To provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 2007

Ms. NORTON (for herself, Mr. TOM DAVIS of Virginia, Mr. CONYERS, Mr. PLATTS, Mr. WAXMAN, Mr. SHAYS, Mr. HOYER, Mr. ISSA, Mr. NADLER, Mr. PORTER, and Mr. MATHESON) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes.

1 Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

2 SECTION 1. SHORT TITLE.

3 This Act may be cited as the “District of Columbia House Voting Rights Act of 2007”.

4 SEC. 2. FINDINGS.

5 Congress finds as follows:


(1) Over half a million people living in the District of Columbia, the capital of our democratic Nation, lack direct voting representation in the United States Senate and House of Representatives.

(2) District of Columbia residents have fought and died to defend our democracy in every war since the War of Independence.

(3) District of Columbia residents pay billions of dollars in Federal taxes each year.

(4) Our Nation is founded on the principles of “one person, one vote” and “government by the consent of the governed”.

SEC. 3. TREATMENT OF DISTRICT OF COLUMBIA AS CONGRESSIONAL DISTRICT.

(a) In General.—Notwithstanding any other provision of law, the District of Columbia shall be considered a Congressional district for purposes of representation in the House of Representatives.

(b) Conforming Amendments Relating to Apportionment of Members of House of Representatives.—

(1) Inclusion of Single District of Columbia Member in Reapportionment of Members Among States.—Section 22 of the Act entitled “An Act to provide for the fifteenth and subsequent de-
cenntial censuses and to provide for apportionment of
Representatives in Congress”, approved June 28,
1929 (2 U.S.C. 2a), is amended by adding at the
end the following new subsection:
“(d) This section shall apply with respect to the Dis-
trict of Columbia in the same manner as this section ap-
plies to a State, except that the District of Columbia may
not receive more than one Member under any reapportion-
ment of Members.”.

(2) Clarification of Determination of
Number of Presidential Electors on Basis of
23rd Amendment.—Section 3 of title 3, United
States Code, is amended by striking “come into of-
office;” and inserting the following: “come into office
(subject to the twenty-third article of amendment to
the Constitution of the United States in the case of
the District of Columbia);”.

(c) Conforming Amendments Regarding Ap-
pointments to Service Academies.—

(1) United States Military Academy.—Sec-
tion 4342 of title 10, United States Code, is amend-
ed—

(A) in subsection (a), by striking para-
graph (5); and
(B) in subsection (f), by striking “the District of Columbia,”.

(2) **United States Naval Academy.**—Such title is amended—

(A) in section 6954(a), by striking paragraph (5); and

(B) in section 6958(b), by striking “the District of Columbia,”.

(3) **United States Air Force Academy.**—Section 9342 of title 10, United States Code, is amended—

(A) in subsection (a), by striking paragraph (5); and

(B) in subsection (f), by striking “the District of Columbia,.”.

(4) **Effective date.**—This subsection and the amendments made by this subsection shall take effect on the date on which a Representative from the District of Columbia takes office for the One Hundred Tenth Congress.

**SEC. 4. INCREASE IN MEMBERSHIP OF HOUSE OF REPRESENTATIVES.**

(a) **Permanent Increase in Number of Members.**—Effective with respect to the One Hundred Tenth Congress and each succeeding Congress, the House of
Representatives shall be composed of 437 Members, including any Members representing the District of Columbia pursuant to section 3(a).

(b) Reapportionment of Members Resulting From Increase.—

(1) In General.—Section 22(a) of the Act entitled “An Act to provide for the fifteenth and subsequent decennial censuses and to provide for apportionment of Representatives in Congress”, approved June 28, 1929 (2 U.S.C. 2a(a)), is amended by striking “the then existing number of Representatives” and inserting “the number of Representatives established with respect to the One Hundred Tenth Congress”.

(2) Effective Date.—The amendment made by paragraph (1) shall apply with respect to the regular decennial census conducted for 2010 and each subsequent regular decennial census.

(c) Special Rules for Period Prior to 2012 Reapportionment.—

(1) Transmittal of Revised Statement of Apportionment by President.—Not later than 30 days after the date of the enactment of this Act, the President shall transmit to Congress a revised version of the most recent statement of apportion-
ment submitted under section 22(a) of the Act enti-
tled “An Act to provide for the fifteenth and subse-
quent decennial censuses and to provide for appor-
tionment of Representatives in Congress”, approved
June 28, 1929 (2 U.S.C. 2a(a)), to take into ac-
count this Act and the amendments made by this
Act.

(2) REPORT BY CLERK.—Not later than 15 cal-
endar days after receiving the revised version of the
statement of apportionment under paragraph (1),
the Clerk of the House of Representatives, in ac-
cordance with section 22(b) of such Act (2 U.S.C.
2a(b)), shall send to the executive of each State a
certificate of the number of Representatives to which
such State is entitled under section 22 of such Act,
and shall submit a report to the Speaker of the
House of Representatives identifying the State
(other than the District of Columbia) which is enti-
tled to one additional Representative pursuant to
this section.

(3) REQUIREMENTS FOR ELECTION OF ADDI-
TIONAL MEMBER.—During the One Hundred Tenth
Congress, the One Hundred Eleventh Congress, and
the One Hundred Twelfth Congress—
(A) notwithstanding the Act entitled “An Act for the relief of Doctor Ricardo Vallejo Samala and to provide for congressional redistricting”, approved December 14, 1967 (2 U.S.C. 2c), the additional Representative to which the State identified by the Clerk of the House of Representatives in the report submitted under paragraph (2) is entitled shall be elected from the State at large; and

(B) the other Representatives to which such State is entitled shall be elected on the basis of the Congressional districts in effect in the State for the One Hundred Ninth Congress.

(d) SEATING OF NEW MEMBERS.—The first Representative from the District of Columbia and the first additional Representative to which the State identified by the Clerk of the House of Representatives in the report submitted under subsection (c) is entitled shall each be sworn in and seated as Members of the House of Representatives on the same date.

SEC. 5. REPEAL OF OFFICE OF DISTRICT OF COLUMBIA DELEGATE.

(a) REPEAL OF OFFICE.—

(1) IN GENERAL.—Sections 202 and 204 of the District of Columbia Delegate Act (Public Law 91–
405; sections 1–401 and 1–402, D.C. Official Code) are repealed, and the provisions of law amended or repealed by such sections are restored or revived as if such sections had not been enacted.

(2) Effective Date.—The amendments made by this subsection shall take effect on the date on which a Representative from the District of Columbia takes office for the One Hundred Tenth Congress.

(b) Conforming Amendments to District of Columbia Elections Code of 1955.—The District of Columbia Elections Code of 1955 is amended as follows:

(1) In section 1 (sec. 1–1001.01, D.C. Official Code), by striking “the Delegate to the House of Representatives,” and inserting “the Representative in the Congress,”.

(2) In section 2 (sec. 1–1001.02, D.C. Official Code)—

(A) by striking paragraph (6); and

(B) in paragraph (13), by striking “the Delegate to Congress for the District of Columbia,” and inserting “the Representative in the Congress,”.

(3) In section 8 (sec. 1–1001.08, D.C. Official Code)—
(A) in the heading, by striking “Delegate” and inserting “Representative”; and

(B) by striking “Delegate,” each place it appears in subsections (h)(1)(A), (i)(1), and (j)(1) and inserting “Representative in the Congress.”.

(4) In section 10 (sec. 1–1001.10, D.C. Official Code)—

(A) in subsection (a)(3)(A)—

(i) by striking “or section 206(d) of the District of Columbia Delegate Act”, and

(ii) by striking “the office of Delegate to the House of Representatives” and inserting “the office of Representative in the Congress”;

(B) in subsection (d)(1), by striking “Delegate,” each place it appears; and

(C) in subsection (d)(2)—

(i) by striking “(A) In the event” and all that follows through “term of office,” and inserting “In the event that a vacancy occurs in the office of Representative in the Congress before May 1 of the last year of the Representative’s term of office,” and
(ii) by striking subparagraph (B).

(5) In section 11(a)(2) (sec. 1–1001.11(a)(2), D.C. Official Code), by striking “Delegate to the House of Representatives,” and inserting “Representative in the Congress.”.

(6) In section 15(b) (sec. 1–1001.15(b), D.C. Official Code), by striking “Delegate,” and inserting “Representative in the Congress.”.

(7) In section 17(a) (sec. 1–1001.17(a), D.C. Official Code), by striking “the Delegate to the Congress from the District of Columbia” and inserting “the Representative in the Congress”.

SEC. 6. REPEAL OF OFFICE OF STATEHOOD REPRESENTATIVE.

(a) IN GENERAL.—Section 4 of the District of Columbia Statehood Constitutional Convention Initiative of 1979 (sec. 1–123, D.C. Official Code) is amended as follows:

(1) By striking “offices of Senator and Representative” each place it appears in subsection (d) and inserting “office of Senator”.

(2) In subsection (d)(2)—

(A) by striking “a Representative or”;

(B) by striking “the Representative or”;

and
(C) by striking “Representative shall be

elected for a 2-year term and each”.

(3) In subsection (d)(3)(A), by striking “and 1

United States Representative”.

(4) By striking “Representative or” each place
it appears in subsections (e), (f), (g), and (h).

(5) By striking “Representative’s or” each
place it appears in subsections (g) and (h).

(b) CONFORMING AMENDMENTS.—

(1) STATEHOOD COMMISSION.—Section 6 of

such Initiative (sec. 1–125, D.C. Official Code) is

amended—

(A) in subsection (a)—

(i) by striking “27 voting members”
and inserting “26 voting members”;

(ii) by adding “and” at the end of
paragraph (5); and

(iii) by striking paragraph (6) and re-

designating paragraph (7) as paragraph
(6); and

(B) in subsection (a–1)(1), by striking sub-

paragraph (H).

(2) AUTHORIZATION OF APPROPRIATIONS.—

Section 8 of such Initiative (sec. 1–127, D.C. Offi-

cial Code) is amended by striking “and House”.

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(3) Application of Honoraria Limitations.—Section 4 of D.C. Law 8–135 (sec. 1–131, D.C. Official Code) is amended by striking “or Representative” each place it appears.


(A) in section 2(13) (sec. 1–1001.02(13), D.C. Official Code), by striking “United States Senator and Representative,” and inserting “United States Senator,”; and

(B) in section 10(d) (sec. 1–1001.10(d)(3), D.C. Official Code), by striking “United States Representative or”.

(e) Effective Date.—The amendments made by this section shall take effect on the date on which a Representative from the District of Columbia takes office for the One Hundred Tenth Congress.
SEC. 7. NONSEVERABILITY OF PROVISIONS.

If any provision of this Act, or any amendment made by this Act, is declared or held invalid or unenforceable, the remaining provisions of this Act and any amendment made by this Act shall be treated and deemed invalid and shall have no force or effect of law.