



NEW JERSEY GOVERNMENT RECORDS COUNCIL
Administrative Complaint Disposition – Request Made to a Non-Public Agency

Lisa Ryan
Complainant

GRC Complaint No. 2025-123

v.

Delaware River Port Authority
Custodial Agency

Custodian of Record: N/A¹
Request Received by Custodian: Unknown
GRC Complaint Received: May 29, 2025

Complaint Disposition: The Complainant submitted an OPRA request to an agency that is not a public agency as defined in OPRA. Delaware River Port Authority is a bi-state agency created by a Compact between the Commonwealth of Pennsylvania and the State of New Jersey that does not explicitly provide that OPRA applies thereto. Further, there is no complementary or parallel legislation since the definitions contained in OPRA do not suggest any intent on the part of the Legislature to extend its application to bi-state agencies. See Verry v. Franklin Fire Dist. No. 1, 230 N.J. 285 (2017); Frey v. Delaware Valley Reg'l Planning Comm'n, GRC Complaint No. 2012-139 (June 2013).

Applicable OPRA Provision: “‘Public agency’ or ‘agency’ means any of the principal departments in the Executive Branch of State Government, and any division, board, bureau, office, commission or other instrumentality within or created by such department; the Legislature of the State and any office, board, bureau or commission within or created by the Legislative Branch; and any independent State authority, commission, instrumentality or agency. The terms also mean any political subdivision of the State or combination of political subdivisions, and any division, board, bureau, office, commission or other instrumentality within or created by a political subdivision of the State or combination of political subdivisions, and any independent authority, commission, instrumentality or agency created by a political subdivision or combination of political subdivisions.” N.J.S.A. 47:1A-1.1 (emphasis added).

This is the final administrative determination in this matter. Any further review should be pursued in the Appellate Division of the Superior Court of New Jersey within forty-five (45) days. Information about the appeals process can be obtained from the Appellate Division Clerk’s Office, Hughes Justice Complex, 25 W. Market St. PO Box 006, Trenton, NJ 08625-0006.

Effective Date of Disposition: June 24, 2025

¹ Raymond J. Santarelli is identified as the Delaware River Port Authority’s “Right to Know/Open Records Officer.”



Prepared By: Maria M. Rossi
Staff Attorney

Date: June 17, 2025

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