

105TH CONGRESS  
1ST SESSION

# H. R. 977

To provide for the conversion of existing temporary United States district judgeships to permanent status, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

MARCH 6, 1997

Mr. HYDE (for himself and Mr. CONYERS) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To provide for the conversion of existing temporary United States district judgeships to permanent 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. ADDITIONAL JUDGESHIP FOR NORTHERN DIS-**  
4       **TRICT OF ALABAMA.**

5       The President shall appoint, by and with the advice  
6       and consent of the Senate, one additional district judge  
7       for the Northern District of Alabama.

1 **SEC. 2. CONVERSION OF TEMPORARY JUDGESHIPS TO PER-**  
2 **MANENT JUDGESHIPS.**

3 The existing district judgeships for the eastern dis-  
4 trict of California, the southern district of Illinois, the  
5 northern district of New York, and the eastern district of  
6 Virginia authorized by section 203(c) of the Judicial Im-  
7 provements Act of 1990 (Public Law 101–650, 28 U.S.C.  
8 133 note) shall, as of the date of the enactment of this  
9 Act, be authorized under section 133 of title 28, United  
10 States Code, and the incumbents in those offices shall hold  
11 the office under section 133 of title 28, United States  
12 Code, as amended by this Act.

13 **SEC. 3. COMMENCEMENT DATE OF TEMPORARY JUDGE-**  
14 **SHIPS.**

15 Section 203(c) of the Judicial Improvements Act of  
16 1990 (Public Law 101–650, 28 U.S.C. 133 note) is  
17 amended by striking the last three sentences and inserting  
18 the following: “In the western district of Michigan, the  
19 first vacancy in the office of district judge occurring after  
20 December 1, 1995, shall not be filled. In the eastern dis-  
21 trict of Pennsylvania, the first vacancy in the office of dis-  
22 trict judge occurring five years or more after the confirma-  
23 tion date of the judge named to fill the temporary judge-  
24 ship created by this subsection shall not be filled. In the

1 district of Hawaii, the central district of Illinois, the dis-  
 2 trict of Kansas, the eastern district of Missouri, the north-  
 3 ern district of Ohio, and the district of Nebraska, the first  
 4 vacancy in the office of district judge occurring 10 years  
 5 or more after the confirmation date of a judge named to  
 6 fill a temporary judgeship created by this subsection shall  
 7 not be filled. For districts named in this subsection for  
 8 which multiple judgeships are created by this Act, the last  
 9 of those judgeships filled shall be the judgeship created  
 10 under this subsection.”.

11 **SEC. 4. CONFORMING AMENDMENT.**

12 The table contained in section 133 of title 28, United  
 13 States Code, is amended to read as follows:

“Districts	Judges
Alabama:	
Northern .....	8
Middle .....	3
Southern .....	3
Alaska .....	3
Arizona .....	8
Arkansas:	
Eastern .....	5
Western .....	3
California:	
Northern .....	14
Eastern .....	7
Central .....	27
Southern .....	8
Colorado .....	7
Connecticut .....	8
Delaware .....	4
District of Columbia .....	15
Florida:	
Northern .....	4
Middle .....	11
Southern .....	16
Georgia:	
Northern .....	11
Middle .....	4
Southern .....	3

Hawaii .....	3
Idaho .....	2
Illinois:	
Northern .....	22
Central .....	3
Southern .....	4
Indiana:	
Northern .....	5
Southern .....	5
Iowa:	
Northern .....	2
Southern .....	3
Kansas .....	5
Kentucky:	
Eastern .....	4
Western .....	4
Eastern and Western .....	1
Louisiana:	
Eastern .....	13
Middle .....	2
Western .....	7
Maine .....	3
Maryland .....	10
Massachusetts .....	13
Michigan:	
Eastern .....	15
Western .....	4
Minnesota .....	7
Mississippi:	
Northern .....	3
Southern .....	6
Missouri:	
Eastern .....	6
Western .....	5
Eastern and Western .....	2
Montana .....	3
Nebraska .....	3
Nevada .....	4
New Hampshire .....	3
New Jersey .....	17
New Mexico .....	5
New York:	
Northern .....	5
Southern .....	28
Eastern .....	15
Western .....	4
North Carolina:	
Eastern .....	4
Middle .....	4
Western .....	3
North Dakota .....	2
Ohio:	
Northern .....	11
Southern .....	8

Oklahoma:	
Northern .....	3
Eastern .....	1
Western .....	6
Northern, Eastern, and Western .....	1
Oregon .....	6
Pennsylvania:	
Eastern .....	22
Middle .....	6
Western .....	10
Puerto Rico .....	7
Rhode Island .....	3
South Carolina .....	9
South Dakota .....	3
Tennessee:	
Eastern .....	5
Middle .....	4
Western .....	5
Texas:	
Northern .....	12
Southern .....	18
Eastern .....	7
Western .....	10
Utah .....	5
Vermont .....	2
Virginia:	
Eastern .....	10
Western .....	4
Washington:	
Eastern .....	4
Western .....	7
West Virginia:	
Northern .....	3
Southern .....	5
Wisconsin:	
Eastern .....	4
Western .....	2
Wyoming .....	3”.

