Interstate Compacts

Legal Roundtable
The Smarter Balance Assessment Consortium is probably not an interstate compact, but if it was, it would not require congressional consent.

The Unified Carrier Registration Agreement is probably not an interstate compact, although courts refer to it as such.

The District of Columbia is a “state” within the meaning of the Compact Clause.

Case Law Update

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Federal courts now apply the same laws as Pennsylvania and New Jersey in Delaware River Port Authority bid dispute cases.

Case Law Update

Water appropriators’ right to use water is subject to the superior obligation of the state to ensure compliance with the Republican River Compact.

Nevada could not redefine “lifetime supervision” as “parole” for the purpose of ensuring that other states would accept offender transfers under the Interstate Compact on Adult Offender Supervision.

A chance for the New Jersey Supreme Court to apply the same approach as New York and federal courts in determining whether New York and New Jersey concur in the application of state law.

Case Law Update

Test for whether a compact agency enjoys the party states Eleventh Amendment immunity is well-established and relatively straightforward to apply.

May the Colorado Legislature enact an interstate compact creating an interstate administrative agency with the power to promulgate rules and regulations that conflict with a Colorado statute?