

Union Calendar No. 41

117TH CONGRESS
1ST SESSION

H. R. 2694

[Report No. 117-58]

To amend title 18, United States Code, to provide for transportation and subsistence for criminal justice defendants, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 20, 2021

Mr. JEFFRIES (for himself, Mr. ROY, Mr. JOHNSON of Georgia, Mrs. RODGERS of Washington, and Mr. TAYLOR) introduced the following bill; which was referred to the Committee on the Judiciary

JUNE 11, 2021

Reported from the Committee on the Judiciary; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To amend title 18, United States Code, to provide for transportation and subsistence for criminal justice defendants, 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 “Criminal Judicial Ad-
5 ministration Act of 2021”.

6 **SEC. 2. TRANSPORTATION AND SUBSISTENCE FOR CRIMI-**
7 **NAL JUSTICE ACT DEFENDANTS.**

8 Section 4285 of title 18, United States Code, is
9 amended in the first sentence—

10 (1) by striking “when the interests of justice
11 would be served thereby and the United States judge
12 or magistrate judge is satisfied, after appropriate in-
13 quiry, that the defendant is financially unable to
14 provide the necessary transportation to appear be-
15 fore the required court on his own” and inserting
16 “when the United States judge or magistrate judge
17 is satisfied that the defendant is indigent based on
18 appointment of counsel pursuant to section 3006A,
19 or, after appropriate inquiry, that the defendant is
20 financially unable to provide necessary transpor-
21 tation on his own”;

22 (2) by striking “to the place where his appear-
23 ance is required,” and inserting “(1) to the place
24 where each appearance is required and (2) to return

1 to the place of the person’s arrest or bona fide resi-
 2 dence,”; and

3 (3) by striking “to his destination,” and insert-
 4 ing “which includes money for both lodging and
 5 food, during travel to the person’s destination and
 6 during any proceeding at which the person’s appear-
 7 ance is required”.

8 **SEC. 3. EFFECTIVE USE OF MAGISTRATE JUDGES TO DE-**
 9 **CIDE POSTJUDGMENT MOTIONS.**

10 Section 3401 of title 18, United States Code, is
 11 amended—

12 (1) in subsection (b)—

13 (A) in the second sentence, by striking
 14 “and” after “trial, judgment,”;

15 (B) in the second sentence, by inserting “,
 16 and rulings on all post-judgment motions” after
 17 “sentencing”;

18 (C) in the third sentence, by striking
 19 “and” after “trial, judgment,”; and

20 (D) in the third sentence, by inserting “,
 21 and rulings on all post-judgment motions” after
 22 “sentencing”;

23 (2) in subsection (c), by striking “, with the ap-
 24 proval of a judge of the district court,”; and

1 (3) by inserting after subsection (i) the fol-
2 lowing:

3 “(j) A magistrate judge who exercises trial jurisdic-
4 tion under this section, in either a petty offense case or
5 a misdemeanor case in which the defendant has consented
6 to a magistrate judge, may also rule on all post-judgment
7 motions in that case, including but not limited to petitions
8 for writs of habeas corpus, writs of coram nobis, motions
9 to vacate a sentence under section 2255 of title 28, and
10 motions related to mental competency under chapter 313
11 of this title.”.

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