, and for the fixing of a date upon which the  
5 books and records of said division shall be closed and from and after which  
6 the authority shall undertake operation and control of the said bridge; and it  
7 shall at the same time provide for the assumption by it of all outstanding  
8 obligations of the said Delaware Interstate Highway Division for the con-  
9 struction, maintenance, improvement and operation of the said bridge and  
10 for the acceptance by it of all personnel, maps, books, records, revenues,  
11 funds and other assets relating thereto.

1 11. If any term or provision of this act shall be determined to be in  
2 conflict with paramount law, such term or provision shall be enforced and  
3 effectuated to the extent that it is not so determined, and shall, in any event,  
4 be deemed severable from the remaining terms or provisions hereof.

1 12. Sections 2 and 11 of this act shall take effect immediately; and the  
2 remaining sections shall take effect upon the enactment by the State of Dela-  
3 ware of legislation for the entering into of the said compact, for the transfer  
4 of the operation of the said bridge to the authority, and upon the granting  
5 of the consent of Congress thereto and the enactment by the Congress of an  
6 amendment of 60 Stat. 533 to eliminate the present requirement for the  
7 cessation of tolls for the use of the said bridge upon the payment of bonds  
8 presently outstanding; and if such legislation has already been enacted and  
9 such consent already given, then this act shall take effect immediately.