

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1443

To amend chapter 44 of title 28, United States Code, to provide for arbitration in all United States district courts, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 1995

Mr. MOORHEAD (for himself, Mr. SENSENBRENNER, Mr. COBLE, Mr. GOODLATTE, Mr. BONO, Mr. GALLEGLY, and Mr. CANADY of Florida) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend chapter 44 of title 28, United States Code, to provide for arbitration in all United States district courts, 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. SHORT TITLE.**

4 This Act may be cited as the “Court Arbitration Au-  
5 thorization Act of 1995”.

6 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS.**

7 Section 905 of the Judicial Improvements and Access  
8 to Justice Act (28 U.S.C. 651 note) is amended in the

1 first sentence by striking “for each of the fiscal years 1994  
2 through 1997”.

3 **SEC. 3. ARBITRATION TO BE ORDERED IN ALL DISTRICT**  
4 **COURTS.**

5 (a) AUTHORIZATION OF ARBITRATION.—Section  
6 651(a) of title 28, United States Code, is amended to read  
7 as follows:

8 “(a) AUTHORITY.—Each United States district court  
9 shall authorize by local rule the use of arbitration in civil  
10 actions, including adversary proceedings in bankruptcy, in  
11 accordance with this chapter.”.

12 (b) ACTIONS REFERRED TO ARBITRATION.—Section  
13 652(a) of title 28, United States Code, is amended—

14 (1) in paragraph (1)—

15 (A) in the matter preceding subparagraph  
16 (A) by striking “and section 901(c)” and all  
17 that follows through “651” and inserting “a  
18 district court”; and

19 (B) in subparagraph (B) by striking  
20 “\$100,000” and inserting “\$150,000”; and

21 (2) in paragraph (2) by striking “\$100,000”  
22 and inserting “\$150,000”.

23 (c) CERTIFICATION OF ARBITRATORS.—Section  
24 656(a) of title 28, United States Code, is amended by  
25 striking “listed in section 658”.

1 (d) REMOVAL OF LIMITATION.—Section 658 of title  
2 28, United States Code, and the item relating to such sec-  
3 tion in the table of sections at the beginning of chapter  
4 44 of title 28, United States Code, are repealed.

5 **SEC. 4. CONFORMING AMENDMENT.**

6 Section 901 of the Judicial Improvements and Access  
7 to Justice Act (28 U.S.C. 652 note) is amended by strik-  
8 ing subsection (c).

9 **SEC. 5. AMENDMENT TO FEDERAL JUDGESHIP ACT OF 1990.**

10 Section 203(c) of the Federal Judgeship Act of 1990  
11 (28 U.S.C. 133 note) is amended in the last sentence by  
12 striking “effective date of this title” and inserting “date  
13 on which the first appointment of a judge to that office  
14 is confirmed by the Senate”.

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