

Union Calendar No. 363

104TH CONGRESS
2D SESSION

S. 531

[Report No. 104-697]

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 29, 1995

Referred to the Committee on the Judiciary

JULY 23, 1996

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

AN ACT

To authorize a circuit judge who has taken part in an in banc hearing of a case to continue to participate in that case after taking senior status, 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. AMENDMENT.**

4 The last sentence of section 46(c) of title 28, United
5 States Code, is amended by inserting “(1)” after “eligi-
6 ble” and by inserting before the period at the end of the
7 sentence “, or (2) to continue to participate in the decision

1 of a case or controversy that was heard or reheard by the
2 court in banc at a time when such judge was in regular
3 active service”.

Passed the Senate September 28 (legislative day,
September 25), 1995.

Attest: KELLY D. JOHNSTON,
Secretary.

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