

## RESOLUTION FOR THE MINUTES

A RESOLUTION for the Minutes to restrict the Commission's use of federal funds awarded through the United States Army Corps of Engineers.

WHEREAS, the Commission was created in 1961 by legislation known as the Delaware River Basin Compact (the "Compact"), which was concurrently enacted by the states of Delaware, New Jersey, and New York, the Commonwealth of Pennsylvania, and the United States; and

WHEREAS, the vision of the Commission as set forth in the Compact is for "the conservation, utilization, development, management and control of water and related resources of the Delaware River Basin under a comprehensive multipurpose plan [to] bring the greatest benefits and produce the most efficient service in the public welfare"; and

WHEREAS, the Commission is responsible for developing and effectuating plans, policies, and projects relating to the water resources of the Basin; and

WHEREAS, the Commission has provided trusted, effective, and coordinated management of the Basin's shared water resources since 1961; and

WHEREAS, the Commission's funding is derived primarily from state signatory party contributions, regulatory program fees, competitive grant awards, Clean Water Act Section 106 program funds, and water supply charges used to support water supply planning and the construction, operation and maintenance of water storage facilities; and

WHEREAS, the Commission values the membership, expertise, assistance, leadership, guidance, and advice provided by each of the signatory parties to the Compact; and

WHEREAS, in April 2025, the United States Army Corps of Engineers (the "Corps") informed the Commission that to earn a Corps "capability determination" of more than \$0 for purposes of the federal signatory party contribution authorized most recently by section 4001 of the Water Resources Development Act of 2014, Pub. L. 113-121, the Commission must not use federal funds awarded through the Corps to support policies or programs that advance the principles of "diversity, equity and inclusion" or the concept of "climate change"; and

WHEREAS, it is important that the Commission preserve the potential for federal signatory party contributions to its vital work in supporting water security for the more than 14 million people who rely on the Basin's water resources; now therefore,

BE IT RESOLVED by the Delaware River Basin Commission that:

1. Federal funds awarded to the Commission through the United States Army Corps of Engineers will continue to be used to support the Commission's core mission as articulated in the Compact on behalf of the more than 14 million people who rely on the water resources of the Basin.

2. In recognition of policies of the current federal administration, from this point forward and for as long as these policies remain in effect, federal funds awarded hereafter to the Commission through the United States Army Corps of Engineers shall not be used directly or indirectly to support programs or policies that advance the principles of “diversity, equity, and inclusion” or the concept of “climate change.”

BY THE COMMISSION

ADOPTED: June 11, 2025