

105TH CONGRESS  
2D SESSION

# S. 2456

To convert a temporary Federal judgeship in the district of Hawaii to a permanent judgeship, extend statutory authority for magistrate positions in Guam and the Northern Mariana Islands, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 10, 1998

Mr. INOUE introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To convert a temporary Federal judgeship in the district of Hawaii to a permanent judgeship, extend statutory authority for magistrate positions in Guam and the Northern Mariana Islands, 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. CONVERSION OF TEMPORARY JUDGESHIP TO**  
4       **PERMANENT JUDGESHIP.**

5       (a) IN GENERAL.—The existing district judgeship for  
6 the district of Hawaii authorized by section 203(c)(2) of  
7 the Judicial Improvements Act of 1990 (Public Law 101–  
8 650, 28 U.S.C. 133 note) shall, as of the date of the enact-

1 ment of this Act, be authorized under section 133 of title  
 2 28, United States Code, and the incumbent in that office  
 3 shall hold the office under section 133 of title 28, United  
 4 States Code (as amended by this section).

5 (b) TECHNICAL AND CONFORMING AMENDMENT.—  
 6 The table contained in section 133(a) of title 28, United  
 7 States Code, is amended by striking the item relating to  
 8 Hawaii and inserting the following:

“Hawaii ..... 4”.

9 **SEC. 2. EXTENSION OF STATUTORY AUTHORITY FOR MAG-**  
 10 **ISTRATE POSITIONS TO BE ESTABLISHED IN**  
 11 **THE DISTRICT COURTS OF GUAM AND THE**  
 12 **NORTHERN MARIANA ISLANDS.**

13 Section 631 of title 28, United States Code, is  
 14 amended—

15 (1) in subsection (a) by striking the first two  
 16 sentences and inserting the following: “The judges  
 17 of each United States district court and the district  
 18 courts of the Virgin Islands, Guam, and the North-  
 19 ern Mariana Islands shall appoint United States  
 20 magistrates in such numbers and to serve at such lo-  
 21 cations within the judicial districts as the Judicial  
 22 Conference may determine under this chapter. In  
 23 the case of a magistrate appointed by the district  
 24 court of the Virgin Islands, Guam, or the Northern

1 Mariana Islands, this chapter shall apply as though  
2 the court appointing such a magistrate were a  
3 United States district court.”; and

4 (2) in subsection (b)(1) by inserting in the first  
5 sentence after “Commonwealth of Puerto Rico,” the  
6 following: “the Territory of Guam, the Common-  
7 wealth of the Northern Mariana Islands,”.

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