

MISCELLANEOUS COMMISSIONS  
OVERVIEW

**Mission and Goals**

Miscellaneous Commissions are agencies with missions that extend beyond a single department within the State. This summary of Miscellaneous Commissions concerns only those that receive State funds. In some instances, they may extend to one or more states, and were created as an interstate–federal compact. Compacts take effect upon Congressional approval of identical State laws in each participating state. For example, an interstate commission operates in conjunction with executive departments in several states, with each member state exercising equal power in the decision making process. Such compacts are necessary, as an action taken by one state frequently has ramifications in another state.

While compacts are created to allow commissions to offer a variety of functions, such as the Port Authority of New York and New Jersey, the services of the Miscellaneous Commissions described here are provided in two distinct areas: science and technical programs and governmental review. The Delaware River Basin Commission and the Interstate Environmental Commission are engaged in science and technology programs, and governmental review activities are conducted by the Council on Local Mandates.

**Budget Highlights**

The Fiscal 2010 Budget for Miscellaneous Commissions totals \$1.5 million, the same level as the fiscal 2009 adjusted appropriation.

**Delaware River Basin Commission**

This Commission, under the Delaware River Basin Compact, operates as a regional agency for the planning, conservation, utilization, development, management, and control of water and related natural resources of the Delaware River Basin. The Compact includes Delaware, New Jersey, New York, the Commonwealth of Pennsylvania, and the federal government. Each year the Commission proposes a water resources program to be undertaken in conjunction with other governmental and private agencies, organizations, and individuals over a six–year period, or another reasonable, specified time period. The Commission is empowered to allocate the waters of the Basin to and among the states and their respective political subdivisions, and to impose related conditions, obligations, and release requirements, subject to certain limitations. Also, it is empowered to acquire, operate, and control projects and facilities for the storage and release of waters, and may assess water users for any imposed costs. The Commission may conduct

investigations and surveys, and design, acquire, construct, operate, and maintain projects and facilities for the purposes of controlling potential pollution, abating existing pollution, and reducing flood damage. Additionally, it has the power to restrict the use of property within areas of the flood plain in order to minimize flood hazards.

The Commission provides for the development of water–related public sports and recreational facilities through the construction, maintenance, and administration of such facilities. It may develop and operate, or authorize to be developed and operated, dams and related facilities and equipment for the purpose of generating hydroelectric power. The fiscal 2010 recommendation represents New Jersey’s share of the Commission’s budget.

**Interstate Environmental Commission**

The Commission is an agency created by the states of New Jersey, New York, and Connecticut through enabling legislation and a tri–state compact. The Commission plans and coordinates activities designed to abate water pollution in waterways common to the three states. It establishes rules, regulations, and orders related to its purpose and may rely on the courts for enforcement, if required. In addition, the Commission is the official planning and coordinating agency for the New Jersey, New York, and Connecticut air quality control region, though it does not have air pollution abatement enforcement powers. The Commission’s program plan is designed to provide an effective coordinated approach to regional environmental problems. The Commission conducts research, testing, and development, and disseminates data to other public and private organizations or agencies. It does sampling to track sources of air pollutants and refers complaints, with data necessary to support corrective action, to the appropriate agency or agencies of the states. The fiscal 2010 recommendation reflects New Jersey’s contribution to the Commission’s total operating budget.

**Council On Local Mandates**

The nine–member Council was created by P.L.1996, c.24, to implement a constitutional amendment approved by New Jersey voters in the 1995 general election. The Council reviews complaints filed by counties, municipalities, or school districts, or by a county executive or elected mayor, and issues written rulings on whether a statute, rule, or regulation constitutes an impermissible, unfunded State mandate.

MISCELLANEOUS COMMISSIONS  
SUMMARY OF APPROPRIATIONS BY FUND  
(thousands of dollars)

Year Ending June 30, 2008					Year Ending June 30, 2010		
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended	2009 Adjusted Approp.	Requested	Recommended
<b>GENERAL FUND</b>							
1,444	1	8	1,453	1,452	1,456	1,456	1,456
<b>1,444</b>	<b>1</b>	<b>8</b>	<b>1,453</b>	<b>1,452</b>	<b>1,456</b>	<b>1,456</b>	<b>1,456</b>
<b>1,444</b>	<b>1</b>	<b>8</b>	<b>1,453</b>	<b>1,452</b>	<b>1,456</b>	<b>1,456</b>	<b>1,456</b>
<i>Total Appropriation, Miscellaneous Commissions</i>							
					<b>1,456</b>	<b>1,456</b>	<b>1,456</b>

# MISCELLANEOUS COMMISSIONS

## SUMMARY OF APPROPRIATIONS BY PROGRAM (thousands of dollars)

Year Ending June 30, 2008					Year Ending June 30, 2010			
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended		2009 Adjusted Approp.	Requested	Recommended
					<b>DIRECT STATE SERVICES – GENERAL FUND</b>			
					<b>Science and Technical Programs</b>			
893	---	---	893	893	Delaware River Basin Commission	893	893	893
383	---	---	383	383	Interstate Environmental Commission	383	383	383
<u>1,276</u>	<u>---</u>	<u>---</u>	<u>1,276</u>	<u>1,276</u>	<i>Subtotal</i>	<u>1,276</u>	<u>1,276</u>	<u>1,276</u>
					<b>Governmental Review and Oversight</b>			
168	1	8	177	176	Council On Local Mandates	180	180	180
<u>168</u>	<u>1</u>	<u>8</u>	<u>177</u>	<u>176</u>	<i>Subtotal</i>	<u>180</u>	<u>180</u>	<u>180</u>
<u>1,444</u>	<u>1</u>	<u>8</u>	<u>1,453</u>	<u>1,452</u>	<i>Total Direct State Services – General Fund</i>	<u>1,456</u>	<u>1,456</u>	<u>1,456</u>
<u>1,444</u>	<u>1</u>	<u>8</u>	<u>1,453</u>	<u>1,452</u>	<b>TOTAL DIRECT STATE SERVICES</b>	<u>1,456</u>	<u>1,456</u>	<u>1,456</u>
<u>1,444</u>	<u>1</u>	<u>8</u>	<u>1,453</u>	<u>1,452</u>	<i>Total Appropriation, Miscellaneous Commissions</i>	<u>1,456</u>	<u>1,456</u>	<u>1,456</u>

### 40. COMMUNITY DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT

#### 43. SCIENCE AND TECHNICAL PROGRAMS

#### 9130. INTERSTATE ENVIRONMENTAL COMMISSION

##### OBJECTIVES

- To restore to usefulness, within a reasonable time and in an economical manner, areas of the Interstate Environmental Commission District which are presently blighted from water pollution.
- To plan and coordinate activities to control and prevent air pollution in the region through the development of compatible standards and implementation plans.

##### PROGRAM CLASSIFICATIONS

03. **Interstate Environmental Commission.** The Interstate Environmental Commission is a tri-state agency created by the states of New Jersey, New York, and Connecticut through enabling legislation and a tri-state compact (N.J.S.A. 32:18-1 et seq. and N.J.S.A. 32:19-1 et seq.) The Interstate Environmental Commission District extends approximately from Sandy Hook on the New Jersey coast to include all of New York Harbor, north on the Hudson River to the northerly

boundaries of Westchester and Rockland counties, easterly into Long Island Sound to the New Haven, Connecticut shore, to Port Jefferson on the north shore of Long Island, and along the south shore of Long Island extending easterly to Fire Island Inlet. The Commission makes rules, regulations, and orders for the abatement of water pollution and may resort to the courts for enforcement. The Commission's program plan for water pollution abatement is designed to provide assistance in an effective coordinated approach to regional problems. The Commission is also the official planning and coordinating agency for the New Jersey-New York-Connecticut air quality control region, though it does not have air pollution abatement enforcement powers. The Commission conducts studies; undertakes research, testing, and development; gathers and disseminates data to other public and private organizations or agencies; does sampling to track sources of air pollutants; and refers complaints to an appropriate agency or agencies of the states, along with data necessary to take corrective action.

#### APPROPRIATIONS DATA (thousands of dollars)

Year Ending June 30, 2008					Year Ending June 30, 2010			
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended		2009 Prog. Class. Approp.	Requested	Recommended
					<b>DIRECT STATE SERVICES</b>			
					<b>Distribution by Fund and Program</b>			
383	---	---	383	383	Interstate Environmental Commission	03	383	383
<u>383</u>	<u>---</u>	<u>---</u>	<u>383</u>	<u>383</u>	<i>Total Direct State Services</i>	<u>383</u>	<u>383</u>	<u>383</u>

# MISCELLANEOUS COMMISSIONS

Year Ending June 30, 2008					Year Ending June 30, 2010			
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended	Prog. Class.	2009 Adjusted Approp.	Requested	Recommended
383	---	---	383	383	<b>DIRECT STATE SERVICES</b>			
<b>Distribution by Fund and Object</b>								
Special Purpose:								
Expenses of the Commission					03	383	383	383
<u>383</u>	<u>---</u>	<u>---</u>	<u>383</u>	<u>383</u>	<i>Grand Total State Appropriation</i>			
						<u>383</u>	<u>383</u>	<u>383</u>

**40. COMMUNITY DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT**  
**43. SCIENCE AND TECHNICAL PROGRAMS**  
**9140. DELAWARE RIVER BASIN COMMISSION**

**OBJECTIVES**

1. To establish standards of planning, design, and operation of water resources projects and facilities in the Basin.
2. To conduct and sponsor research on water resources.
3. To coordinate the activities and programs of federal, state, municipal, and private agencies concerned with water resources administration.
4. To improve environmental quality within the Basin.

**PROGRAM CLASSIFICATIONS**

02. **Delaware River Basin Commission.** This Commission, under the Delaware River Basin Compact (N.J.S.A. 32:11D-1 et seq.), cooperates as a regional agency for the planning, conservation, utilization, development, management, and control of water and related natural resources of the Delaware River Basin. The Compact includes the states of Delaware, New Jersey, New York, the Commonwealth of Pennsylvania, and the federal government. Each year the Commission adopts a water resources program which it proposes be undertaken by the Commission and other governmental and private agencies, organizations, and persons during the

ensuing six years or such other reasonable period. The Commission is empowered to allocate the waters of the Basin to and among the states and their respective political subdivisions, and to impose conditions, obligations, and release requirements related thereto, subject to certain limitations. It is also empowered to acquire, operate, and control projects and facilities for the storage and release of waters and may assess the cost thereof upon water users. The Commission may undertake investigations and surveys, and acquire and construct, operate, and maintain projects and facilities to control potential pollution and abate existing pollution. The Commission may plan, design, construct, and operate and maintain projects and facilities for flood damage reduction and has the power to restrict the use of property within the area of a flood plain so as to minimize the flood hazard. The Commission provides for the development of water-related public sports and recreational facilities through the construction, maintenance, and administration of such facilities. The Commission may develop and operate, or authorize to be developed and operated, dams and related facilities and appurtenances for the purpose of generating hydroelectric power. The appropriation recommended below represents New Jersey's share of the Commission's budget.

**APPROPRIATIONS DATA**  
(thousands of dollars)

Year Ending June 30, 2008					Year Ending June 30, 2010			
Orig. & (S)Supplemental	Reapp. & (R)Recpts.	Transfers & (E)Emergencies	Total Available	Expended	Prog. Class.	2009 Adjusted Approp.	Requested	Recommended
<b>DIRECT STATE SERVICES</b>								
<b>Distribution by Fund and Program</b>								
Delaware River Basin Commission					02	893	893	893
893	---	---	893	893	<i>Total Direct State Services</i>			
<u>893</u>	<u>---</u>	<u>---</u>	<u>893</u>	<u>893</u>		<u>893</u>	<u>893</u>	<u>893</u>
<b>Distribution by Fund and Object</b>								
Special Purpose:								
Expenses of the Commission					02	893	893	893
<u>893</u>	<u>---</u>	<u>---</u>	<u>893</u>	<u>893</u>	<i>Grand Total State Appropriation</i>			
						<u>893</u>	<u>893</u>	<u>893</u>

# MISCELLANEOUS COMMISSIONS

## 70. GOVERNMENT DIRECTION, MANAGEMENT, AND CONTROL

### 72. GOVERNMENTAL REVIEW AND OVERSIGHT

#### 9148. COUNCIL ON LOCAL MANDATES

##### OBJECTIVES

- To resolve disputes as to whether a statute, rule, or regulation constitutes an unfunded State mandate.

amendment approved by New Jersey voters in the 1995 general election. The Council reviews and issues written rulings on whether a statute, rule, or regulation constitutes an impermissible, unfunded State mandate. Complaints may be filed by a county, municipality, or school district, or by a county executive or directly elected mayor.

##### PROGRAM CLASSIFICATIONS

- Council On Local Mandates.** The nine-member Council was created by P.L.1996, c.24, to implement the constitutional

##### EVALUATION DATA

	Actual FY 2007	Actual FY 2008	Revised FY 2009	Budget Estimate FY 2010
<b>PERSONNEL DATA</b>				
<b>Position Data</b>				
Filled Positions by Funding Source				
State Supported .....	2	2	2	2
Total Positions .....	2	2	2	2
Filled Positions by Program Class				
Council on Local Mandates .....	2	2	2	2
Total Positions .....	2	2	2	2

##### Notes:

Actual payroll counts reported for fiscal years 2007 and 2008 as of December and revised fiscal 2009 as of January. The Budget Estimate for fiscal year 2010 reflects the number of positions funded.

##### APPROPRIATIONS DATA (thousands of dollars)

Year Ending June 30, 2008					Year Ending June 30, 2010				
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Total Expended	Prog. Class.	2009 Adjusted Approp.	Requested	Recom- mended	
<b>DIRECT STATE SERVICES</b>									
<b>Distribution by Fund and Program</b>									
168	1	8	177	176	Council On Local Mandates	92	180	180	180
<b>168</b>	<b>1</b>	<b>8</b>	<b>177</b>	<b>176</b>	<b>Total Direct State Services</b>		<b>180</b>	<b>180</b>	<b>180</b>
<b>Distribution by Fund and Object</b>									
Special Purpose:									
168	1	8	177	176	Council On Local Mandates	92	180	180	180
<b>168</b>	<b>1</b>	<b>8</b>	<b>177</b>	<b>176</b>	<b>Grand Total State Appropriation</b>		<b>180</b>	<b>180</b>	<b>180</b>

##### Language Recommendations -- Direct State Services - General Fund

The unexpended balance at the end of the preceding fiscal year in this account is appropriated.