

106TH CONGRESS
1ST SESSION

H. R. 944

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

IN THE HOUSE OF REPRESENTATIVES

MARCH 2, 1999

Mr. UNDERWOOD for himself, Mr. ABERCROMBIE, and Mrs. MINK of Hawaii) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To convert a temporary Federal judgeship in the district of Hawaii to a permanent judgeship, to authorize an additional permanent judgeship in the district of Hawaii, 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,*

1 **SECTION 1. DISTRICT JUDGEShips FOR THE DISTRICT OF**
 2 **HAWAII.**

3 (a) CONVERSION OF TEMPORARY JUDGESHIP TO
 4 PERMANENT JUDGESHIP.—The existing district judgeship
 5 for the district of Hawaii authorized by section 203(c)(2)
 6 of the Judicial Improvements Act of 1990 (Public Law
 7 101–650, 28 U.S.C. 133 note) shall, as of the date of the
 8 enactment of this Act, be authorized under section 133
 9 of title 28, United States Code, and the incumbent in that
 10 office shall hold the office under section 133 of title 28,
 11 United States Code (as amended by this section).

12 (b) ADDITIONAL PERMANENT DISTRICT JUDGE-
 13 SHIP.—The President shall appoint, by and with the ad-
 14 vice and consent of the Senate, 1 additional district judge
 15 for the district of Hawaii.

16 (c) TECHNICAL AND CONFORMING AMENDMENT.—
 17 The table contained in section 133(a) of title 28, United
 18 States Code, is amended by striking the item relating to
 19 Hawaii and inserting the following:

“Hawaii 5”.

1 **SEC. 2. EXTENSION OF STATUTORY AUTHORITY FOR MAG-**
2 **ISTRATE POSITIONS TO BE ESTABLISHED IN**
3 **THE DISTRICT COURTS OF GUAM AND THE**
4 **NORTHERN MARIANA ISLANDS.**

5 Section 631 of title 28, United States Code, is
6 amended—

7 (1) in subsection (a) by striking the first two
8 sentences and inserting the following: “The judges
9 of each United States district court and the district
10 courts of the Virgin Islands, Guam, and the North-
11 ern Mariana Islands shall appoint United States
12 magistrates in such numbers and to serve at such lo-
13 cations within the judicial districts as the Judicial
14 Conference may determine under this chapter. In
15 the case of a magistrate appointed by the district
16 court of the Virgin Islands, Guam, or the Northern
17 Mariana Islands, this chapter shall apply as though
18 the court appointing such a magistrate were a
19 United States district court.”; and

20 (2) in subsection (b)(1) by inserting in the first
21 sentence after “Commonwealth of Puerto Rico,” the
22 following: “the Territory of Guam, the Common-
23 wealth of the Northern Mariana Islands,”.

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