

105TH CONGRESS
2D SESSION

H. R. 3183

To impose certain conditions with respect to the appointment of masters
in Federal actions.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 11, 1998

Mr. MANZULLO introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To impose certain conditions with respect to the appointment
of masters in Federal actions.

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. CONDITIONS WITH RESPECT TO APPOINTMENT**
4 **OF MASTERS.**

5 In any case in which a Federal court appoints a mas-
6 ter to carry out functions with respect to an action before
7 that court, the following shall apply:

8 (1) The individual appointed as the master
9 must be a resident of the State in which the action
10 is pending.

1 (2) Any party to the action for which the mas-
2 ter is appointed may, within 10 days after receiving
3 notice of the appointment, petition the court for re-
4 moval of the master without cause. No party may
5 file more than 1 petition under this paragraph.

6 (3) Any party to the action for which the mas-
7 ter is appointed may petition the court at any time
8 for removal of the master for the following reasons:

9 (A) Misfeasance or malfeasance in office.

10 (B) Noncompliance with paragraph (1).

11 (C) If the duties of the master are duplica-
12 tive of those of an existing official of the politi-
13 cal subdivision with respect to which the action
14 before the court was brought.

15 The court shall, within 21 days after a petition under
16 paragraph (2) or (3) is filed, hold a hearing for the pur-
17 pose of ruling on the petition.

18 **SEC. 2. APPLICABILITY.**

19 This Act applies to any action pending on the date
20 of the enactment of this Act and to any action commenced
21 on or after such date.

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