

119TH CONGRESS  
1ST SESSION

# H. R. 3607

To amend title 28, United States Code, to transfer the United States Marshals Service to the judicial branch, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 23, 2025

Mr. SWALWELL (for himself, Mr. RASKIN, and Mr. JOHNSON of Georgia) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend title 28, United States Code, to transfer the United States Marshals Service to the judicial branch, 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 “Maintaining Authority  
5 and Restoring Security to Halt the Abuse of Law” or the  
6 “MARSHALS Act”.

7 **SEC. 2. UNITED STATES MARSHALS SERVICE.**

8 (a) TRANSFER.—Title 28, United States Code, is  
9 amended—

1           (1) by redesignating chapter 37 as chapter 59;  
2       and

3           (2) by transferring chapter 59, as so redesign-  
4       nated, from part II to part III so as to appear after  
5       chapter 58.

6       (b) COURT OFFICERS AND EMPLOYEES.—Chapter  
7       59, as redesignated by subsection (a), of title 28, United  
8       States Code, is amended—

9           (1) in section 561—

10               (A) by striking subsections (a) through (d)  
11       and inserting the following:

12       “(a) There is hereby established a United States  
13       Marshals Service as a bureau within the judicial branch  
14       of the United States. There shall be at the head of the  
15       United States Marshals Service (hereafter in this chapter  
16       referred to as the ‘Service’) a Director (hereafter in this  
17       chapter referred to as the ‘Director’) who shall be ap-  
18       pointed by the Chief Justice, in consultation with the  
19       Board established under subsection (i) (hereafter in this  
20       chapter referred to as the ‘Board’). The Director may be  
21       removed by the Board.

22       “(b) The Chief Justice of the United States shall ap-  
23       point, in consultation with the Board, a United States  
24       marshal for each judicial district of the United States and  
25       for the Superior Court of the District of Columbia, except

1 that any marshal appointed for the Northern Mariana Is-  
 2 lands may at the same time serve as marshal in another  
 3 judicial district. Each United States marshal shall be an  
 4 official of the Service and shall serve under the direction  
 5 of the Director.

6 “(c) Each marshal shall be appointed for a term of  
 7 four years. A marshal shall, unless that marshal has re-  
 8 signed or been removed by the Chief Justice of the United  
 9 States, in consultation with the Board, continue to per-  
 10 form the duties of that office after the end of that 4-year  
 11 term until a successor is appointed and qualifies.”;

12 (B) by redesignating subsections (e)  
 13 through (i) as subsections (d) through (h), re-  
 14 spectively; and

15 (C) by adding at the end the following:

16 “(i)(1) The activities of the Director shall be super-  
 17 vised by a Board to be composed of—

18 “(A) the Chief Justice of the United States;

19 “(B) the Judicial Conference of the United  
 20 States; and

21 “(C) the Director, who shall be an ex officio,  
 22 nonvoting member.

23 “(2) The Board shall establish general goals and ob-  
 24 jectives covering the major functions and operations of the

1 Service to improve the efficiency and effectiveness of the  
2 operations of the Service.”;

3 (2) in section 562, by striking subsections (a)  
4 and (b) and inserting the following:

5 “In the case of a vacancy in the office of a United  
6 States marshal, the Chief Justice of the United States,  
7 shall appoint a United States marshal to serve the remain-  
8 der of the 4-year term.”;

9 (3) by striking section 564;

10 (4) by redesignating sections 565 and 566 as  
11 sections 564 and 565, respectively;

12 (5) in section 564, as so redesignated, by strik-  
13 ing “Attorney General” and inserting “Chief Justice  
14 of the United States, in consultation with the  
15 Board”;

16 (6) in section 565, as so redesignated—

17 (A) by striking subsection (e) and inserting  
18 the following:

19 “(e) The United States Marshals Service is author-  
20 ized to provide for the personal protection of Federal ju-  
21 rists, court officers, witnesses, and other threatened per-  
22 sons in the interests of justice where criminal intimidation  
23 impedes on the functioning of the judicial process or any  
24 other official proceeding.”;

1 (B) in subsection (h), by striking “directed  
2 by the Attorney General” and inserting “re-  
3 quested by the Attorney General, and approved  
4 by the Director”; and

5 (C) in subsection (i), by striking the third  
6 sentence;

7 (7) by inserting after section 565, as so redesign-  
8 nated, the following:

9 **“§ 566. Assistance in other law enforcement matters**

10 “At the request of the Attorney General, and with  
11 the approval of the Director, the Service may assist the  
12 Department of Justice with the following tasks:

13 “(1) Investigating such fugitive matters, both  
14 within and outside the United States, as directed by  
15 the Attorney General.

16 “(2) Issuing administrative subpoenas in ac-  
17 cordance with section 3486 of title 18, solely for the  
18 purpose of investigating unregistered sex offenders  
19 (as defined in section 3486).

20 “(3) Assisting State, local, and other Federal  
21 law enforcement agencies, upon the request of such  
22 an agency, in locating and recovering missing chil-  
23 dren.”; and

1 (8) in section 569(b), by striking “President”  
 2 and inserting “Chief Justice, in consultation with  
 3 the Board”.

4 (c) TECHNICAL AND CONFORMING AMENDMENTS.—

5 (1) The table of chapters for part III of title  
 6 28, United States Code, is amended by adding at  
 7 the end the following:

**“59. United States Marshals Service ..... 561”.**

8 (2) The table of contents for chapter 59, as re-  
 9 designated by subsection (a) of this section, is  
 10 amended by read as follows:

“Sec.  
 “561. United States Marshals Service.  
 “562. Vacancies.  
 “563. Oath of office.  
 “564. Expenses of the Service.  
 “565. Powers and duties.  
 “566. Assistance in other law enforcement matters.  
 “567. Collection of fees; accounting.  
 “568. Practice of law prohibited.  
 “569. Reemployment rights.”.

11 (3) Section 3002(16) of title 28, United States  
 12 Code, is amended by striking “, a deputy” and all  
 13 that follows through the period at the end and in-  
 14 serting “or a deputy marshal.”

15 (4) Section 210G(k)(3)(C) of the Homeland Se-  
 16 curity Act of 2002 (6 U.S.C. 124n(k)(3)(C)(ii)) is  
 17 amended—

18 (A) in clause (ii), by striking subclause (I)  
 19 and inserting the following:

1 “(I) personal protection oper-  
2 ations by the Federal Bureau of In-  
3 vestigation as specified in section 533  
4 of title 28, United States Code;”;

5 (B) in clause (iii)(III), by striking “and”  
6 at the end;

7 (C) in clause (iv), by striking the period at  
8 the end and inserting “; and”; and

9 (D) by adding at the end the following:

10 “(v) missions authorized to be per-  
11 formed by the judicial branch, including  
12 personal protection operations by the  
13 United States Marshals Service of Federal  
14 jurists, court officers, witnesses, and other  
15 threatened persons in the interests of jus-  
16 tice, as specified in section 565(e) of title  
17 28, United States Code.”.

18 (5) Section 142(a) of the Sex Offender Reg-  
19 istration and Notification Act (34 U.S.C. 20941(a))  
20 is amended—

21 (A) in the first sentence, by striking “in-  
22 cluding the United States Marshals Service”  
23 and inserting “including at the request of the  
24 Attorney General, and with the approval of the  
25 United States Marshals Service Director, the

1 United States Marshals Service may assist the  
2 Department of Justice”; and  
3 (B) by striking the second sentence.

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