

Proviso.
To conclude pending cases.

Power of assigned judge after terminating service, as to cases considered by him.

Vol. 36, p. 1131, amended.

Circuit judges.
Number for each circuit.

Vol. 40, p. 1157.
Appointment, salary, and residence.

Service on circuit court of appeals.

Proviso.
Other duties.

Inconsistent laws repealed.

September 14, 1922.
[H. R. 12493.]
[Public, No. 299.]

Army.
Number of officers below lieutenant colonel to be discharged and recommissioned, to be determined by the President.
Ante, p. 722.

Provisos.
Modification of authorized strength.
Ante, p. 721, amended.

Total allowed January 1, 1923.

all the duties, of a judge of the district, or a justice of the court, to which he has been assigned (excepting the power of appointment to a statutory position or of permanent designation of newspaper or depository of funds): *Provided, however*, That in case a trial has been entered upon before such period of service has expired and has not been concluded, the period of service shall be deemed to be extended until the trial has been concluded.

"Any designated and assigned judge who has held court in another district than his own shall have power, notwithstanding his absence from such district and the expiration of the time limit in his designation, to decide all matters which have been submitted to him within such district, to decide motions for new trials, settle bills of exceptions, certify or authenticate narratives of testimony, or perform any other act required by law or the rules to be performed in order to prepare any case so tried by him for review in an appellate court; and his action thereon in writing filed with the clerk of the court where the trial or hearing was had shall be as valid as if such action had been taken by him within that district and within the period of his designation."

SEC. 6. Section 118 of the Judicial Code, as amended, is hereby further amended to read as follows:

"SEC. 118. There shall be in the second, seventh, and eighth circuits, respectively, four circuit judges; and in each of the other circuits, three circuit judges, to be appointed by the President, by and with the advice and consent of the Senate. All circuit judges shall receive a salary of \$8,500.00 a year each, payable monthly. Each circuit judge shall reside within his circuit, and when appointed shall be a resident of the circuit for which he is appointed. The circuit judges in each circuit shall be judges of the circuit court of appeals in that circuit, and it shall be the duty of each circuit judge in each circuit to sit as one of the judges of the circuit court of appeals in that circuit from time to time according to law: *Provided*, That nothing in this section shall be construed to prevent any circuit judge holding district court or otherwise, as provided by other sections of the Judicial Code."

SEC. 7. All laws or parts thereof inconsistent or in conflict with the provisions of this Act are hereby repealed.

Approved, September 14, 1922.

CHAP. 307.—An Act Amending the Act of June 30, 1922, making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1923, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President, upon the recommendation of the board of general officers convened to carry out the elimination provisions of the Act entitled "An Act making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1923, and for other purposes," approved June 30, 1922, is authorized to determine the number of officers below the grade of lieutenant colonel that shall be discharged and recommissioned in the next lower grade notwithstanding the limitation of eight hundred in said Act: *Provided*, That the President is authorized, upon the recommendation of said board, to increase the authorized strength of various grades as prescribed in said Act by not more than fifty colonels, one hundred and fifty majors, and three hundred captains, and to decrease by a total of not to exceed five hundred, apportioned among the grades as the President may determine, the authorized strength of the two lowest grades as prescribed by said Act: *Provided further*, That on and

after January 1, 1923, there shall be not to exceed a total of twelve thousand officers in the Army and on and after that date the authorized number in each grade shall be as prescribed in said Act or as modified and prescribed by the President in accordance with the provisions of the preceding proviso, and on that date there shall not be any promotion list officers in any grade in addition to these prescribed numbers: *Provided further*, That the discharge and recommission of officers in the next lower grade shall not operate to reduce the pay or allowances which they are now receiving or to deprive them of credit for service now counted for purposes of pay or retirement: *And provided further*, That in discharging and recommissioning officers in inverse order of standing on the promotion list any officer who is once discharged from the grade he now holds and is recommissioned in the next lower grade shall be passed over.

SEC. 2. That the retired general officers who have been called to active duty for service on the said elimination board shall be entitled from date of detail and while so serving to the active pay and allowances of their grade.

SEC. 3. That the first proviso under the heading "Arms, Uniforms, Equipment, and so forth, for field service, National Guard" in Title I of said Act is amended to read as follows: "That members of the National Guard and Officers' Reserve Corps who have or shall become entitled for a continuous period of less than one month to Federal pay at the rates fixed for the Regular Army, whether by virtue of a call by the President, of attendance at school or maneuver, or of any other cause, and whose accounts have not yet been settled, shall receive such pay for each day of such period; and the thirty-first day of a calendar month shall not be excluded from the computation."

SEC. 4. That all laws and parts of laws in so far as they are inconsistent with this Act are hereby repealed.

Approved, September 14, 1922.

CHAP. 308.—An Act To create the White House police force, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby created and established for the protection of the Executive Mansion and grounds in the District of Columbia a permanent police force, to be known as the White House police. Such force shall be under the sole control of the President and under the direct supervision of such officer as he may designate. The members of such force shall possess privileges and powers and perform duties similar to those of the members of the Metropolitan police of the District of Columbia, and such additional privileges, powers, and duties as the President may prescribe.

SEC. 2. (a) That the White House police force shall consist of one first sergeant with grade corresponding to that of detective sergeant (Metropolitan police), two sergeants with grade corresponding to that of sergeant (Metropolitan police), and thirty privates with grade corresponding to that of private, class three (Metropolitan police), appointed under the direction of the President from the members of the Metropolitan police force and the United States park police force from lists furnished by the officers in charge of such forces. Vacancies shall be filled in the same manner.

(b) Any vacancy in the Metropolitan police force or in the United States park police force caused by appointments to the White House police force shall be filled in the manner provided by law.

Additional officers eliminated.

No pay, etc., reduced.

Status of recommissioned officers.

Active pay to officers on elimination board.

National Guard and Officers' Reserve Corps. Allowed Army pay for service less than a month.

Ante, p. 749, amended.

Inconsistent laws repealed.

September 14, 1922.

[S. 3659.]

[Public, No. 300.]

Executive Mansion. White House police force created for.

Under control of the President.

Duties.

Composition, etc.

Appointment from Metropolitan police and park police.

Vacancies created by appointments to be filled.