

AMENDMENT TO H.R. 7900

OFFERED BY MR. BROWN OF MARYLAND

At the appropriate place in the bill, insert the following:

1 **TITLE _____—DISTRICT OF CO-**
2 **LUMBIA NATIONAL GUARD**
3 **HOME RULE**

4 **SEC. _____. SHORT TITLE.**

5 This title may be cited as the “District of Columbia
6 National Guard Home Rule Act”.

7 **SEC. _____. EXTENSION OF NATIONAL GUARD AUTHORI-**
8 **TIES TO MAYOR OF THE DISTRICT OF COLUM-**
9 **BIA.**

10 (a) MAYOR AS COMMANDER-IN-CHIEF.—Section 6 of
11 the Act entitled “An Act to provide for the organization
12 of the militia of the District of Columbia, and for other
13 purposes”, approved March 1, 1889 (sec. 49–409, D.C.
14 Official Code), is amended by striking “President of the
15 United States” and inserting “Mayor of the District of
16 Columbia”.

17 (b) RESERVE CORPS.—Section 72 of such Act (sec.
18 49–407, D.C. Official Code) is amended by striking

1 “President of the United States” each place it appears
2 and inserting “Mayor of the District of Columbia”.

3 (c) APPOINTMENT OF COMMISSIONED OFFICERS.—

4 (1) Section 7(a) of such Act (sec. 49–301(a), D.C. Official
5 Code) is amended—

6 (A) by striking “President of the United
7 States” and inserting “Mayor of the District of Co-
8 lumbia”; and

9 (B) by striking “President.” and inserting
10 “Mayor.”.

11 (2) Section 9 of such Act (sec. 49–304, D.C. Official
12 Code) is amended by striking “President” and inserting
13 “Mayor of the District of Columbia”.

14 (3) Section 13 of such Act (sec. 49–305, D.C. Official
15 Code) is amended by striking “President of the United
16 States” and inserting “Mayor of the District of Colum-
17 bia”.

18 (4) Section 19 of such Act (sec. 49–311, D.C. Official
19 Code) is amended—

20 (A) in subsection (a), by striking “to the Sec-
21 retary of the Army” and all that follows through
22 “which board” and inserting “to a board of exam-
23 ination appointed by the Commanding General,
24 which”; and

1 (B) in subsection (b), by striking “the Sec-
2 retary of the Army” and all that follows through the
3 period and inserting “the Mayor of the District of
4 Columbia, together with any recommendations of the
5 Commanding General.”.

6 (5) Section 20 of such Act (sec. 49–312, D.C. Official
7 Code) is amended—

8 (A) by striking “President of the United
9 States” each place it appears and inserting “Mayor
10 of the District of Columbia”; and

11 (B) by striking “the President may retire” and
12 inserting “the Mayor may retire”.

13 (d) CALL FOR DUTY.—(1) Section 45 of such Act
14 (sec. 49–103, D.C. Official Code) is amended by striking
15 “, or for the United States Marshal” and all that follows
16 through “shall thereupon order” and inserting “to order”.

17 (2) Section 46 of such Act (sec. 49–104, D.C. Official
18 Code) is amended by striking “the President” and insert-
19 ing “the Mayor of the District of Columbia”.

20 (e) GENERAL COURTS MARTIAL.—Section 51 of such
21 Act (sec. 49–503, D.C. Official Code) is amended by strik-
22 ing “the President of the United States” and inserting
23 “the Mayor of the District of Columbia”.

1 **SEC. _____. CONFORMING AMENDMENTS TO TITLE 10,**
2 **UNITED STATES CODE.**

3 (a) FAILURE TO SATISFACTORILY PERFORM PRE-
4 SCRIBED TRAINING.—Section 10148(b) of title 10, United
5 States Code, is amended by striking “the commanding
6 general of the District of Columbia National Guard” and
7 inserting “the Mayor of the District of Columbia”.

8 (b) APPOINTMENT OF CHIEF OF NATIONAL GUARD
9 BUREAU.—Section 10502(a)(1) of such title is amended
10 by striking “the commanding general of the District of
11 Columbia National Guard” and inserting “the Mayor of
12 the District of Columbia”.

13 (c) VICE CHIEF OF NATIONAL GUARD BUREAU.—
14 Section 10505(a)(1)(A) of such title is amended by strik-
15 ing “the commanding general of the District of Columbia
16 National Guard” and inserting “the Mayor of the District
17 of Columbia”.

18 (d) OTHER SENIOR NATIONAL GUARD BUREAU OF-
19 FICERS.—Section 10506(a)(1) of such title is amended by
20 striking “the commanding general of the District of Co-
21 lumbia National Guard” both places it appears and insert-
22 ing “the Mayor of the District of Columbia”.

23 (e) CONSENT FOR ACTIVE DUTY OR RELOCATION.—
24 (1) Section 12301 of such title is amended—

25 (A) in subsection (b), by striking “commanding
26 general of the District of Columbia National Guard”

1 in the second sentence and inserting “Mayor of the
2 District of Columbia”; and

3 (B) in subsection (d), by striking the period at
4 the end and inserting the following: “, or, in the
5 case of the District of Columbia National Guard, the
6 Mayor of the District of Columbia.”.

7 (2) Section 12406 of such title is amended by striking
8 “the commanding general of the National Guard of the
9 District of Columbia” and inserting “the Mayor of the
10 District of Columbia”.

11 (f) CONSENT FOR RELOCATION OF UNITS.—Section
12 18238 of such title is amended by striking “the com-
13 manding general of the National Guard of the District of
14 Columbia” and inserting “the Mayor of the District of Co-
15 lumbia”.

16 **SEC. ____ . CONFORMING AMENDMENTS TO TITLE 32,**
17 **UNITED STATES CODE.**

18 (a) MAINTENANCE OF OTHER TROOPS.—Section
19 109(c) of title 32, United States Code, is amended by
20 striking “(or commanding general in the case of the Dis-
21 trict of Columbia)”.

22 (b) DRUG INTERDICTION AND COUNTER-DRUG AC-
23 TIVITIES.—Section 112(h)(2) of such title is amended by
24 striking “the Commanding General of the National Guard

1 of the District of Columbia” and inserting “the Mayor of
2 the District of Columbia”.

3 (c) ADDITIONAL ASSISTANCE.—Section 113 of such
4 title is amended by adding at the end the following new
5 subsection:

6 “(e) INCLUSION OF DISTRICT OF COLUMBIA.—In
7 this section, the term ‘State’ includes the District of Co-
8 lumbia.”.

9 (d) APPOINTMENT OF ADJUTANT GENERAL.—Sec-
10 tion 314 of such title is amended—

11 (1) by striking subsection (b);

12 (2) by redesignating subsections (c) and (d) as
13 subsections (b) and (c), respectively; and

14 (3) in subsection (b) (as so redesignated), by
15 striking “the commanding general of the District of
16 Columbia National Guard” and inserting “the
17 Mayor of the District of Columbia,”.

18 (e) RELIEF FROM NATIONAL GUARD DUTY.—Sec-
19 tion 325(a)(2)(B) of such title is amended by striking
20 “commanding general of the District of Columbia Na-
21 tional Guard” and inserting “the Mayor of the District
22 of Columbia”.

23 (f) AUTHORITY TO ORDER TO PERFORM ACTIVE
24 GUARD AND RESERVE DUTY.—

1 (1) AUTHORITY.—Subsection (a) of section 328
2 of such title is amended by striking “the com-
3 manding general” and inserting “the Mayor of the
4 District of Columbia”.

5 (2) CLERICAL AMENDMENTS.—

6 (A) SECTION HEADING.—The heading of
7 such section is amended to read as follows:

8 **“§ 328. Active Guard and Reserve duty: authority of**
9 **chief executive”.**

10 (B) TABLE OF SECTIONS.—The table of
11 sections at the beginning of chapter 3 of such
12 title is amended by striking the item relating to
13 section 328 and inserting the following new
14 item:

“328. Active Guard and Reserve duty: authority of chief executive.”.

15 (g) PERSONNEL MATTERS.—Section 505 of such title
16 is amended by striking “commanding general of the Na-
17 tional Guard of the District of Columbia” in the first sen-
18 tence and inserting “Mayor of the District of Columbia”.

19 (h) NATIONAL GUARD CHALLENGE PROGRAM.—Sec-
20 tion 509 of such title is amended—

21 (1) in subsection (c)(1), by striking “the com-
22 manding general of the District of Columbia Na-
23 tional Guard, under which the Governor or the com-
24 manding general” and inserting “the Mayor of the

1 District of Columbia, under which the Governor or
2 the Mayor”;

3 (2) in subsection (g)(2), by striking “the com-
4 manding general of the District of Columbia Na-
5 tional Guard” and inserting “the Mayor of the Dis-
6 trict of Columbia”;

7 (3) in subsection (j), by striking “the com-
8 manding general of the District of Columbia Na-
9 tional Guard” and inserting “the Mayor of the Dis-
10 trict of Columbia”; and

11 (4) in subsection (k), by striking “the com-
12 manding general of the District of Columbia Na-
13 tional Guard” and inserting “the Mayor of the Dis-
14 trict of Columbia”.

15 (i) ISSUANCE OF SUPPLIES.—Section 702(a) of such
16 title is amended by striking “commanding general of the
17 National Guard of the District of Columbia” and inserting
18 “Mayor of the District of Columbia”.

19 (j) APPOINTMENT OF FISCAL OFFICER.—Section
20 708(a) of such title is amended by striking “commanding
21 general of the National Guard of the District of Colum-
22 bia” and inserting “Mayor of the District of Columbia”.

1 **SEC. _____. CONFORMING AMENDMENT TO THE DISTRICT**
2 **OF COLUMBIA HOME RULE ACT.**

3 Section 602(b) of the District of Columbia Home
4 Rule Act (sec. 1–206.02(b), D.C. Official Code) is amend-
5 ed by striking “the National Guard of the District of Co-
6 lumbia,”.

