

Public Law 94-349
94th Congress

An Act

July 8, 1976

[H.R. 13899]

To delay the effective date of certain proposed amendments to the Federal Rules of Criminal Procedure and certain other rules promulgated by the United States Supreme Court.

Federal Rules of
Procedure.
Certain proposed
amendments,
delay of effective
date.
18 USC 3771
note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of sections 3771 and 3772 of title 18 of the United States Code, the amendments to rules 6(e), 23, 24, 40.1 and 41(c) (2) of the Rules of Criminal Procedure for the United States district courts which are embraced by the order entered by the United States Supreme Court on April 26, 1976, and which were transmitted to the Congress on or about April 26, 1976, shall not take effect until August 1, 1977, or until and to the extent approved by Act of Congress, whichever is earlier. The remainder of the proposed amendments to the Federal Rules of Criminal Procedure shall become effective August 1, 1976, pursuant to law.

28 USC 2071
note.

SEC. 2. That, notwithstanding the provisions of section 2072 of title 28 of the United States Code, the rules and forms governing section 2254 cases in the United States district courts and the rules and forms governing section 2255 proceedings in the United States district courts which are embraced by the order entered by the United States Supreme Court on April 26, 1976, and which were transmitted to the Congress on or about April 26, 1976, shall not take effect until thirty days after the adjournment sine die of the 94th Congress, or until and to the extent approved by Act of Congress, whichever is earlier.

Approved July 8, 1976.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 94-1204 (Comm. on the Judiciary).

SENATE REPORT No. 94-990 (Comm. on the Judiciary).

CONGRESSIONAL RECORD, Vol. 122 (1976):

June 7, considered and passed House.

June 29, considered and passed Senate, amended.

June 30, House agreed to Senate amendment.