

service of process for the corporation. Notice to or service on the agent is notice to or service on the Corporation.

**“§ 120110. Liability for acts of officers and agents**

“The corporation is liable for the acts of its officers and agents acting within the scope of their authority.

**“§ 120111. Annual report**

“The corporation shall submit an annual report to Congress on the activities of the corporation during the preceding fiscal year. The report shall be submitted at the same time as the report of the audit required by section 10101 of this title. The report may not be printed as a public document.”.

(b) CLERICAL AMENDMENT.—The table of chapters at the beginning of subtitle II of title 36, United States Code, is amended by striking the item relating to chapter 1201 and inserting the following new item:

“1201. Korean War Veterans Association, Incorporated .....120101”.

**SA 3963.** Mrs. FEINSTEIN (for herself and Mr. STEVENS) submitted an amendment intended to be proposed by her to the bill S. 2514, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 34, after line 23, insert the following.

**SEC. 226. LIMITATION ON USE OF FUNDS FOR NON-CLEAR ARMED INTERCEPTORS.**

None of the funds authorized to be appropriated by this or any other Act may be used for research, development, test, evaluation, procurement, or deployment of nuclear armed interceptors of a missile defense system.

**SA 3964.** Mrs. FEINSTEIN submitted an amendment intended to be proposed by her to the bill S. 2514, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 34, after line 23, insert the following:

**SEC. 226. OPERATIONAL TEST AND EVALUATION OF SYSTEMS BEFORE DEPLOYMENT.**

It is the sense of Congress that the United States should not deploy a national missile defense system until—

(1) operational tests of a fully integrated version of the system have been conducted utilizing realistic test parameters; and

(2) the operational tests have demonstrated, in a manner consistent with the provisions of section 2399 of title 10, United States Code, that the system, whether part of a fully integrated system or an emergency deployment, is operationally effective and suitable for use in combat.

**SA 3965.** Mr. THOMPSON (for himself and Mr. WARNER) submitted an amendment intended to be proposed by him to the bill S. 2514, to authorize appro-

priations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title X, add the following:

**SEC. 1035. BIENNIAL REPORTS ON CONTRIBUTIONS TO PROLIFERATION OF WEAPONS OF MASS DESTRUCTION AND DELIVERY SYSTEMS BY COUNTRIES OF PROLIFERATION CONCERN.**

(a) REPORTS.—Not later than six months after the date of the enactment of this Act, and every six months thereafter, the President shall submit to Congress a report identifying each foreign person that, during the six-month period ending on the date of such report, made a material contribution to the development by a country of proliferation concern of—

(1) nuclear, biological, or chemical weapons; or

(2) ballistic or cruise missile systems.

(b) FORM OF SUBMITTAL.—(1) A report under subsection (a) may be submitted in classified form, whether in whole or in part, if the President determines that submittal in that form is advisable.

(2) Any portion of a report under subsection (a) that is submitted in classified form shall be accompanied by an unclassified summary of such portion.

(c) DEFINITIONS.—In this section:

(1) The term “foreign person” means—

(A) a natural person that is an alien;

(B) a corporation, business association, partnership, society, trust, or any other non-governmental entity, organization, or group that is organized under the laws of a foreign country or has its principal place of business in a foreign country;

(C) any foreign governmental entity operating as a business enterprise; and

(D) any successor, subunit, or subsidiary of any entity described in subparagraph (B) or (C).

(2) The term “country of proliferation concern” means any country identified by the Director of Central Intelligence as having engaged in the acquisition of dual-use and other technology useful for the development or production of weapons of mass destruction (including nuclear, chemical, and biological weapons) and advanced conventional munitions in the most current report under section 721 of the Combatting Proliferation of Weapons of Mass Destruction Act of 1996 (title VII of Public Law 104-293; 50 U.S.C. 2366), or any successor report on the acquisition by foreign countries of dual-use and other technology useful for the development or production of weapons of mass destruction.

**AUTHORITY FOR COMMITTEES TO MEET**

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. CARPER. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet for a hearing on “Avoiding the Summer Slide: The Importance of Summer School to Student Achievement and Well Being” during the session of the Senate on Friday, June 21, 2002, at 9:30 a.m. in SD-430.

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

SUBCOMMITTEE ON IMMIGRATION

Mr. CARPER. Mr. President, I ask unanimous consent that the Committee on the Judiciary Subcommittee on Immigration be authorized to meet to conduct a hearing on “Examining the Plight of Refugees: The Case of North Korea” on Friday, June 21, 2002, at 10 a.m. in Dirksen 226.

**Agenda**

**Witnesses**

Panel 1: The Honorable Arthur Dewey, Assistant Secretary of State for the Bureau of Population, Refugees, and Migration, Department of State, Washington, DC.

Panel 2: Soon Ok Lee, North Korean prison camp survivor, Seoul, South Korea; Helie Lee, West Hollywood, California; and Norbert Vollertsen, M.D., Seoul, South Korea.

Panel 3: Felice D. Gaer, Chairwoman of the Commission on International Religious Freedom, Washington DC; Debra Liang-Fenton, Vice Chairman, U.S. Committee on Human Rights in North Korea, Minneapolis, Minnesota; Jana Mason, Asian Policy Analyst, U.S. Committee on Refugees, Washington, DC; and Elisa Massimino, Lawyers Committee for Human Rights, Washington, DC.

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

**PRIVILEGE OF THE FLOOR**

Mr. REID. Madam President, I ask unanimous consent that Matthew Green, a fellow in Senator FEINSTEIN’s office, be granted floor privileges for the duration of the consideration of S. 2514, the fiscal year 2003 Defense authorization bill.

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

**ORDER FOR RECORD TO REMAIN OPEN UNTIL 1:30 TODAY**

Mr. REID. Madam President, I ask unanimous consent that the record remain open today until 1:30, notwithstanding the adjournment of the Senate, for the submission of statements and introduction of legislation.

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

**SUPPORT OF AMERICAN EAGLE SILVER BULLION PROGRAM ACT**

Mr. REID. Madam President, I ask unanimous consent that the Banking Committee be discharged from further consideration of S. 2594, and that the Senate proceed to its immediate consideration.

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

The clerk will state the bill by title. The assistant legislative clerk read as follows:

A bill (S. 2594) to authorize the Secretary of the Treasury to purchase silver on the

open market when the silver stockpile is depleted, to be used to mint coins.

There being no objection, the Senate proceeded to consider the bill.

Mr. REID. Madam President, Senator CRAPO is not in the Chamber. Circumstances don't allow him to be here. This is something on which he has worked very hard. I want the RECORD to be very clear that this legislation could not have passed without his advocacy. He and I have worked on it for some time. It is important legislation. I want to make sure the RECORD is spread with the fact that Senator CRAPO has been very instrumental in this effort.

I ask unanimous consent that the bill be read the third time, passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD, all without intervening action or debate.

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

The bill (S. 2594) was read the third time and passed, as follows:

S. 2594

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

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Support of American Eagle Silver Bullion Program Act".

#### SEC. 2. FINDINGS.

Congress finds that—

(1) the American Eagle Silver Bullion coin leads the global market, and is the largest and most popular silver coin program in the United States;

(2) established in 1986, the American Eagle Silver Bullion Program is the most successful silver bullion program in the world;

(3) from fiscal year 1995 through fiscal year 2001, the American Eagle Silver Bullion Program generated—

(A) revenues of \$264,100,000; and

(B) sufficient profits to significantly reduce the national debt;

(4) with the depletion of silver reserves in the Defense Logistic Agency's Strategic and Critical Materials Stockpile, it is necessary for the Department of the Treasury to acquire silver from other sources in order to preserve the American Eagle Silver Bullion Program;

(5) with the ability to obtain silver from other sources, the United States Mint can continue the highly successful American Eagle Silver Bullion Program, exercising sound business judgment and market acquisition practices in its approach to the silver market, resulting in continuing profitability of the program;

(6) in 2001, silver was commercially produced in 12 States, including, Alaska, Arizona, California, Colorado, Idaho, Missouri, Montana, Nevada, New Mexico, South Dakota, Utah, and Washington;

(7) Nevada is the largest silver producing State in the Nation, producing—

(A) 17,500,000 ounces of silver in 2001; and

(B) 34 percent of United States silver production in 2000;

(8) the mining industry in Idaho is vital to the economy of the State, and the Silver Valley in northern Idaho leads the world in recorded silver production, with over 1,100,000,000 ounces of silver produced between 1884 and 2001;

(9) the largest, active silver producing mine in the Nation is the McCoy/Cove Mine

in Nevada, which produced more than 107,000,000 ounces of silver between 1989 and 2001;

(10) the mining industry in Idaho—

(A) employs more than 3,000 people;

(B) contributes more than \$900,000,000 to the Idaho economy; and

(C) produces \$70,000,000 worth of silver per year;

(11) the silver mines of the Comstock lode, the premier silver producing deposit in Nevada, brought people and wealth to the region, paving the way for statehood in 1864, and giving Nevada its nickname as "the Silver State";

(12) mines in the Silver Valley—

(A) represent an important part of the mining history of Idaho and the United States; and

(B) have served in the past as key components of the United States war effort; and

(13) silver has been mined in Nevada throughout its history, with every significant metal mining camp in Nevada producing some silver.

#### SEC. 3. PURCHASE OF SILVER BY THE SECRETARY OF THE TREASURY.

(a) PURCHASE OF SILVER.—

(1) IN GENERAL.—Section 5116(b)(2) of title 31, United States Code, is amended by inserting after the second sentence the following: "At such time as the silver stockpile is depleted, the Secretary shall obtain silver as described in paragraph (1) to mint coins authorized under section 5112(e). If it is not economically feasible to obtain such silver, the Secretary may obtain silver for coins authorized under section 5112(e) from other available sources. The Secretary shall not pay more than the average world price for silver under any circumstances. As used in this paragraph, the term 'average world price' means the price determined by a widely recognized commodity exchange at the time the silver is obtained by the Secretary."

(2) RULEMAKING AUTHORITY.—The Secretary of the Treasury shall issue regulations to implement the amendments made by paragraph (1).

(b) STUDY REQUIRED.—

(1) STUDY.—The Secretary of the Treasury shall conduct a study of the impact on the United States silver market of the American Eagle Silver Bullion Program, established under section 5112(e) of title 31, United States Code.

(2) REPORT.—Not later than 1 year after the date of enactment of this Act, the Secretary of the Treasury shall submit a report of the study conducted under paragraph (1) to the chairman and ranking minority member of—

(A) the Committee on Banking, Housing, and Urban Affairs of the Senate; and

(B) the Committee on Financial Services of the House of Representatives.

(c) ANNUAL REPORT.—

(1) IN GENERAL.—The Director of the United States Mint shall prepare and submit to Congress an annual report on the purchases of silver made pursuant to this Act and the amendments made by this Act.

(2) CONCURRENT SUBMISSION.—The report required by paragraph (1) may be incorporated into the annual report of the Director of the United States Mint on the operations of the mint and assay offices, referred to in section 1329 of title 44, United States Code.

#### ORDERS FOR MONDAY, JUNE 24, 2002

Mr. REID. Madam President, I ask unanimous consent that, when the Senate completes its business today, it adjourn until 3 p.m., Monday, June 24;

that following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and the Senate be in a period for morning business until 4 p.m., with Senators permitted to speak for up to 10 minutes each, with the time equally divided between the two leaders or their designees; that at 4 p.m., the Senate resume consideration of the Department of Defense authorization bill, with Senator SMITH of New Hampshire or his designee recognized to offer his amendment regarding abaya.

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

#### PROGRAM

Mr. REID. Madam President, a vote is expected on Monday at 5:45 p.m. Everyone should know that. The leader has indicated he would like to have more than one vote. We will have at least one vote at approximately 5:45 p.m.

#### ADJOURNMENT UNTIL 3 P.M., MONDAY, JUNE 24, 2002

Mr. REID. Madam President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 12:50 p.m., adjourned until Monday, June 24, 2002, at 3 p.m.

#### NOMINATIONS

Executive nominations received by the Senate June 21, 2002:

##### FOREIGN SERVICE

THE FOLLOWING-NAMED PERSONS OF THE DEPARTMENT OF STATE FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF THE CLASS STATED, AND ALSO FOR THE OTHER APPOINTMENTS INDICATED HEREWITH:

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS THREE, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

##### DEPARTMENT OF STATE

DEBORAH C. RHEA, OF VIRGINIA

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE OF THE DEPARTMENT OF STATE TO BE CONSULAR OFFICERS AND/OR SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA, AS INDICATED:

CONSULAR OFFICERS AND SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

##### DEPARTMENT OF COMMERCE

JOHN S. LARKIN II, OF TEXAS

##### DEPARTMENT OF STATE

BRIDGETTE SARAH ANDERSON, OF TEXAS  
DICK ANDREWS, OF COLORADO  
GEOFFREY ANISMAN, OF NEW YORK  
EVE KATHLEEN BAKER, OF CALIFORNIA  
WENDY K. BARTON, OF NEVADA  
JENNIFER M. BARTSCH, OF GEORGIA  
BARBARA ANNE BARTSCH-ALLEN, OF TEXAS  
GREGORY D. BATES, OF FLORIDA  
ELIAS STEPHEN BAUMANN, OF VERMONT  
JONATHAN RECTOR BAYAT, OF THE DISTRICT OF COLUMBIA  
THOMAS J. BELNOMI, OF PENNSYLVANIA  
JUSTIN DAVID BERG, OF VIRGINIA  
MOULIK D. BERKANA, OF NEW YORK  
TRACEY BERRY, OF VIRGINIA  
THOMAS J. BELLARD, OF MARYLAND  
GEORGE W. BIOLSI, OF VIRGINIA  
MELISSA A. BISHOP, OF CALIFORNIA  
CHERYL BODKE, OF NEW JERSEY  
HELGE PHILIPP BOES, OF VIRGINIA