

AMENDMENT TO RULES COMMITTEE PRINT 115-
70
OFFERED BY MS. NORTON OF DISTRICT OF
COLUMBIA

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

1 SEC. 515. COMMAND OF THE NATIONAL GUARD OF THE DIS-
2 TRICT OF COLUMBIA.

3 (a) EXTENSION OF NATIONAL GUARD AUTHORITIES
4 TO MAYOR OF THE DISTRICT OF COLUMBIA.—

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

12 (2) RESERVE CORPS.—Section 72 of such Act
13 (sec. 49–407, D.C. Official Code) is amended by
14 striking “President of the United States” each place
15 it appears and inserting “Mayor of the District of
16 Columbia”.

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

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

7 (ii) by striking “President.” and inserting
8 “Mayor.”.

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

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

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

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

23 (ii) in subsection (b), by striking “the Sec-
24 retary of the Army” and all that follows
25 through the period and inserting “the Mayor of

1 the District of Columbia, together with any rec-
2 ommendations of the Commanding General.”.

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

5 (i) by striking “President of the United
6 States” each place it appears and inserting
7 “Mayor of the District of Columbia”; and

8 (ii) by striking “the President may retire”
9 and inserting “the Mayor may retire”.

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

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

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

24 (b) RETENTION OF PRESIDENTIAL AUTHORITY OVER
25 USE OF NATIONAL GUARD OF THE DISTRICT OF COLUM-

1 BIA TO RESPOND TO HOMELAND DEFENSE EMER-
2 GENCIES.—

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

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

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

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

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

23 (c) CONFORMING AMENDMENTS TO TITLE 10,
24 UNITED STATES CODE.—

1 (1) FAILURE TO SATISFACTORILY PERFORM
2 PRESCRIBED TRAINING.—Section 10148(b) of title
3 10, United States Code, is amended by striking “the
4 commanding general of the District of Columbia Na-
5 tional Guard” and inserting “the Mayor of the Dis-
6 trict of Columbia”.

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

12 (3) VICE CHIEF OF NATIONAL GUARD BU-
13 REAU.—Section 10505(a)(1)(A) of such title is
14 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 (4) OTHER SENIOR NATIONAL GUARD BUREAU
18 OFFICERS.—Section 10506(a)(1) of such title is
19 amended by striking “the commanding general of
20 the District of Columbia National Guard” both
21 places it appears and inserting “the Mayor of the
22 District of Columbia”.

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

1 (i) in subsection (b), by striking “com-
2 manding general of the District of Columbia
3 National Guard” in the second sentence and in-
4 serting “Mayor of the District of Columbia”;
5 and

6 (ii) in subsection (d), by striking “governor
7 or other appropriate authority of the State con-
8 cerned” and inserting “governor of the State
9 (or, in the case of the District of Columbia Na-
10 tional Guard, the Mayor of the District of Co-
11 lumbia)”.

12 (B) Section 12406 of such title is amended by
13 striking “the commanding general of the National
14 Guard of the District of Columbia” and inserting
15 “the Mayor of the District of Columbia”.

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

21 (d) CONFORMING AMENDMENTS TO TITLE 32,
22 UNITED STATES CODE.—

23 (1) MAINTENANCE OF OTHER TROOPS.—Sec-
24 tion 109(c) of title 32, United States Code, is

1 amended by striking “(or commanding general in
2 the case of the District of Columbia)”.

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

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

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

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

16 (A) by striking subsection (b);

17 (B) by redesignating subsections (c) and
18 (d) as subsections (b) and (c), respectively; and

19 (C) in subsection (b) (as so redesignated),
20 by striking “the commanding general of the
21 District of Columbia National Guard” and in-
22 serting “the Mayor of the District of Colum-
23 bia,”.

24 (5) RELIEF FROM NATIONAL GUARD DUTY.—
25 Section 325(a)(2)(B) of such title is amended by

1 striking “commanding general of the District of Co-
2 lumbia National Guard” and inserting “the Mayor
3 of the District of Columbia”.

4 (6) AUTHORITY TO ORDER TO PERFORM ACTIVE
5 GUARD AND RESERVE DUTY.—

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

11 (B) CLERICAL AMENDMENTS.—

12 (i) SECTION HEADING.—The heading
13 of such section is amended to read as fol-
14 lows:

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

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

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

22 (7) PERSONNEL MATTERS.—Section 505 of
23 such title is amended by striking “commanding gen-
24 eral of the National Guard of the District of Colum-

1 bia” in the first sentence and inserting “Mayor of
2 the District of Columbia”.

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

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

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

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

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

23 (9) ISSUANCE OF SUPPLIES.—Section 702(a) of
24 such title is amended by striking “commanding gen-
25 eral of the National Guard of the District of Colum-

1 bia” and inserting “Mayor of the District of Colum-
2 bia”.

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

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

