

106TH CONGRESS
1ST SESSION

S. 184

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 SENATE OF THE UNITED STATES

JANUARY 19, 1999

Mr. INOUE introduced the following bill; which was read twice and 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,*

3 **SECTION 1. DISTRICT JUDGESHIPS FOR THE DISTRICT OF**
4 **HAWAII.**

5 (a) **CONVERSION OF TEMPORARY JUDGESHIP TO**
6 **PERMANENT JUDGESHIP.**—The existing district judgeship

1 for the district of Hawaii authorized by section 203(e)(2)
2 of the Judicial Improvements Act of 1990 (Public Law
3 101–650, 28 U.S.C. 133 note) shall, as of the date of the
4 enactment of this Act, be authorized under section 133
5 of title 28, United States Code, and the incumbent in that
6 office shall hold the office under section 133 of title 28,
7 United States Code (as amended by this section).

8 (b) ADDITIONAL PERMANENT DISTRICT JUDGE-
9 SHIP.—The President shall appoint, by and with the ad-
10 vice and consent of the Senate, 1 additional district judge
11 for the district of Hawaii.

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

“Hawaii 5”.

16 **SEC. 2. EXTENSION OF STATUTORY AUTHORITY FOR MAG-**
17 **ISTRATE POSITIONS TO BE ESTABLISHED IN**
18 **THE DISTRICT COURTS OF GUAM AND THE**
19 **NORTHERN MARIANA ISLANDS.**

20 Section 631 of title 28, United States Code, is
21 amended—

22 (1) in subsection (a) by striking the first two
23 sentences and inserting the following: “The judges
24 of each United States district court and the district

1 courts of the Virgin Islands, Guam, and the North-
2 ern Mariana Islands shall appoint United States
3 magistrates in such numbers and to serve at such lo-
4 cations within the judicial districts as the Judicial
5 Conference may determine under this chapter. In
6 the case of a magistrate appointed by the district
7 court of the Virgin Islands, Guam, or the Northern
8 Mariana Islands, this chapter shall apply as though
9 the court appointing such a magistrate were a
10 United States district court.”; and

11 (2) in subsection (b)(1) by inserting in the first
12 sentence after “Commonwealth of Puerto Rico,” the
13 following: “the Territory of Guam, the Common-
14 wealth of the Northern Mariana Islands,”.

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