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103d Congress, 2d Session - - - - - House Report 103-883

**REPORT ON THE ACTIVITIES
OF THE
COMMITTEE ON THE JUDICIARY
OF THE
HOUSE OF REPRESENTATIVES
DURING THE
ONE HUNDRED THIRD CONGRESS
PURSUANT TO
CLAUSE 1(d) RULE XI OF THE RULES OF THE
HOUSE OF REPRESENTATIVES**



**JANUARY 2, 1995.—Committed to the Committee of the Whole House on
the State of the Union and ordered to be printed**

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REPORT ON TH

JANUARY 2, 1995.—Com of

Mr. BROOKS

Jurisdiction

The jurisdiction of Rule X, 1.(m) of the 103d Congress:

RULE X.—ESTABLISH

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April 21, 1993 oversight hearing, the Subcommittee heard from the Honorable William Schwarzer, the Director of the Center.

The Judicial Conference of the United States

In 1922, Congress created a Conference of Senior Circuit Judges which today is known as the Judicial Conference of the United States. The Conference is the policymaking body of the Federal Judiciary. On April 21, 1993, the Subcommittee received testimony from the Honorable John Gerry, Chairman of the Executive Committee of the Conference; the Honorable Richard Arnold, Chairman of the Budget Committee; and the Honorable Stanley Marcus, Chairman of Federal-State Jurisdiction for the Conference.

National Commission on Judicial Discipline and Removal

On July 1, 1993, the Subcommittee held an oversight hearing on the Report of the National Commission on Judicial Discipline and Removal. The Subcommittee received testimony from the Honorable Robert W. Kastenmeier, Chairman of the Commission; and the Honorable John F. Gerry, Chairman of the Executive Committee of the U.S. Judicial Conference.

The Commission was established under P.L. 101-650 on December 1990 and formally commenced its work on January 30, 1992. It submitted a final report on August 2, 1993.

The Commission's duties were to investigate and study the problems involved in the discipline and removal from office of lifetime tenured Federal judges. This encompassed an in-depth analysis of the impeachment process and the Judicial Conduct and Disability Act of 1980.

The major conclusion of the Commission was that any proposal for removal of Federal judges from office by means other than impeachment would require a constitutional amendment. The Commission counsels against any such amendment at this time and alternatively suggests some "fine tuning of existing laws and practices" which would increase the speed through which the impeachment process takes place.

The report sets forth a number of recommendations for administrative, rule and statutory reforms affecting the three branches of the Federal Government.

SUB

DON EDWARDS,
JOHN CONYERS,
ROMANO L. MAZ
DAN GLICKMAN,
GEROGE E. SANC
CRAIG A. WASHI
DAVID MANN, OH

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