

**Suspend the Rules and Pass the Bill, H.R. 8124, With an Amendment**

**(The amendment strikes all after the enacting clause and inserts a new text)**

116<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 8124

To amend title 18, United States Code, to provide for transportation and subsistence for criminal justice defendants, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

AUGUST 28, 2020

Mr. JEFFRIES (for himself and Mrs. ROBY) introduced the following bill;  
which was referred to the Committee on the Judiciary

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## A BILL

To amend title 18, United States Code, to provide for transportation and subsistence for criminal justice defendants, 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 “Criminal Judicial Ad-  
5 ministration Act of 2020”.

1 **SEC. 2. TRANSPORTATION AND SUBSISTENCE FOR CRIMI-**  
2 **NAL JUSTICE ACT DEFENDANTS.**

3 Section 4285 of title 18, United States Code, is  
4 amended in the first sentence—

5 (1) by striking “when the interests of justice  
6 would be served thereby and the United States judge  
7 or magistrate judge is satisfied, after appropriate in-  
8 quiry, that the defendant is financially unable to  
9 provide the necessary transportation to appear be-  
10 fore the required court on his own” and inserting  
11 “when the United States judge or magistrate judge  
12 is satisfied that the defendant is indigent based on  
13 appointment of counsel pursuant to section 3006A,  
14 or, after appropriate inquiry, that the defendant is  
15 financially unable to provide necessary transpor-  
16 tation on his own”; and

17 (2) by striking “to the place where his appear-  
18 ance is required,” and inserting “(1) to the place  
19 where each appearance is required and (2) to return  
20 to the place of the person’s arrest or bona fide resi-  
21 dence,”;

22 (3) by striking “to his destination,” and insert-  
23 ing “which includes money for both lodging and  
24 food, during travel to the person’s destination and  
25 during any proceeding at which the person’s appear-  
26 ance is required”.

1 **SEC. 3. EFFECTIVE USE OF MAGISTRATE JUDGES TO DE-**  
2 **CIDE POSTJUDGMENT MOTIONS.**

3 Section 3401 of title 18, United States Code, is  
4 amended—

5 (1) in subsection (b)—

6 (A) in the second sentence, by striking  
7 “and” after “trial, judgment,”;

8 (B) in the second sentence, by inserting “,  
9 and rulings on all post-judgment motions” after  
10 “sentencing”;

11 (C) in the third sentence, by striking  
12 “and” after “trial, judgment,”; and

13 (D) in the third sentence, by inserting “,  
14 and rulings on all post-judgment motions” after  
15 “sentencing”;

16 (2) in subsection (c), by striking “, with the ap-  
17 proval of a judge of the district court,”; and

18 (3) by inserting after subsection (i) the fol-  
19 lowing:

20 “(j) A magistrate judge who exercises trial jurisdic-  
21 tion under this section, in either a petty offense case or  
22 a misdemeanor case in which the defendant has consented  
23 to a magistrate judge, may also rule on all post-judgment  
24 motions in that case, including but not limited to petitions  
25 for writs of habeas corpus, writs of coram nobis, motions  
26 to vacate a sentence under section 2255 of title 28, and

1 motions related to mental competency under chapter 313  
2 of this title.”.