

**AMENDMENT**  
**TO RULES COMMITTEE PRINT 116–19**  
**OFFERED BY MS. NORTON OF DISTRICT OF**  
**COLUMBIA**

At the end of subtitle B of title V, insert the following:

1 **SEC. 5\_\_\_ . DISTRICT OF COLUMBIA NATIONAL GUARD**  
2 **HOME RULE.**

3 (a) **SHORT TITLE.**—This section may be cited as the  
4 “District of Columbia National Guard Home Rule Act”.

5 (b) **EXTENSION OF NATIONAL GUARD AUTHORITIES**  
6 **TO MAYOR OF THE DISTRICT OF COLUMBIA.**—

7 (1) **MAYOR AS COMMANDER-IN-CHIEF.**—Section  
8 6 of the Act entitled “An Act to provide for the or-  
9 ganization of the militia of the District of Columbia,  
10 and for other purposes”, approved March 1, 1889  
11 (sec. 49–409, D.C. Official Code), is amended by  
12 striking “President of the United States” and in-  
13 sserting “Mayor of the District of Columbia”.

14 (2) **RESERVE CORPS.**—Section 72 of such Act  
15 (sec. 49–407, D.C. Official Code) is amended by  
16 striking “President of the United States” each place

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

3               (3) APPOINTMENT OF COMMISSIONED OFFI-  
4       CERS.—(A) Section 7(a) of such Act (sec. 49–  
5       301(a), D.C. Official Code) is amended—

6               (i) by striking “President of the United  
7       States” and inserting “Mayor of the District of  
8       Columbia”; and

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

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

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

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

20              (i) in subsection (a), by striking “to the  
21       Secretary of the Army” and all that follows  
22       through “which board” and inserting “to a  
23       board of examination appointed by the Com-  
24       manding General, which”; and

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

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

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

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

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

18          (B) Section 46 of such Act (sec. 49–104, D.C.  
19          Official Code) is amended by striking “the Presi-  
20          dent” and inserting “the Mayor of the District of  
21          Columbia”.

22          (5) GENERAL COURTS MARTIAL.—Section 51 of  
23          such Act (sec. 49–503, D.C. Official Code) is  
24          amended by striking “the President of the United

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

3 (c) RETENTION OF PRESIDENTIAL AUTHORITY OVER  
4 USE OF NATIONAL GUARD OF THE DISTRICT OF COLUM-  
5 BIA TO RESPOND TO HOMELAND DEFENSE EMER-  
6 GENCIES.—

7 (1) IN GENERAL.—Chapter 9 of title 32, United  
8 States Code, is amended by adding at the end the  
9 following new section:

10 **“§ 909. Control of National Guard of the District of**  
11 **Columbia for homeland defense activities**

12 “Notwithstanding the authority of the Mayor of the  
13 District of Columbia as the Commander-in-Chief of the  
14 National Guard of the District of Columbia, as provided  
15 by section 6 of the Act entitled ‘An Act to provide for  
16 the organization of the militia of the District of Columbia,  
17 and for other purposes’, approved March 1, 1889 (sec. 49–  
18 409, D.C. Official Code), the President retains control  
19 over units and members of the National Guard of the Dis-  
20 trict of Columbia to conduct homeland defense activities  
21 that the President determines to be necessary and appro-  
22 priate for participation by the National Guard units or  
23 members.”.

1           (2) CLERICAL AMENDMENT.—The table of sec-  
2           tions at the beginning of such chapter is amended  
3           by adding at the end the following new item:

          “909. Control of National Guard of the District of Columbia for homeland de-  
          fense activities.”.

4           (d) CONFORMING AMENDMENTS TO TITLE 10,  
5 UNITED STATES CODE.—

6           (1) FAILURE TO SATISFACTORILY PERFORM  
7           PRESCRIBED TRAINING.—Section 10148(b) of title  
8           10, United States Code, is amended by striking “the  
9           commanding general of the District of Columbia Na-  
10          tional Guard” and inserting “the Mayor of the Dis-  
11          trict of Columbia”.

12          (2) APPOINTMENT OF CHIEF OF NATIONAL  
13          GUARD BUREAU.—Section 10502(a)(1) of such title  
14          is amended by striking “the commanding general of  
15          the District of Columbia National Guard” and in-  
16          serting “the Mayor of the District of Columbia”.

17          (3) VICE CHIEF OF NATIONAL GUARD BU-  
18          REAU.—Section 10505(a)(1)(A) of such title is  
19          amended by striking “the commanding general of  
20          the District of Columbia National Guard” and in-  
21          serting “the Mayor of the District of Columbia”.

22          (4) OTHER SENIOR NATIONAL GUARD BUREAU  
23          OFFICERS.—Section 10506(a)(1) of such title is  
24          amended by striking “the commanding general of

1 the District of Columbia National Guard” both  
2 places it appears and inserting “the Mayor of the  
3 District of Columbia”.

4 (5) CONSENT FOR ACTIVE DUTY OR RELOCA-  
5 TION.—(A) Section 12301 of such title is amend-  
6 ed—

7 (i) in subsection (b), by striking “com-  
8 manding general of the District of Columbia  
9 National Guard” in the second sentence and in-  
10 serting “Mayor of the District of Columbia”;  
11 and

12 (ii) in subsection (d), by striking the period  
13 at the end and inserting the following: “, or, in  
14 the case of the District of Columbia National  
15 Guard, the Mayor of the District of Columbia.”.

16 (B) Section 12406 of such title is amended by  
17 striking “the commanding general of the National  
18 Guard of the District of Columbia” and inserting  
19 “the Mayor of the District of Columbia”.

20 (6) CONSENT FOR RELOCATION OF UNITS.—  
21 Section 18238 of such title is amended by striking  
22 “the commanding general of the National Guard of  
23 the District of Columbia” and inserting “the Mayor  
24 of the District of Columbia”.

1 (e) CONFORMING AMENDMENTS TO TITLE 32,  
2 UNITED STATES CODE.—

3 (1) MAINTENANCE OF OTHER TROOPS.—Sec-  
4 tion 109(c) of title 32, United States Code, is  
5 amended by striking “(or commanding general in  
6 the case of the District of Columbia)”.

7 (2) DRUG INTERDICTION AND COUNTER-DRUG  
8 ACTIVITIES.—Section 112(h)(2) of such title is  
9 amended by striking “the Commanding General of  
10 the National Guard of the District of Columbia” and  
11 inserting “the Mayor of the District of Columbia”.

12 (3) ADDITIONAL ASSISTANCE.—Section 113 of  
13 such title is amended by adding at the end the fol-  
14 lowing new subsection:

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

18 (4) APPOINTMENT OF ADJUTANT GENERAL.—  
19 Section 314 of such title is amended—

20 (A) by striking subsection (b);

21 (B) by redesignating subsections (c) and  
22 (d) as subsections (b) and (c), respectively; and

23 (C) in subsection (b) (as so redesignated),  
24 by striking “the commanding general of the  
25 District of Columbia National Guard” and in-

1           serting “the Mayor of the District of Colum-  
2           bia,”.

3           (5) RELIEF FROM NATIONAL GUARD DUTY.—  
4           Section 325(a)(2)(B) of such title is amended by  
5           striking “commanding general of the District of Co-  
6           lumbia National Guard” and inserting “the Mayor  
7           of the District of Columbia”.

8           (6) AUTHORITY TO ORDER TO PERFORM ACTIVE  
9           GUARD AND RESERVE DUTY.—

10           (A) AUTHORITY.—Subsection (a) of sec-  
11           tion 328 of such title is amended by striking  
12           “the commanding general” and inserting “the  
13           Mayor of the District of Columbia after con-  
14           sultation with the commanding general”.

15           (B) CLERICAL AMENDMENTS.—

16           (i) SECTION HEADING.—The heading  
17           of such section is amended to read as fol-  
18           lows:

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

21           (ii) TABLE OF SECTIONS.—The table  
22           of sections at the beginning of chapter 3 of  
23           such title is amended by striking the item  
24           relating to section 328 and inserting the  
25           following new item:

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



1           (7) PERSONNEL MATTERS.—Section 505 of  
2 such title is amended by striking “commanding gen-  
3 eral of the National Guard of the District of Colum-  
4 bia” in the first sentence and inserting “Mayor of  
5 the District of Columbia”.

6           (8) NATIONAL GUARD CHALLENGE PROGRAM.—  
7 Section 509 of such title is amended—

8           (A) in subsection (e)(1), by striking “the  
9 commanding general of the District of Colum-  
10 bia National Guard, under which the Governor  
11 or the commanding general” and inserting “the  
12 Mayor of the District of Columbia, under which  
13 the Governor or the Mayor”;

14           (B) in subsection (g)(2), by striking “the  
15 commanding general of the District of Colum-  
16 bia National Guard” and inserting “the Mayor of  
17 the District of Columbia”;

18           (C) in subsection (j), by striking “the com-  
19 manding general of the District of Columbia  
20 National Guard” and inserting “the Mayor of  
21 the District of Columbia”; and

22           (D) in subsection (k), by striking “the  
23 commanding general of the District of Colum-  
24 bia National Guard” and inserting “the Mayor  
25 of the District of Columbia”.

1           (9) ISSUANCE OF SUPPLIES.—Section 702(a) of  
2           such title is amended by striking “commanding gen-  
3           eral of the National Guard of the District of Colum-  
4           bia” and inserting “Mayor of the District of Colum-  
5           bia”.

6           (10) APPOINTMENT OF FISCAL OFFICER.—Sec-  
7           tion 708(a) of such title is amended by striking  
8           “commanding general of the National Guard of the  
9           District of Columbia” and inserting “Mayor of the  
10          District of Columbia”.

11          (f) CONFORMING AMENDMENT TO THE DISTRICT OF  
12          COLUMBIA HOME RULE ACT.—Section 602(b) of the Dis-  
13          trict of Columbia Home Rule Act (sec. 1–206.02(b), D.C.  
14          Official Code) is amended by striking “the National Guard  
15          of the District of Columbia,”.

