

nonforfeitable pension benefits, if any, which have accrued, or the earliest date on which benefits will become nonforfeitable. The statement must be written in a manner calculated to be understood by the average plan participant and may be provided in writing or in electronic or other form reasonably accessible by the participant.

The information provided in a defined benefit plan statement, other than a statement requested by a plan participant, may be based on reasonable estimates. The requirement to provide a defined benefit plan statement is met if the plan notifies participants annually of the availability of a statement and information on how the participant can obtain a statement.

The bill also imposes an excise tax of \$100 a day during a period of noncompliance with the requirement that quarterly benefit statements be provided to participants who have the right to direct investment of their account. The excise tax is imposed on the employer or, in the case of a multiemployer plan, on the plan. No excise tax is imposed during any period during which any person subject to liability for the tax did not know that the failure existed and exercised reasonable diligence to meet the notice requirement.

In addition, no excise tax is imposed to the extent that a person subject to liability for the tax exercised reasonable diligence and actually provided notice as soon as reasonably practicable after the first date such person knew, or exercising reasonable diligence should have known, that such failure existed. For a person who exercised reasonable diligence, the tax is limited to no more than \$500,000 for the failures during a taxable year. Finally, the Secretary may waive all or part of any tax that would otherwise be imposed to the extent that payment of the tax would be excessive or otherwise inequitable.

#### EFFECTIVE DATE

The provisions of the bill would be effective for plan years beginning on or after January 1, 2003, except that the provisions related to the provision of benefit statements would be effective for plan years beginning after December 31, 2003. The bill provides a transition period for compliance with the diversification requirements for plans maintained pursuant to collective bargaining agreements.

By Mr. ROCKEFELLER:

S. 1972. A bill to amend the charter of the AMVETS organization; to the Committee on the Judiciary.

Mr. ROCKEFELLER. Mr. President, today I introduce legislation on behalf of American Veterans of World War II, Korea, and Vietnam, AMVETS, a nonprofit veterans service organization chartered by Congress in 1947, which boasts approximately 250,000 members. Formed in the years immediately following World War II, AMVETS has served America's veterans for more than 50 years.

This bill would amend the AMVETS' congressional charter in three ways. First, it would change AMVETS' official name from "American Veterans of World War II, Korea, and Vietnam" to simply "American Veterans," in order to more accurately reflect the group's membership; second, it would amend the charter to reflect long-standing organizational changes; and finally, it would recognize the change of address for AMVETS' headquarters from Washington, DC, to Lanham, MD.

These amendments are important to allowing AMVETS to continue its strong tradition of serving veterans. I am proud to offer them my assistance, and I ask that my colleagues act quickly to accommodate these small changes.

I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the bill was ordered to be printed in the RECORD, as follows:

S. 1972

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. AMENDMENTS TO AMVETS CHARTER.

(a) NAME OF ORGANIZATION.—(1) Sections 22701(a) and 22706 of title 36, United States Code, are amended by striking "AMVETS (American Veterans of World War II, Korea, and Vietnam)" and inserting "AMVETS (American Veterans)".

(2)(A) The heading of chapter 227 of such title is amended to read as follows:

#### "CHAPTER 227—AMVETS (AMERICAN VETERANS)".

(B) The item relating to such chapter in the table of chapters at the beginning of subtitle II of such title is amended to read as follows:

"227. AMVETS (American veterans) .. 22701".

(b) GOVERNING BODY.—Section 22704(c)(1) of such title is amended by striking "seven national vice commanders" and all that follows through "a judge advocate," and inserting "two national vice commanders, a finance officer, a judge advocate, a chaplain, six national district commanders."

(c) HEADQUARTERS AND PRINCIPAL PLACE OF BUSINESS.—Section 22708 of such title is amended—

(1) by striking "the District of Columbia" in the first sentence and inserting "Maryland"; and

(2) by striking "the District of Columbia" in the second sentence and inserting "Maryland".

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 2940. Mr. BOND proposed an amendment to amendment SA 2937 submitted by Mr. SCHUMER and intended to be proposed to the bill (S. 565) to establish the Commission on Voting Rights and Procedures to study and make recommendations regarding election technology, voting, and election administration, to establish a grant program under which the Office of Justice Programs and the Civil Rights Division of the Department of Justice shall provide assistance to States and localities in improving election technology and the administration of Federal elections, to require States to meet uniform and nondiscriminatory election technology and administration requirements for the 2004 Federal elections, and for other purposes.

SA 2941. Mr. DASCHLE submitted an amendment intended to be proposed by him to the bill S. 565, supra; which was ordered to lie on the table.

SA 2942. Mr. DASCHLE submitted an amendment intended to be proposed by him to the bill S. 565, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

SA 2940. Mr. BOND proposed an amendment to amendment SA 2937 submitted by Mr. SCHUMER and intended

to be proposed to the bill (S. 565) to establish the Commission on Voting Rights and Procedures to study and make recommendations regarding election technology, voting, and election administration, to establish a grant program under which the Office of Justice Programs and the Civil Rights Division of the Department of Justice shall provide assistance to States and localities in improving election technology and the administration of Federal elections, to require States to meet uniform and nondiscriminatory election technology and administration requirements for the 2004 Federal elections, and for other purposes; as follows:

At the end, add the following:

#### SEC. . SIGNATURE VERIFICATION PROGRAMS.

Notwithstanding any other provision of this Act, a State may use a signature verification or affirmation program to meet the requirements of section 103(b) relating to the verification of the identity of individuals who register to vote by mail only if the Attorney General certifies that less than one-half of 1 percent of votes cast in the 2 most recent elections for Federal office were cast by voters who were not eligible to vote under the law of such State.

SA 2941. Mr. DASCHLE submitted an amendment intended to be proposed by him to the bill S. 565, to establish the Commission on Voting Rights and Procedures to study and make recommendations regarding election technology, voting, and election administration, to establish a grant program under which the Office of Justice Programs and the Civil Rights Division of the Department of Justice shall provide assistance to States and localities in improving election technology and the administration of Federal elections, to require States to meet uniform and nondiscriminatory election technology and administration requirements for the 2004 Federal elections, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 18, line 8, strike through page 19, line 24, and insert the following:

(b) REQUIREMENTS FOR VOTERS WHO REGISTER BY MAIL.—

(1) IN GENERAL.—Notwithstanding section 6(c) of the National Voter Registration Act of 1993 (42 U.S.C. 1973gg-4(c)) and subject to paragraphs (3) and (4), a State shall, in a uniform and nondiscriminatory manner, require an individual to meet the requirements of paragraph (2) if—

(A) the individual has registered to vote in a jurisdiction by mail; and

(B) the individual has not previously voted in an election for Federal office in that State.

(2) REQUIREMENTS.—

(A) IN GENERAL.—An individual meets the requirements of this paragraph if the individual—

(i) in the case of an individual who votes in person—

(I) presents to the appropriate State or local election official a current and valid photo identification;

(II) presents to the appropriate State or local election official a copy of a current utility bill, bank statement, Government check, paycheck, or other Government document that shows the name and address of the voter;

(III) provides written affirmation on a form provided by the appropriate State or local election official of the individual's identity; or

(IV) provides a signature or personal mark for matching with the signature or personal mark of the individual on record with a State or local election official; or

(ii) in the case of an individual who votes by mail, submits with the ballot—

(I) a copy of a current and valid photo identification;

(II) a copy of a current utility bill, bank statement, Government check, paycheck, or other Government document that shows the name and address of the voter; or

(III) provides a signature or personal mark for matching with the signature or personal mark of the individual on record with a State or local election official.

(B) PROVISIONAL VOTING.—An individual who desires to vote in person, but who does not meet the requirements of subparagraph (A)(i), may cast a provisional ballot under section 102(a).

(3) IDENTITY VERIFICATION BY SIGNATURE OR PERSONAL MARK.—In lieu of the requirements of paragraph (1), a State may require each individual described in such paragraph to provide a signature or personal mark for the purpose of matching such signature or mark with the signature or personal mark of that individual on record with a State or local election official.

**SA 2942.** Mr. DASCHLE submitted an amendment intended to be proposed by him to the bill S. 565, to establish the Commission on Voting Rights and Procedures to study and make recommendations regarding election technology, voting, and election administration, to establish a grant program under which the Office of Justice Programs and the Civil Rights Division of the Department of Justice shall provide assistance to States and localities in improving election technology and the administration of Federal elections, to require States to meet uniform and nondiscriminatory election technology and administration requirements for the 2004 Federal elections, and for other purposes; which was ordered to lie on the table; as follows:

On page 68, strike lines 19 and 20, and insert the following:

“(a) IN GENERAL.—Nothing in this Act may be construed to authorize”.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON BANKING, HOUSING, AND UNION AFFAIRS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on Wednesday, February 27, 2002, at 10 a.m., to conduct an oversight hearing on “Corporate Governance.”

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON FINANCE

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Wednesday, February 27, 2002, at 2 p.m., to hear testimony on “Retirement Security: Picking up the Enron Pieces.”

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON FOREIGN RELATIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, February 27, 2002, at 10 a.m., to hold a hearing titled, “Now Do We Promote Democratization, Poverty Alleviation, and Human Rights To Build a More Secure Future?”

#### Agenda

Witnesses: The Honorable Madeleine Albright, former Secretary of State, Chairman, National Democratic Institute, Washington, DC, and the Honorable Richard N. Perle, former Assistant Secretary of Defense for International Security, Resident Fellow, American Enterprise Institute, Washington, DC.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON FOREIGN RELATIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, February 27, 2002, at 2:15 p.m., to hold a hearing titled, “U.S. Funding for the UN Population Fund: The Effect on Women's Lives.”

#### Agenda

##### Witnesses

Panel 1: Mr. Arthur E. “Gene” Dewey, Assistant Secretary, Bureau of Population, Refugees, and Migration, Department of State, Washington, DC.

Panel 2: The Honorable Nicolas H. Biegan, former Ambassador of the Netherlands to NATO, Amsterdam, the Netherlands; Mrs. Phyllis E. Oakley, Former Assistant Secretary of State for Intelligence and Research, Former Assistant Secretary of State for Population, Refugees, and Migration, Adjunct Professor, Johns Hopkins University, Washington, DC; Ms. Josephine Guy, Director of Governmental Affairs, America 21, Louisville, KY; and Dr. Nicholas Eberstadt, Henry Wendt Chair in Political Economy, American Enterprise Institute, Washington, DC.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs be authorized to meet on Wednesday, February 27, 2002, at 9:30 a.m., to hold a hearing entitled “The Watchdogs Didn't Bark: Enron and the Wall Street Analysts.”

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet for a hearing on Employment Non-Discrimination Act, ENDA, during the session of the Senate on Wednesday, February 27, 2002, at 10 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet for a hearing on Workplace Safety and Health for Immigration and Low Wage Workers during the session of the Senate on Wednesday, February 27, 2002, at 2 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON INDIAN AFFAIRS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Wednesday, February 27, 2002, at 2 p.m., in room 106 of the Dirksen Senate Building to conduct a hearing on the rulings of the U.S. Supreme Court affecting tribal governments powers and authorities.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON THE JUDICIARY

Mr. REID. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on “Sovereign Immunity and the Protection of Intellectual Property” on Wednesday, February 27, 2002, at 10 a.m., in Dirksen room 226.

#### Revised Witness List

Panel I: James E. Rogan, Under Secretary of Commerce for Intellectual Property, Director of the U.S. Patent and Trademark Office, Washington, DC; and Marybeth Peters, Register of Copyrights, U.S. Copyright Office, Washington, DC.

Panel II: Michael K. Kirk, Executive Director, American Intellectual Property Law Association, Arlington, Virginia; Keith Shraad, Western Regional Director, National Information Consortium, Lawrence, Kansas; William E. Thro, General Counsel, Christopher Newport University, Newport News, Virginia; and Paul Bender, Professor, Arizona State University College of Law, Counsel to Meyer & Klipper, PLLC, Washington, DC.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate for a hearing regarding the U.S. Small Business Administration's Fiscal Year 2003 Budget and other matters on Wednesday, February 27, 2002, beginning at 9 a.m., in room 428A of the Russell Senate Office Building.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON VETERANS' AFFAIRS

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet