

115TH CONGRESS  
1ST SESSION

# H. J. RES. 92

Granting the consent and approval of Congress for the Commonwealth of Virginia, the State of Maryland, and the District of Columbia to amend the Washington Area Transit Regulation Compact.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 28, 2017

Mrs. COMSTOCK (for herself, Mr. BEYER, Mr. CONNOLLY, Mr. BROWN of Maryland, Mr. DELANEY, Ms. NORTON, Mr. RASKIN, and Mr. HOYER) submitted the following joint resolution; which was referred to the Committee on the Judiciary

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## JOINT RESOLUTION

Granting the consent and approval of Congress for the Commonwealth of Virginia, the State of Maryland, and the District of Columbia to amend the Washington Area Transit Regulation Compact.

1       *Resolved by the Senate and House of Representatives*  
2       *of the United States of America in Congress assembled,*

3       **SECTION 1. FINDINGS.**

4       Congress finds the following:

5               (1) Congress in title III of the Fixing America's  
6       Surface Transportation Act (section 3026, Public  
7       Law 114–94) provided sole authority to the Sec-

1       retary of Transportation to appoint Federal Direc-  
 2       tors to the Board of Directors of the Washington  
 3       Metropolitan Area Transit Authority and required  
 4       the signatory parties to the Compact to amend the  
 5       Compact as necessary.

6           (2) Legislation enacted by the State of Mary-  
 7       land, the Commonwealth of Virginia, and the Dis-  
 8       trict of Columbia contains the amendments to the  
 9       Washington Metropolitan Area Transit Regulation  
 10      Compact pursuant to section 3026(b) of the Fixing  
 11      America’s Surface Transportation Act (Public Law  
 12      114–94).

13 **SEC. 2. CONSENT OF CONGRESS TO COMPACT AMEND-**  
 14 **MENTS.**

15       (a) CONSENT.—Consent of Congress is given to the  
 16      amendments of the State of Maryland, the amendments  
 17      of the Commonwealth of Virginia, and the amendments  
 18      of the District of Columbia to section 5, of title III of  
 19      the Washington Metropolitan Area Transit Regulation  
 20      Compact.

21       (b) AMENDMENTS.—The amendments referred to in  
 22      subsection (a) amending section 5 of such Compact are  
 23      substantially as follows:

24       “(a) The Authority shall be governed by a Board of  
 25      eight Directors consisting of two Directors for each Signa-

1 tory and two for the Federal Government (one of whom  
2 shall be a regular passenger and customer of the bus or  
3 rail service of the Authority). For Virginia, the Directors  
4 shall be appointed by the Northern Virginia Transportation  
5 Commission; for the District of Columbia by the  
6 Council of the District of Columbia; for Maryland, by the  
7 Washington Suburban Transit Commission; and for the  
8 Federal Government, by the Secretary of the United  
9 States Department of Transportation. For Virginia and  
10 Maryland, the Directors shall be appointed from among  
11 the members of the appointing body, except as otherwise  
12 provided herein, and shall serve for a term coincident with  
13 their term on the appointing body. A Director for a Signa-  
14 tory may be removed or suspended from office only as pro-  
15 vided by the law of the Signatory from which he was ap-  
16 pointed. The non-Federal appointing authorities shall also  
17 appoint an alternate for each Director. In addition, the  
18 Secretary of the United States Department of Transportation  
19 shall also appoint two nonvoting members who shall  
20 serve as the alternates for the Federal Directors. An alter-  
21 nate Director may act only in the absence of the Director  
22 for whom he has been appointed an alternate, except that,  
23 in the case of the District of Columbia where only one  
24 Director and his alternate are present, such alternate may  
25 act on behalf of the absent Director. Each alternate, in-

cluding the Federal nonvoting Directors, shall serve at the pleasure of the appointing authority. In the event of a vacancy in the Office of Director or alternate, it shall be filled in the same manner as an original appointment.

“(b) Before entering upon the duties of his office each Director and alternate director shall take and subscribe to the following oath (or affirmation) of office or any such other oath or affirmation, if any, as the Constitution or laws of the Government he represents shall provide: ‘I, \_\_\_\_\_, hereby solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution and Laws of the state or political jurisdiction from which I was appointed as a Director (alternate director) of the Board of Washington Metropolitan Area Transit Authority and will faithfully discharge the duties of the office upon which I am about to enter.’”.

**SEC. 3. RIGHT TO ALTER, AMEND, OR REPEAL.**

The right to alter, amend, or repeal this joint resolution is expressly reserved. The consent granted by this joint resolution shall not be construed as impairing or in any manner affecting any right or jurisdiction of the United States in and over the region that forms the subject of the Compact.

1   **SEC. 4. CONSTRUCTION AND SEVERABILITY.**

2       It is intended that the provisions of this Compact  
3 shall be reasonably and liberally construed to effectuate  
4 the purposes thereof. If any part or application of this  
5 Compact, or legislation enabling the Compact, is held in-  
6 valid, the remainder of the Compact or its application to  
7 other situations or persons shall not be affected.

8   **SEC. 5. INCONSISTENCY OF LANGUAGE.**

9       The validity of this Compact shall not be affected by  
10 any insubstantial differences in its form or language as  
11 adopted by the State of Maryland, the Commonwealth of  
12 Virginia, and the District of Columbia.

13   **SEC. 6. EFFECTIVE DATE.**

14       This joint resolution shall take effect on the date of  
15 enactment of this joint resolution.

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