

115TH CONGRESS  
1ST SESSION

# S. 1124

To grant the Director of the United States Marshals Service authority to appoint criminal investigators in the excepted service.

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IN THE SENATE OF THE UNITED STATES

MAY 15, 2017

Mr. HATCH (for himself, Mr. COONS, Mr. CORNYN, and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To grant the Director of the United States Marshals Service authority to appoint criminal investigators in the excepted service.

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 “Patrick T. Carothers  
5 U.S. Marshals Service Hiring Improvement Act of 2017”.

1 **SEC. 2. UNITED STATES MARSHALS SERVICE EXCEPTED**  
2 **SERVICE APPOINTMENT AUTHORITY.**

3 (a) IN GENERAL.—Chapter 37 of title 28, United  
4 States Code, is amended by adding at the end the fol-  
5 lowing:

6 **“§ 570. Excepted service appointment authority**

7 “(a) DEFINITIONS.—In this section, the terms ‘com-  
8 petitive service’ and ‘excepted service’ have the meanings  
9 given those terms in sections 2102 and 2103, respectively,  
10 of title 5.

11 “(b) AUTHORITY.—The Director may appoint a  
12 qualified candidate to the position of deputy marshal or  
13 criminal investigator—

14 “(1) in accordance with the statutes, rules, and  
15 regulations governing appointments under Schedule  
16 B of the excepted service; and

17 “(2) notwithstanding any statutes, rules, or  
18 regulations governing appointments in the competi-  
19 tive service.

20 “(c) RULE OF CONSTRUCTION.—The appointment of  
21 a candidate to a position under the authority under sub-  
22 section (b) shall not be considered to cause the position  
23 to be converted from the competitive service to the ex-  
24 cepted service.

1       “(d) LIMIT.—Service by an incumbent in a position  
2 under the authority under subsection (b) may not exceed  
3 4 years.

4       “(e) NONCOMPETITIVE CONVERSION.—The Director  
5 may, upon satisfactory completion of 3 years of substan-  
6 tially continuous service by a qualified incumbent who was  
7 appointed to a position under the authority under sub-  
8 section (b), convert the appointment of the individual,  
9 without competition, to a career or career-conditional ap-  
10 pointment.”.

11       (b) TECHNICAL AND CONFORMING AMENDMENT.—  
12 The table of sections for chapter 37 of title 28, United  
13 States Code, is amended by adding at the end the fol-  
14 lowing:

“570. Excepted service appointment authority.”.

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