title, and shall terminate the experiment immediately if it determines that these policies and objectives are being violated or whenever in its judgment good cause for such termination exists.

''(b) Jury selection conducted pursuant to this section shall be subject to challenge under section 1867 of this title for substantial failure to comply with the provisions of this title in selecting the jury. However, no challenge under section 1867 of this title shall lie solely on the basis that a jury was selected in accordance with an experiment conducted pursuant to this section.''

EFFECTIVE DATE OF 1992 AMENDMENT

Amendment by Pub. L. 102–572 effective Jan. 1, 1993, see section 1101(a) of Pub. L. 102–572, set out as a note under section 905 of Title 2, The Congress.

SAVINGS PROVISION

Pub. L. 102–572, title IV, § 403(c), Oct. 29, 1972, 106 Stat. 4512, provided that: ''For courts participating in the experiment authorized under section 1878 of title 28, United States Code (as in effect before the effective date of this section [Jan. 1, 1993]), the amendment made by subsection (a) of this section [amending this section] shall be effective on and after January 1, 1992.''

CHAPTER 123—FEES AND COSTS

AMENDMENTS

1996—Pub. L. 104–317, title IV, § 403(a)(2), Oct. 19, 1996, 110 Stat. 3854, added item 1932 ''Judicial Panel on Multidistrict Litigation''.

Pub. L. 104–134, title I, § 101[(a)] [title VIII, §§ 805(b), 809(b)], Apr. 26, 1996, 110 Stat. 1321, 1321–75, 1321–76; renumbered title I, Pub. L. 104–140, § 1(a), May 2, 1996, 110 Stat. 1327, added item 1915A and item 1932 ''Revocation of earned release credit''.

1992—Pub. L. 102–572, title IX, §§ 902(b)(2), 908(b)(2), Oct. 29, 1992, 106 Stat. 4516, 4519, substituted ''Dismissal'' for ''District courts; dismissal'' in item 1919 and ''Court of Federal Claims'' for ''Claims Court'' as item 1926.

1988—Pub. L. 100–702, title X, § 1020(a)(8), Nov. 19, 1988, 102 Stat. 4672, substituted ''court'' for ''courts'' after ''District'' in item 1914.

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[1] So in original. Two sections 1932 have been enacted.

1986—Pub. L. 99–500, § 101(b) [title IV, § 407(d)], Oct. 18, 1986, 100 Stat. 1783–39, 1783–64, and Pub. L. 99–591, § 101(b) [title IV, § 407(d)], Oct. 30, 1986, 100 Stat. 3341–39, 3341–64, added item 1931.

1984—Pub. L. 98–353, title I, § 111(c), July 10, 1984, 98 Stat. 343, substituted ''fees'' for ''courts'' in item 1930. Notwithstanding directory language that the amendment be made to the table of sections for chapter 125 of this title, the amendment was executed to the table of sections for chapter 123 of this title to reflect the probable intent of Congress.

1982—Pub. L. 97–164, title I, § 139(p)(2), Apr. 2, 1982, 96 Stat. 44, substituted ''Claims Court'' for ''Court of Customs and Patent Appeals'' in item 1926.

1978—Pub. L. 95–598, title II, § 246(b), Nov. 6, 1978, 92 Stat. 2672, added item 1930.

CHANGE OF NAME

''United States magistrate judges'' substituted for ''United States magistrates'' in item 1922 pursuant to section 321 of Pub. L. 101–650, set out as a note under section 631 of this title. Previously, ''United States magistrates'' substituted for ''United States commissioners'' pursuant to Pub. L. 90–578. See chapter 43 (§ 631 et seq.) of this title.

§ 1911. Supreme Court

The Supreme Court may fix the fees to be charged by its clerk.

The fees of the clerk, cost of serving process, and other necessary disbursements incidental to any case before the court, may be taxed against the litigants as the court directs.

(June 25, 1948, ch. 646, 62 Stat. 954.)

HISTORICAL AND REVISION NOTES

Based on title 28, U.S.C., 1940 ed., § 330 (Mar. 3, 1911, ch. 231, § 223, 36 Stat. 1153).

The second paragraph was inserted to give statutory sanction to existing practice.

Changes were made in phraseology.

§ 1912. Damages and costs on affirmance

Where a judgment is affirmed by the Supreme Court or a court of appeals, the court in its discretion may adjudge to the prevailing party just damages for his delay, and single or double costs.

(June 25, 1948, ch. 646, 62 Stat. 954.)

HISTORICAL AND REVISION NOTES

Based on title 28, U.S.C., 1940 ed., § 878, and section 1141(c)(4) of title 26 U.S.C., 1940 ed., Internal Revenue Code (R.S. § 1010; Mar. 3, 1911, ch. 231, §§ 117, 289, 36 Stat. 1131, 1167; Feb. 10, 1939, ch. 2, § 1141(c)(4), 53 Stat. 165).

Section consolidates section 878 of title 28 with section 1141(c)(4) of title 26, both U.S.C., 1940 ed., with changes in phraseology necessary to effect consolidation.

Words ''prevailing party'' were substituted for ''the respondents in error,'' contained in said section 878 of title 28, since writs of error have been abolished.

SENATE REVISION AMENDMENT

By Senate amendment, all provisions relating to the Tax Court were eliminated. Therefore, section 1141(c)(4) of Title 26, U.S.C., Internal Revenue Code, was not one of the sources of this section as finally enacted. However, no change in the text of this section was necessary. See 80th Congress Senate Report No. 1559.

§ 1913. Courts of appeals

The fees and costs to be charged and collected in each court of appeals shall be prescribed from