

**Union Calendar No.**111<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION**H. R. 157****[Report No. 111-]**

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**

JANUARY 6, 2009

Ms. NORTON introduced the following bill; which was referred to the Committee on the Judiciary

MARCH --, 2009

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italics]

[For text of introduced bill, see copy of bill as introduced on January 6, 2009]

---

**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,*

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “District of Columbia*  
3 *House Voting Rights Act of 2009”.*

4 **SEC. 2. TREATMENT OF DISTRICT OF COLUMBIA AS CON-**  
5 **GRESSIONAL DISTRICT.**

6 (a) *IN GENERAL.*—*Notwithstanding any other provi-*  
7 *sion of law, the District of Columbia shall be considered*  
8 *a Congressional district for purposes of representation in*  
9 *the House of Representatives in the One Hundred Twelfth*  
10 *Congress and each succeeding Congress.*

11 (b) *CONFORMING AMENDMENTS RELATING TO APPOR-*  
12 *TIONMENT OF MEMBERS OF HOUSE OF REPRESENTA-*  
13 *TIVES.*—

14 (1) *INCLUSION OF SINGLE DISTRICT OF COLUM-*  
15 *BIA MEMBER IN REAPPORTIONMENT OF MEMBERS*  
16 *AMONG STATES.*—*Section 22 of the Act entitled “An*  
17 *Act to provide for the fifteenth and subsequent decen-*  
18 *ennial censuses and to provide for apportionment of*  
19 *Representatives in Congress”, approved June 18,*  
20 *1929 (2 U.S.C. 2a), is amended by adding at the end*  
21 *the following new subsection:*

22 *“(d) This section shall apply with respect to the Dis-*  
23 *trict of Columbia in the same manner as this section ap-*  
24 *plies to a State.”.*

25 (2) *CLARIFICATION OF DETERMINATION OF NUM-*  
26 *BER OF PRESIDENTIAL ELECTORS ON BASIS OF 23RD*



1           (2) *EFFECTIVE DATE.*—*The amendment made by*  
2           *paragraph (1) shall apply with respect to the regular*  
3           *decennial census conducted for 2010 and each subse-*  
4           *quent regular decennial census.*

5           (c) *SPECIAL RULES FOR PERIOD PRIOR TO 2012 RE-*  
6           *APPORTIONMENT.*—

7           (1) *TRANSMITTAL OF REVISED STATEMENT OF*  
8           *APPORTIONMENT BY PRESIDENT.*—*Not later than 30*  
9           *days after the date of the enactment of this Act, the*  
10           *President shall transmit to Congress the most recent*  
11           *statement of apportionment submitted under section*  
12           *22(a) of the Act entitled “An Act to provide for the*  
13           *fifteenth and subsequent decennial censuses and to*  
14           *provide for apportionment of Representatives in Con-*  
15           *gress”, approved June 18, 1929 (2 U.S.C. 2a(a)), re-*  
16           *vised to take into account this Act and the amend-*  
17           *ments made by this Act.*

18           (2) *REPORT BY CLERK.*—*Not later than 15 cal-*  
19           *endar days after receiving the revised version of the*  
20           *statement of apportionment under paragraph (1), the*  
21           *Clerk of the House of Representatives, in accordance*  
22           *with section 22(b) of such Act (2 U.S.C. 2a(b)), shall*  
23           *send to the executive of each State a certificate of the*  
24           *number of Representatives to which such State is en-*  
25           *titled under section 22 of such Act, and shall submit*

1        *a report to the Speaker of the House of Representa-*  
2        *tives identifying the State (other than the District of*  
3        *Columbia) which is entitled to one additional Rep-*  
4        *resentative pursuant to this section.*

5                *(3) REQUIREMENTS FOR ELECTION OF ADDI-*  
6        *TIONAL MEMBER.—During the One Hundred Twelfth*  
7        *Congress—*

8                        *(A) notwithstanding the final undesignated*  
9                        *paragraph of the Act entitled “An Act for the re-*  
10                        *lief of Doctor Ricardo Vallejo Samala and to*  
11                        *provide for congressional redistricting”, ap-*  
12                        *proved December 14, 1967 (2 U.S.C. 2c), the ad-*  
13                        *ditional Representative to which the State iden-*  
14                        *tified by the Clerk of the House of Representa-*  
15                        *tives in the report submitted under paragraph*  
16                        *(2) is entitled shall be elected from the State at*  
17                        *large; and*

18                        *(B) the other Representatives to which such*  
19                        *State is entitled shall be elected on the basis of*  
20                        *the Congressional districts in effect in the State*  
21                        *for the One Hundred Eleventh Congress.*

22        **SEC. 4. NONSEVERABILITY OF PROVISIONS.**

23                *If any provision of this Act, or any amendment made*  
24        *by this Act, is declared or held invalid or unenforceable,*  
25        *the remaining provisions of this Act and any amendment*

1 *made by this Act shall be treated and deemed invalid and*  
2 *shall have no force or effect of law.*

3 **SEC. 5. EXPEDITED JUDICIAL REVIEW.**

4 *If any action is brought to challenge the constitu-*  
5 *tionality of any provision of this Act or any amendment*  
6 *made by this Act, the following rules shall apply:*

7 (1) *The action shall be filed in the United States*  
8 *District Court for the District of Columbia and shall*  
9 *be heard by a 3-judge court convened pursuant to sec-*  
10 *tion 2284 of title 28, United States Code.*

11 (2) *A copy of the complaint shall be delivered*  
12 *promptly to the Clerk of the House of Representatives*  
13 *and the Secretary of the Senate.*

14 (3) *A final decision in the action shall be review-*  
15 *able only by appeal directly to the Supreme Court of*  
16 *the United States. Such appeal shall be taken by the*  
17 *filing of a notice of appeal within 10 days, and the*  
18 *filing of a jurisdictional statement within 30 days, of*  
19 *the entry of the final decision.*

20 (4) *It shall be the duty of the United States Dis-*  
21 *trict Court for the District of Columbia and the Su-*  
22 *preme Court of the United States to advance on the*  
23 *docket and to expedite to the greatest possible extent*  
24 *the disposition of the action and appeal.*