

110TH CONGRESS  
1ST SESSION

# H. R. 1433

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.

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## 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

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## 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 Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

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

6 **SEC. 2. FINDINGS.**

7 Congress finds as follows:

1           (1) Over half a million people living in the Dis-  
2           trict of Columbia, the capital of our democratic Na-  
3           tion, lack direct voting representation in the United  
4           States Senate and House of Representatives.

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

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

10          (4) Our Nation is founded on the principles of  
11          “one person, one vote” and “government by the con-  
12          sent of the governed”.

13 **SEC. 3. TREATMENT OF DISTRICT OF COLUMBIA AS CON-**  
14 **GRESSIONAL DISTRICT.**

15          (a) IN GENERAL.—Notwithstanding any other provi-  
16          sion of law, the District of Columbia shall be considered  
17          a Congressional district for purposes of representation in  
18          the House of Representatives.

19          (b) CONFORMING AMENDMENTS RELATING TO AP-  
20          PORTIONMENT OF MEMBERS OF HOUSE OF REPRESENTA-  
21          TIVES.—

22                (1) INCLUSION OF SINGLE DISTRICT OF COLUM-  
23                BIA MEMBER IN REAPPORTIONMENT OF MEMBERS  
24                AMONG STATES.—Section 22 of the Act entitled “An  
25                Act to provide for the fifteenth and subsequent de-

1 cennial censuses and to provide for apportionment of  
2 Representatives in Congress”, approved June 28,  
3 1929 (2 U.S.C. 2a), is amended by adding at the  
4 end the following new subsection:

5 “(d) This section shall apply with respect to the Dis-  
6 trict of Columbia in the same manner as this section ap-  
7 plies to a State, except that the District of Columbia may  
8 not receive more than one Member under any reapportion-  
9 ment of Members.”.

10 (2) CLARIFICATION OF DETERMINATION OF  
11 NUMBER OF PRESIDENTIAL ELECTORS ON BASIS OF  
12 23RD AMENDMENT.—Section 3 of title 3, United  
13 States Code, is amended by striking “come into of-  
14 fice;” and inserting the following: “come into office  
15 (subject to the twenty-third article of amendment to  
16 the Constitution of the United States in the case of  
17 the District of Columbia);”.

18 (c) CONFORMING AMENDMENTS REGARDING AP-  
19 POINTMENTS TO SERVICE ACADEMIES.—

20 (1) UNITED STATES MILITARY ACADEMY.—Sec-  
21 tion 4342 of title 10, United States Code, is amend-  
22 ed—

23 (A) in subsection (a), by striking para-  
24 graph (5); and

1 (B) in subsection (f), by striking “the Dis-  
2 trict of Columbia,”.

3 (2) UNITED STATES NAVAL ACADEMY.—Such  
4 title is amended—

5 (A) in section 6954(a), by striking para-  
6 graph (5); and

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

9 (3) UNITED STATES AIR FORCE ACADEMY.—  
10 Section 9342 of title 10, United States Code, is  
11 amended—

12 (A) in subsection (a), by striking para-  
13 graph (5); and

14 (B) in subsection (f), by striking “the Dis-  
15 trict of Columbia,”.

16 (4) EFFECTIVE DATE.—This subsection and the  
17 amendments made by this subsection shall take ef-  
18 fect on the date on which a Representative from the  
19 District of Columbia takes office for the One Hun-  
20 dred Tenth Congress.

21 **SEC. 4. INCREASE IN MEMBERSHIP OF HOUSE OF REP-**  
22 **RESENTATIVES.**

23 (a) PERMANENT INCREASE IN NUMBER OF MEM-  
24 BERS.—Effective with respect to the One Hundred Tenth  
25 Congress and each succeeding Congress, the House of

1 Representatives shall be composed of 437 Members, in-  
2 cluding any Members representing the District of Colum-  
3 bia pursuant to section 3(a).

4 (b) REAPPORTIONMENT OF MEMBERS RESULTING  
5 FROM INCREASE.—

6 (1) IN GENERAL.—Section 22(a) of the Act en-  
7 titled “An Act to provide for the fifteenth and subse-  
8 quent decennial censuses and to provide for appor-  
9 tionment of Representatives in Congress”, approved  
10 June 28, 1929 (2 U.S.C. 2a(a)), is amended by  
11 striking “the then existing number of Representa-  
12 tives” and inserting “the number of Representatives  
13 established with respect to the One Hundred Tenth  
14 Congress”.

15 (2) EFFECTIVE DATE.—The amendment made  
16 by paragraph (1) shall apply with respect to the reg-  
17 ular decennial census conducted for 2010 and each  
18 subsequent regular decennial census.

19 (c) SPECIAL RULES FOR PERIOD PRIOR TO 2012 RE-  
20 APPORTIONMENT.—

21 (1) TRANSMITTAL OF REVISED STATEMENT OF  
22 APPORTIONMENT BY PRESIDENT.—Not later than  
23 30 days after the date of the enactment of this Act,  
24 the President shall transmit to Congress a revised  
25 version of the most recent statement of appor-  
tion-

1 ment submitted under section 22(a) of the Act enti-  
2 tled “An Act to provide for the fifteenth and subse-  
3 quent decennial censuses and to provide for appor-  
4 tionment of Representatives in Congress”, approved  
5 June 28, 1929 (2 U.S.C. 2a(a)), to take into ac-  
6 count this Act and the amendments made by this  
7 Act.

8 (2) REPORT BY CLERK.—Not later than 15 cal-  
9 endar days after receiving the revised version of the  
10 statement of apportionment under paragraph (1),  
11 the Clerk of the House of Representatives, in ac-  
12 cordance with section 22(b) of such Act (2 U.S.C.  
13 2a(b)), shall send to the executive of each State a  
14 certificate of the number of Representatives to which  
15 such State is entitled under section 22 of such Act,  
16 and shall submit a report to the Speaker of the  
17 House of Representatives identifying the State  
18 (other than the District of Columbia) which is enti-  
19 tled to one additional Representative pursuant to  
20 this section.

21 (3) REQUIREMENTS FOR ELECTION OF ADDI-  
22 TIONAL MEMBER.—During the One Hundred Tenth  
23 Congress, the One Hundred Eleventh Congress, and  
24 the One Hundred Twelfth Congress—

1 (A) notwithstanding the Act entitled “An  
2 Act for the relief of Doctor Ricardo Vallejo  
3 Samala and to provide for congressional redis-  
4 tricting”, approved December 14, 1967 (2  
5 U.S.C. 2c), the additional Representative to  
6 which the State identified by the Clerk of the  
7 House of Representatives in the report sub-  
8 mitted under paragraph (2) is entitled shall be  
9 elected from the State at large; and

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

14 (d) SEATING OF NEW MEMBERS.—The first Rep-  
15 resentative from the District of Columbia and the first ad-  
16 ditional Representative to which the State identified by the  
17 Clerk of the House of Representatives in the report sub-  
18 mitted under subsection (c) is entitled shall each be sworn  
19 in and seated as Members of the House of Representatives  
20 on the same date.

21 **SEC. 5. REPEAL OF OFFICE OF DISTRICT OF COLUMBIA**  
22 **DELEGATE.**

23 (a) REPEAL OF OFFICE.—

24 (1) IN GENERAL.—Sections 202 and 204 of the  
25 District of Columbia Delegate Act (Public Law 91–

1 405; sections 1–401 and 1–402, D.C. Official Code)  
2 are repealed, and the provisions of law amended or  
3 repealed by such sections are restored or revived as  
4 if such sections had not been enacted.

5 (2) EFFECTIVE DATE.—The amendments made  
6 by this subsection shall take effect on the date on  
7 which a Representative from the District of Colum-  
8 bia takes office for the One Hundred Tenth Con-  
9 gress.

10 (b) CONFORMING AMENDMENTS TO DISTRICT OF CO-  
11 LUMBIA ELECTIONS CODE OF 1955.—The District of Co-  
12 lumbia Elections Code of 1955 is amended as follows:

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

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

19 (A) by striking paragraph (6); and

20 (B) in paragraph (13), by striking “the  
21 Delegate to Congress for the District of Colum-  
22 bia,” and inserting “the Representative in the  
23 Congress,”.

24 (3) In section 8 (sec. 1–1001.08, D.C. Official  
25 Code)—

1 (A) in the heading, by striking “Delegate”  
2 and inserting “Representative”; and

3 (B) by striking “Delegate,” each place it  
4 appears in subsections (h)(1)(A), (i)(1), and  
5 (j)(1) and inserting “Representative in the Con-  
6 gress,”.

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

9 (A) in subsection (a)(3)(A)—

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

13 (ii) by striking “the office of Delegate  
14 to the House of Representatives” and in-  
15 sserting “the office of Representative in the  
16 Congress”;

17 (B) in subsection (d)(1), by striking “Dele-  
18 gate,” each place it appears; and

19 (C) in subsection (d)(2)—

20 (i) by striking “(A) In the event” and  
21 all that follows through “term of office,”  
22 and inserting “In the event that a vacancy  
23 occurs in the office of Representative in  
24 the Congress before May 1 of the last year  
25 of the Representative’s term of office,” and

1 (ii) by striking subparagraph (B).

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

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

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

13 **SEC. 6. REPEAL OF OFFICE OF STATEHOOD REPRESENTA-**  
14 **TIVE.**

15 (a) IN GENERAL.—Section 4 of the District of Co-  
16 lumbia Statehood Constitutional Convention Initiative of  
17 1979 (sec. 1–123, D.C. Official Code) is amended as fol-  
18 lows:

19 (1) By striking “offices of Senator and Rep-  
20 resentative” each place it appears in subsection (d)  
21 and inserting “office of Senator”.

22 (2) In subsection (d)(2)—

23 (A) by striking “a Representative or”;

24 (B) by striking “the Representative or”;

25 and

1 (C) by striking “Representative shall be  
2 elected for a 2-year term and each”.

3 (3) In subsection (d)(3)(A), by striking “and 1  
4 United States Representative”.

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

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

9 (b) CONFORMING AMENDMENTS.—

10 (1) STATEHOOD COMMISSION.—Section 6 of  
11 such Initiative (sec. 1–125, D.C. Official Code) is  
12 amended—

13 (A) in subsection (a)—

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

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

18 (iii) by striking paragraph (6) and re-  
19 designating paragraph (7) as paragraph  
20 (6); and

21 (B) in subsection (a–1)(1), by striking sub-  
22 paragraph (H).

23 (2) AUTHORIZATION OF APPROPRIATIONS.—

24 Section 8 of such Initiative (sec. 1–127, D.C. Offi-  
25 cial Code) is amended by striking “and House”.

1           (3) APPLICATION OF HONORARIA LIMITA-  
2           TIONS.—Section 4 of D.C. Law 8–135 (sec. 1–131,  
3           D.C. Official Code) is amended by striking “or Rep-  
4           resentative” each place it appears.

5           (4) APPLICATION OF CAMPAIGN FINANCE  
6           LAWS.—Section 3 of the Statehood Convention Pro-  
7           cedural Amendments Act of 1982 (sec. 1–135, D.C.  
8           Official Code) is amended by striking “and United  
9           States Representative”.

10          (5) DISTRICT OF COLUMBIA ELECTIONS CODE  
11          OF 1955.—The District of Columbia Elections Code  
12          of 1955 is amended—

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

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

20          (c) EFFECTIVE DATE.—The amendments made by  
21          this section shall take effect on the date on which a Rep-  
22          resentative from the District of Columbia takes office for  
23          the One Hundred Tenth Congress.

1 **SEC. 7. NONSEVERABILITY OF PROVISIONS.**

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

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