

108TH CONGRESS
1ST SESSION

H. R. 381

To provide for the retrocession of the District of Columbia to the State of Maryland, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 27, 2003

Mr. REGULA (for himself, Mr. BEREUTER, Mr. DUNCAN, Mr. FOLEY, Mr. HOBSON, Mr. SAM JOHNSON of Texas, Mr. KOLBE, and Mr. ROHR-ABACHER) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on 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

A BILL

To provide for the retrocession of the District of Columbia to the State of Maryland, 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 Maryland Reunion Act”.

1 **SEC. 2. RETROCESSION OF DISTRICT OF COLUMBIA TO**
2 **MARYLAND.**

3 (a) IN GENERAL.—Upon the issuance of a proclama-
4 tion by the President under section 7 and except as pro-
5 vided in subsection (b), the territory ceded to Congress
6 by the State of Maryland to serve as the District consti-
7 tuting the permanent seat of the Government of the
8 United States is ceded and relinquished to the State of
9 Maryland.

10 (b) CONTINUATION OF FEDERAL CONTROL OVER
11 NATIONAL CAPITAL SERVICE AREA.—Notwithstanding
12 subsection (a), Congress shall continue to exercise exclu-
13 sive legislative authority and control over the District of
14 Columbia, which shall consist of the National Capital
15 Service Area described in section 4.

16 **SEC. 3. EFFECT ON JUDICIAL PROCEEDINGS IN DISTRICT**
17 **OF COLUMBIA.**

18 (a) CONTINUATION OF SUITS.—No writ, action, in-
19 dictment, cause, or proceeding pending in any court of the
20 District of Columbia on the effective date of this Act shall
21 abate as a result of the enactment of this Act, but shall
22 be transferred and shall proceed within such appropriate
23 court of the State of Maryland as established under the
24 laws or constitution of the State of Maryland.

25 (b) APPEALS.—An order or decision of any court of
26 the District of Columbia for which no appeal has been filed

1 as of the effective date of this Act shall be considered an
2 order or decision of a court of the State of Maryland for
3 purposes of appeal from and appellate review of such order
4 or decision in an appropriate court of the State of Mary-
5 land.

6 **SEC. 4. NATIONAL CAPITAL SERVICE AREA.**

7 (a) DESCRIPTION.—The National Capital Service
8 Area referred to in section 2(b) is comprised of the prin-
9 cipal Federal monuments, the White House, the Capitol
10 Building, the United States Supreme Court Building, and
11 the Federal executive, legislative, and judicial office build-
12 ings located adjacent to the Mall and the Capitol Building
13 (but shall not include the District Building), and is more
14 particularly described as the territory located within the
15 following boundaries:

16 Beginning at the point on the present Virginia-
17 District of Columbia boundary due west of the
18 northernmost point of Theodore Roosevelt Island
19 and running due east of the eastern shore of the Po-
20 tomac River;

21 thence generally south along the shore at the
22 mean high water mark to the northwest corner of
23 the Kennedy Center;

1 thence east along the north side of the Kennedy
2 Center to a point where it reaches the E Street Ex-
3 pressway;

4 thence east on the expressway to E Street
5 Northwest and thence east on E Street Northwest to
6 Nineteenth Street Northwest;

7 thence north on Nineteenth Street Northwest to
8 F Street Northwest;

9 thence east on F Street Northwest to Eight-
10 eenth Street Northwest;

11 thence south on Eighteenth Street Northwest to
12 Constitution Avenue Northwest;

13 thence east on Constitution Avenue to Seven-
14 teenth Street Northwest;

15 thence north on Seventeenth Street Northwest
16 to H Street Northwest;

17 thence east on H Street Northwest to Madison
18 Place Northwest;

19 thence south on Madison Place Northwest to
20 Pennsylvania Avenue Northwest;

21 thence east on Pennsylvania Avenue Northwest
22 to Fifteenth Street Northwest;

23 thence south on Fifteenth Street Northwest to
24 Pennsylvania Avenue Northwest;

1 thence southeast on Pennsylvania Avenue
2 Northwest to Tenth Street Northwest;
3 thence north on Tenth Street Northwest to E
4 Street Northwest;
5 thence east on E Street Northwest to Ninth
6 Street Northwest;
7 thence south on Ninth Street Northwest to
8 Pennsylvania Avenue Northwest;
9 thence southeast on Pennsylvania Avenue
10 Northwest to John Marshall Place Northwest;
11 thence north on John Marshall Place Northwest
12 to C Street Northwest;
13 thence east on C Street Northwest to Third
14 Street Northwest;
15 thence north on Third Street Northwest to D
16 Street Northwest;
17 thence east on D Street Northwest to Second
18 Street Northwest;
19 thence south on Second Street Northwest to the
20 intersection of Constitution Avenue Northwest and
21 Louisiana Avenue Northwest;
22 thence northeast on Louisiana Avenue North-
23 west to North Capitol Street;
24 thence north on North Capitol Street to Massa-
25 chusetts Avenue Northwest;

1 thence southeast on Massachusetts Avenue
2 Northwest so as to encompass Union Square;
3 thence following Union Square to F Street
4 Northeast;
5 thence east on F Street Northeast to Second
6 Street Northeast;
7 thence south on Second Street Northeast to D
8 Street Northeast;
9 thence west on D Street Northeast to First
10 Street Northeast;
11 thence south on First Street Northeast to C
12 Street Northeast;
13 thence east on C Street Northeast to Third
14 Street Northeast;
15 thence south on Third Street Northeast to
16 Maryland Avenue Northeast;
17 thence south and west on Maryland Avenue
18 Northeast to Constitution Avenue Northeast;
19 thence west on Constitution Avenue Northeast
20 to First Street Northeast;
21 thence south on First Street Northeast to
22 Maryland Avenue Northeast;
23 thence generally north and east on Maryland
24 Avenue to Second Street Northeast;

1 thence south on Second Street Northeast to
2 East Capitol Street;

3 thence east on East Capitol Street to Third
4 Street Northeast;

5 thence south on Third Street Northeast to
6 Independence Avenue Southeast;

7 thence west on Independence Avenue Southeast
8 to Second Street Southeast;

9 thence south on Second Street Southeast to C
10 Street Southeast;

11 thence west on C Street Southeast to New Jer-
12 sey Avenue Southeast;

13 thence south on New Jersey Avenue Southeast
14 to D Street Southeast;

15 thence west on D Street Southeast to Wash-
16 ington Avenue Southwest;

17 thence north and west on Washington Avenue
18 Southwest to the intersection of Independence Ave-
19 nue Southwest and Second Street Southwest;

20 thence south on Second Street Southwest to
21 Virginia Avenue Southwest;

22 thence generally west on Virginia Avenue to
23 Third Street Southwest;

24 thence north on Third Street Southwest to C
25 Street Southwest;

1 thence west on C Street Southwest to Sixth
2 Street Southwest;

3 thence south on Sixth Street Southwest to E
4 Street Southwest;

5 thence west on E Street Southwest to Seventh
6 Street Southwest;

7 thence north on Seventh Street Southwest to
8 Maryland Avenue Southwest;

9 thence west on Maryland Avenue Southwest to
10 Ninth Street Southwest;

11 thence north on Ninth Street Southwest to
12 Independence Avenue Southwest;

13 thence west on Independence Avenue Southwest
14 to Twelfth Street Southwest;

15 thence south on Twelfth Street Southwest to D
16 Street Southwest;

17 thence west on D Street Southwest to Four-
18 teenth Street Southwest;

19 thence south on Fourteenth Street Southwest to
20 the middle of the Washington Channel;

21 thence generally south and east along the
22 midchannel of the Washington Channel to a point
23 due west of the northern boundary line of Fort Les-
24 ley McNair;

1 thence due east to the side of the Washington
2 Channel;

3 thence following generally south and east along
4 the side of the Washington Channel at the mean
5 high water mark, to the point of confluence with the
6 Anacostia River, and along the northern shore at the
7 mean high water mark to the northernmost point of
8 the Eleventh Street Bridge;

9 thence generally south and west along such
10 shore at the mean high water mark to the point of
11 confluence of the Anacostia and Potomac Rivers;

12 thence generally south and east along the
13 northern side of the Eleventh Street Bridge to the
14 eastern shore of the Anacostia River;

15 thence generally south along the eastern shore
16 at the mean high water mark of the Potomac River
17 to the point where it meets the present southeastern
18 boundary line of the District of Columbia;

19 thence south and west along such southeastern
20 boundary line to the point where it meets the
21 present Virginia-District of Columbia boundary;

22 thence generally north and west up the Poto-
23 mac River along the Virginia-District of Columbia
24 boundary to the point of beginning.

1 (b) STREETS AND SIDEWALKS.—The National Cap-
2 ital Service Area shall include any street (and sidewalk
3 thereof) that bounds such Area.

4 (c) AFFRONTING OR ABUTTING FEDERAL REAL
5 PROPERTY.—

6 (1) IN GENERAL.—The National Capital Serv-
7 ice Area shall include any Federal real property af-
8 fronting or abutting such Area as of the effective
9 date of this Act.

10 (2) PROPERTY INCLUDED.—For purposes of
11 paragraph (1), Federal real property affronting or
12 abutting the National Capital Service Area shall—

13 (A) include the Department of Housing
14 and Urban Development Building, the Depart-
15 ment of Energy Building, Fort Lesley McNair,
16 the Washington Navy Yard, the Anacostia
17 Naval Annex, the United States Naval Station,
18 Bolling Air Force Base, and the Naval Re-
19 search Laboratory; and

20 (B) not include any portion of Rock Creek
21 Park, any portion of Anacostia Park east of the
22 northern side of the Eleventh Street Bridge, or
23 any territory not located in the District of Co-
24 lumbia on the day before the date of the enact-
25 ment of this Act.

1 **SEC. 5. TRANSITION PROVISIONS RELATING TO HOUSE OF**
2 **REPRESENTATIVES.**

3 (a) **TEMPORARY INCREASE IN APPORTIONMENT.—**

4 (1) **IN GENERAL.—**Until the taking effect of the
5 first reapportionment occurring after the effective
6 date of this Act—

7 (A) the individual serving as the Delegate
8 to the House of Representatives from the Dis-
9 trict of Columbia shall serve as a member of
10 the House of Representatives from the State of
11 Maryland;

12 (B) the State of Maryland shall be entitled
13 to 1 additional Representative until the taking
14 effect of such reapportionment; and

15 (C) such Representative shall be in addi-
16 tion to the membership of the House of Rep-
17 resentatives as now prescribed by law.

18 (2) **INCREASE NOT COUNTED AGAINST TOTAL**
19 **NUMBER OF MEMBERS.—**The temporary increase in
20 the membership of the House of Representatives
21 provided under paragraph (1) shall not operate to ei-
22 ther increase or decrease the permanent membership
23 of the House of Representatives as prescribed in the
24 Act of August 8, 1911 (37 Stat. 13; 2 U.S.C. 2),
25 nor shall such temporary increase affect the basis of
26 reapportionment established by the Act of November

1 15, 1941 (55 Stat. 761; 2 U.S.C. 2a), for the 82nd
2 Congress and each Congress thereafter.

3 (b) REPEAL OF LAWS PROVIDING FOR DELEGATE
4 FROM THE DISTRICT OF COLUMBIA.—Sections 202 and
5 204 of the District of Columbia Delegate Act (Public Law
6 91–405; sections 1–401 and 1–402, D.C. Official Code)
7 are repealed, and the provisions of law amended or re-
8 pealed by such sections are restored or revived as if such
9 sections had not been enacted.

10 **SEC. 6. EFFECT ON OTHER LAWS.**

11 No law or regulation which is in force on the effective
12 date of this Act shall be deemed amended or repealed by
13 this Act except to the extent specifically provided in this
14 Act, or to the extent that such law or regulation is incon-
15 sistent with this Act.

16 **SEC. 7. PROCLAMATION REGARDING ACCEPTANCE OF RET-**
17 **ROCESSION BY MARYLAND.**

18 Not later than 30 days after the State of Maryland
19 enacts legislation accepting the retrocession described in
20 section 2(a), the President shall issue a proclamation an-
21 nouncing such acceptance and declaring that the territory
22 ceded to Congress by the State of Maryland to serve as
23 the District constituting the permanent seat of the Gov-
24 ernment of the United States has been ceded back to the
25 State of Maryland.

1 **SEC. 8. EFFECTIVE DATE.**

2 The provisions of this Act and the amendments made
3 by this Act shall take effect on the date the President
4 issues a proclamation under section 7 or the date of the
5 ratification of an amendment to the Constitution of the
6 United States repealing the twenty-third article of amend-
7 ment to the Constitution, whichever comes later.

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