

Homeland Security shall submit a report to the Congress that—

(1) compares Coast Guard expenditures by mission area on an annualized basis before and after the terrorist attacks of September 11, 2001;

(2) estimates—

(A) annual funding amounts and personnel levels that would restore all Coast Guard mission areas to the readiness levels that existed before September 11, 2001;

(B) annual funding amounts and personnel levels required to fulfill the Coast Guard's additional responsibilities for port security after September 11, 2001; and

(C) annual funding amounts and personnel levels required to increase law enforcement needs in mission areas other than port security after September 11, 2001;

(3) generally describes the services provided by the Coast Guard to the Department of Defense after September 11, 2001, and states the cost of such services; and

(4) identifies the Federal agency providing funds for those services.

**SEC. 1392. REPEAL OF SPECIAL AUTHORITY TO REVOKE ENDORSEMENTS.**

Section 503 of the Coast Guard Authorization Act of 1998 (46 U.S.C. 12106 note) is repealed.

**SEC. 1393. PREARRIVAL MESSAGES FROM VESSELS DESTINED TO UNITED STATES PORTS.**

(a) **PREARRIVAL MESSAGE REQUIREMENTS.**—Section 4 of the Ports and Waterways Safety Act (33 U.S.C. 1223) is amended—

(1) by striking paragraph (5) of subsection (a) and inserting the following:

(5) “may require the receipt of prearrival messages from any vessel destined for a port or place subject to the jurisdiction of the United States in accordance with subsection (e).”; and

(2) by adding at the end the following:

“(e) **PREARRIVAL MESSAGE REQUIREMENTS.**—

“(1) **IN GENERAL.**—The Secretary may require prearrival messages under subsection (a)(5) to provide any information that the Secretary determines is necessary for the control of the vessel and the safety and security of the port, waterways, facilities, vessels, and marine environment, including—

“(A) the route and name of each port and each place of destination in the United States;

“(B) the estimated date and time of arrival at each port or place;

“(C) the name of the vessel;

“(D) the country of registry of the vessel;

“(E) the call sign of the vessel;

“(F) the International Maritime Organization (IMO) international number or, if the vessel does not have an assigned IMO international number, the official number of the vessel;

“(G) the name of the registered owner of the vessel;

“(H) the name of the operator of the vessel;

“(I) the name of the classification society of the vessel;

“(J) a general description of the cargo on board the vessel;

“(K) in the case of certain dangerous cargo—

“(i) the name and description of the dangerous cargo;

“(ii) the amount of the dangerous cargo carried;

“(iii) the stowage location of the dangerous cargo; and

“(iv) the operational condition of the equipment under section 164.35 of title 33, Code of Federal Regulations;

“(L) the date of departure and name of the port from which the vessel last departed;

“(M) the name and telephone number of a 24-hour point of contact for each port included in the notice of arrival;

“(N) the location or position of the vessel at the time of the report;

“(O) a list of crew members on board the vessel including, with respect to each crew member—

“(i) the full name;

“(ii) the date of birth;

“(iii) the nationality;

“(iv) the passport number or mariners document number; and

“(v) the position or duties;

“(P) a list of persons other than crew members on board the vessel including, with respect to each such person—

“(i) the full name;

“(ii) the date of birth;

“(iii) the nationality; and

“(iv) the passport number; and

“(Q) any other information required by the Secretary.

“(2) **FORM AND TIME.**—The Secretary may require prearrival messages under subsection (a)(5) to be submitted—

“(A) in electronic or other form; and

“(B) to be submitted not later than 96 hours before the vessel's arrival or at such time, as provided in regulations, as the Secretary deems necessary to permit the Secretary to examine thoroughly all information provided.

“(3) **INFORMATION NOT SUBJECT TO FOIA.**—Section 552 of title 5, United States Code, does not apply to any information submitted under subsection (a)(5).

“(4) **ENFORCEMENT OF REQUIREMENT.**—The Secretary may deny entry of a vessel into the territorial sea of the United States if the Secretary has not received notification for the vessel in accordance with subsection (a)(5).”

(b) **RELATION OF PREARRIVAL MESSAGE REQUIREMENT TO OTHER PROVISION OF LAW.**—Section 5 of the Ports and Waterways Safety Act (33 U.S.C. 1224) is amended by adding at the end the following:

“(c) **RELATION TO PREARRIVAL MESSAGE REQUIREMENT.**—Nothing in this section interferes with the Secretary's authority to require information under section 4(a)(95) before a vessel's arrival in a port or place subject to the jurisdiction of the United States.”

**SEC. 1394. SAFETY AND SECURITY OF PORTS AND WATERWAYS.**

The Ports and Waterways Safety Act (33 U.S.C. 1221 et seq.) is amended—

(1) by striking “safety and protection of the marine environment” in section 2(a) (33 U.S.C. 1221(a)) and inserting “safety, protection of the marine environment, and safety and security of United States ports and waterways”; and

(2) by striking “safety and protection of the marine environment,” in section 5(a) (33 U.S.C. 1224(a)) and inserting “safety, protection of the marine environment, and the safety and security of United States ports and waterways.”

**SEC. 1395. ADMINISTRATIVE WAIVER.**

The yacht EXCELLENCE III, hull identification number HQZ00255K101, is deemed to be an eligible vessel within the meaning of section 504(2) of the Coast Guard Authorization Act of 1998 (46 U.S.C. 12106 nt).

**AMENDMENTS SUBMITTED AND PROPOSED—JUNE 21, 2002**

SA 3952. Mr. NELSON, of Florida (for himself, Mr. MCCAIN, Mr. CLELAND, and Mr. ROBERTS) submitted an amendment intended to be proposed by him 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.

SA 3953. Mr. LEVIN (for himself and Mr. WARNER) proposed an amendment to the bill S. 2514, supra.

SA 3954. Mr. LEVIN (for Mr. NELSON, of Florida (for himself and Mr. ALLARD)) proposed an amendment to the bill S. 2514, supra.

SA 3955. Mr. WARNER (for Mrs. HUTCHISON) proposed an amendment to the bill S. 2514, supra.

SA 3956. Mr. LEVIN (for Mr. AKAKA (for himself and Mr. INHOFE)) proposed an amendment to the bill S. 2514, supra.

SA 3957. Mr. LEVIN (for Mr. AKAKA (for himself and Mr. INHOFE)) proposed an amendment to the bill S. 2514, supra.

SA 3958. Mr. LEVIN (for Mr. AKAKA (for himself and Mr. INHOFE)) proposed an amendment to the bill S. 2514, supra.

SA 3959. Mr. LEVIN (for Mr. AKAKA (for himself and Mr. INHOFE)) proposed an amendment to the bill S. 2514, supra.

SA 3960. Mr. LEVIN (for Mr. AKAKA (for himself and Mr. INHOFE)) proposed an amendment to the bill S. 2514, supra.

SA 3961. Mr. LEVIN (for Mrs. CLINTON (for himself and Mr. SCHUMER)) proposed an amendment to the bill S. 2514, supra.

SA 3962. Mr. SARBANES submitted an amendment intended to be proposed by him to the bill S. 2514, supra; which was ordered to lie on the table.

SA 3963. Mrs. FEINSTEIN (for herself and Mr. STEVENS) submitted an amendment intended to be proposed by her to the bill S. 2514, supra; which was ordered to lie on the table.

SA 3964. Mrs. FEINSTEIN submitted an amendment intended to be proposed by her to the bill S. 2514, supra; which was ordered to lie on the table.

SA 3965. Mr. THOMPSON (for himself and Mr. WARNER) submitted an amendment intended to be proposed by him to the bill S. 2514, supra; which was ordered to lie on the table.

**TEXT OF AMENDMENTS**

**SA 3952.** Mr. NELSON of Florida (for himself, Mr. MCCAIN, Mr. CLELAND, and Mr. ROBERTS) submitted an amendment intended to be proposed by him 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:

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

**SEC. 1065. DISCLOSURE OF INFORMATION ON SHIPBOARD HAZARD AND DEFENSE PROJECT TO DEPARTMENT OF VETERANS AFFAIRS.**

(a) **PLAN FOR DISCLOSURE OF INFORMATION.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress and the Secretary of Veterans Affairs a comprehensive plan for the review, declassification, and submittal to the Department of Veterans Affairs of all medical records and information of the Department of Defense on the Shipboard Hazard and Defense (SHAD) project of the Navy that are relevant to the provision of benefits by the Secretary of Veterans Affairs to members of the Armed Forces who participated in that project.

(b) PLAN REQUIREMENTS.—(1) The records and information covered by the plan under subsection (a) shall be the records and information necessary to permit the identification of members of the Armed Forces who were or may have been exposed to chemical or biological agents as a result of the Shipboard Hazard and Defense project.

(2) The plan shall provide for completion of all activities contemplated by the plan not later than one year after the date of the enactment of this Act.

(c) REPORTS ON IMPLEMENTATION.—(1) Not later than 90 days after the date of the enactment of this Act, and every 90 days thereafter until completion of all activities contemplated by the plan under subsection (a), the Secretary of Defense shall submit to Congress and the Secretary of Veterans Affairs a report on progress in the implementation of the plan during the 90-day period ending on the date of such report.

(2) Each report under paragraph (1) shall include, for the period covered by such report—

- (A) the number of records reviewed;
(B) each test, if any, under the Shipboard Hazard and Defense project identified during such review;
(C) for each test so identified—
(i) the test name;
(ii) the test objective;
(iii) the chemical or biological agent or agents involved; and
(iv) the number of members of the Armed Forces, and civilian personnel, potentially effected by such test; and
(D) the extent of submittal of records and information to the Secretary of Veterans Affairs under this section.

SA 3953. Mr. LEVIN (for himself and Mr. WARNER) proposed an amendment 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; as follows:

On page 90, between lines 19 and 20, and insert the following:

SEC. 346. TWO-YEAR EXTENSION OF AUTHORITY OF THE SECRETARY OF DEFENSE TO ENGAGE IN COMMERCIAL ACTIVITIES AS SECURITY FOR INTELLIGENCE COLLECTION ACTIVITIES ABROAD.

Section 431(a) of title 10, United States Code, is amended by striking "December 31, 2002" in the second sentence and inserting "December 31, 2004".

SA 3954. Mr. LEVIN (for Mr. NELSON of Florida (for himself and Mr. ALLARD)) proposed an amendment 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; as follows:

At the end of subtitle D of title I, add the following:

SEC. 135. SENSE OF CONGRESS REGARDING ASSURED ACCESS TO SPACE.

(a) FINDINGS.—Congress makes the following findings:

- (1) Assured access to space is a vital national security interest of the United States.
(2) The Evolved Expendable Launch Vehicle program of the Department of Defense is a critical element of the Department's plans for assuring United States access to space.
(3) Significant contractions in the commercial space launch marketplace have eroded the overall viability of the United States space launch industrial base and could hamper the ability of the Department of Defense to provide assured access to space in the future.

(4) The continuing viability of the United States space launch industrial base is a critical element of any strategy to ensure the long-term ability of the United States to assure access to space.

(5) The Under Secretary of the Air Force, as acquisition executive for space programs in the Department of Defense, has been authorized to develop a strategy to address United States space launch and assured access to space requirements.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Under Secretary of the Air Force should—

- (1) evaluate all options for sustaining the United States space launch industrial base;
(2) develop an integrated, long-range, and adequately funded plan for assuring United States access to space; and
(3) submit to Congress a report on the plan at the earliest opportunity practicable.

SA 3955. Mr. WARNER (for Mrs. HUTCHISON) proposed an amendment 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; as follows:

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

SEC. 2829. LAND CONVEYANCE, FORT HOOD, TEXAS.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey, without consideration, to the Veterans Land Board of the State of Texas (in this section referred to as the "Board"), all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 174 acres at Fort Hood, Texas, for the purpose of permitting the Board to establish a State-run cemetery for veterans.

(b) REVERSIONARY INTEREST.—(1) If at the end of the five-year period beginning on the date of the conveyance authorized by subsection (a), the Secretary determines that the property conveyed under that subsection is not being used for the purpose specified in that subsection, all right, title, and interest in and to the property, including any improvements thereon, shall revert to the United States, and the United States shall have the right of immediate entry thereon.

(2) Any determination of the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(c) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real

property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary. The cost of the survey shall be borne by the Board.

(d) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SA 3955. Mr. LEVIN (for Mr. AKAKA) (for himself and Mr. INHOFE) proposed an amendment 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; as follows:

At the end of title XXIII, add the following:

SEC. 2305. AUTHORITY FOR USE OF MILITARY CONSTRUCTION FUNDS FOR CONSTRUCTION OF PUBLIC ROAD NEAR AVIANO AIR BASE, ITALY, CLOSED FOR FORCE PROTECTION PURPOSES.

(a) AUTHORITY TO USE FUNDS.—The Secretary of the Air Force may, using amounts authorized to be appropriated by section 2301(b), carry out a project to provide a public road, and associated improvements, to replace a public road adjacent to Aviano Air Base, Italy, that has been closed for force protection purposes.

(b) SCOPE OF AUTHORITY.—(1) The authority of the Secretary to carry out the project referred to in subsection (a) shall include authority as follows:

- (A) To acquire property for the project for transfer to a host nation authority.
(B) To provide funds to a host nation authority to acquire property for the project.
(C) To make a contribution to a host nation authority for purposes of carrying out the project.
(D) To provide vehicle and pedestrian access to landowners effected by the project.

(2) The acquisition of property using authority in subparagraph (A) or (B) of paragraph (1) may be made regardless of whether or not ownership of such property will vest in the United States.

(c) INAPPLICABILITY OF CERTAIN REAL PROPERTY MANAGEMENT REQUIREMENT.—Section 2672(a)(1)(B) of title 10, United States Code, shall not apply with respect to any acquisition of interests in land for purposes of the project authorized by subsection (a).

SA 3957. Mr. LEVIN (for Mr. AKAKA) (for himself and Mr. INHOFE) proposed an amendment 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; as follows:

In the first table in section 2702(b), insert after the item relating to Tinker Air Force Base, Oklahoma, the following:

Table with 4 columns: Location, Description, and Amount. Row 1: Texas, Lackland Air Force Base, Dormitory, \$5,300,000

**SA 3958.** Mr. LEVIN (for Mr. AKAKA (for himself and Mr. INHOFE)) proposed an amendment 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; as follows;

On page 336, beginning on line 10, strike "188 housing units" and insert "133 housing units".

**SA 3959.** Mr. LEVIN (for Mr. AKAKA (for himself and Mr. INHOFE)) proposed an amendment 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; as follows;

In the table in section 2101(b), strike the item relating to Landstuhl, Germany, and insert the following new item:

	Landstuhl .....	\$2,400,000
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In the table in section 2101(b), strike the item relating to Camp Walker, Korea, and insert the following new item:

	Camp Henry ...	\$10,200,000
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**SA 3960.** Mr. LEVIN (for Mr. AKAKA (for himself and Mr. INHOFE)) proposed an amendment 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; as follows:

At the end of title XXI, add the following:  
**SEC. 2109. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2001 PROJECT.**

The table in section 2101(b) of the Military Construction Authorization Act for Fiscal Year 2001 (division B of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001, as enacted into law by Public Law 106-398; 114 Stat. 1654A-390) is amended by striking "Camp Page" in the installation or location column and inserting "Camp Stanley".

**SA 3961.** Mr. LEVIN (for Mrs. CLINTON (for herself and Mr. SCHUMER)) proposed an amendment 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; as follows:

At the end of subtitle A of title XXVIII, add the following:

**SEC. 2803. MODIFICATION OF LEASE AUTHORITIES UNDER ALTERNATIVE AUTHORITY FOR ACQUISITION AND IMPROVEMENT OF MILITARY HOUSING.**

(a) LEASING OF HOUSING.—Subsection (a) of section 2874 of title 10, United States Code, is amended to read as follows:

"(a) LEASE AUTHORIZED.—(1) The Secretary concerned may enter into contracts for the lease of housing units that the Secretary determines are suitable for use as military family housing or military unaccompanied housing.

"(2) The Secretary concerned shall utilize housing units leased under paragraph (1) as military family housing or military unaccompanied housing, as appropriate."

(b) REPEAL OF INTERIM LEASE AUTHORITY.—Section 2879 of such title is repealed.

(c) CONFORMING AND CLERICAL AMENDMENTS.—(1) The heading for section 2874 of such title is amended to read as follows:

**"§ 2874. Leasing of housing".**

(2) The table of sections at the beginning of subchapter IV of chapter 169 of such title is amended—

(A) by striking the item relating to section 2874 and inserting the following new item: "2874. Leasing of housing."; and

(B) by striking the item relating to section 2879.

**SA 3962.** Mr. SARBANES submitted an amendment intended to be proposed by him 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:

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

**SEC. 1065. GRANT OF FEDERAL CHARTER TO KOREAN WAR VETERANS ASSOCIATION, INCORPORATED.**

(a) GRANT OF CHARTER.—Part B of subtitle II of title 36, United States Code, is amended—

(1) by striking the following:

**"CHAPTER 1201—[RESERVED]";** and

(2) by inserting the following:

**"CHAPTER 1201—KOREAN WAR VETERANS ASSOCIATION, INCORPORATED**

**"Sec.**

"120101. Organization.

"120102. Purposes.

"120103. Membership.

"120104. Governing body.

"120105. Powers.

"120106. Restrictions.

"120107. Duty to maintain corporate and tax-exempt status.

"120108. Records and inspection.

"120109. Service of process.

"120110. Liability for acts of officers and agents.

"120111. Annual report.

**"§ 120101. Organization**

"(a) FEDERAL CHARTER.—Korean War Veterans Association, Incorporated (in this chapter, the 'corporation'), incorporated in the State of New York, is a federally chartered corporation.

"(b) EXPIRATION OF CHARTER.—If the corporation does not comply with the provisions of this chapter, the charter granted by subsection (a) expires.

**"§ 120102. Purposes**

"The purposes of the corporation are as provided in its articles of incorporation and include—

"(1) organizing, promoting, and maintaining for benevolent and charitable purposes an association of persons who have seen honorable service in the Armed Forces during the Korean War, and of certain other persons;

"(2) providing a means of contact and communication among members of the corporation;

"(3) promoting the establishment of, and establishing, war and other memorials commemorative of persons who served in the Armed Forces during the Korean War; and

"(4) aiding needy members of the corporation, their wives and children, and the widows and children of persons who were members of the corporation at the time of their death.

**"§ 120103. Membership**

"Eligibility for membership in the corporation, and the rights and privileges of members of the corporation, are as provided in the bylaws of the corporation.

**"§ 120104. Governing body**

"(a) BOARD OF DIRECTORS.—The board of directors of the corporation, and the responsibilities of the board of directors, are as provided in the articles of incorporation of the corporation.

"(b) OFFICERS.—The officers of the corporation, and the election of the officers of the corporation, are as provided in the articles of incorporation.

**"§ 120105. Powers**

"The corporation has only the powers provided in its bylaws and articles of incorporation filed in each State in which it is incorporated.

**"§ 120106. Restrictions**

"(a) STOCK AND DIVIDENDS.—The corporation may not issue stock or declare or pay a dividend.

"(b) POLITICAL ACTIVITIES.—The corporation, or a director or officer of the corporation as such, may not contribute to, support, or participate in any political activity or in any manner attempt to influence legislation.

"(c) LOAN.—The corporation may not make a loan to a director, officer, or employee of the corporation.

"(d) CLAIM OF GOVERNMENTAL APPROVAL OR AUTHORITY.—The corporation may not claim congressional approval, or the authority of the United States, for any of its activities.

**"§ 120107. Duty to maintain corporate and tax-exempt status**

"(a) CORPORATE STATUS.—The corporation shall maintain its status as a corporation incorporated under the laws of the State of New York.

"(b) TAX-EXEMPT STATUS.—The corporation shall maintain its status as an organization exempt from taxation under the Internal Revenue Code of 1986 (26 U.S.C. 1 et seq.).

**"§ 120108. Records and inspection**

"(a) RECORDS.—The corporation shall keep—

"(1) correct and complete records of account;

"(2) minutes of the proceedings of its members, board of directors, and committees having any of the authority of its board of directors; and

"(3) at its principal office, a record of the names and addresses of its members entitled to vote on matters relating to the corporation.

"(b) INSPECTION.—A member entitled to vote on matters relating to the corporation, or an agent or attorney of the member, may inspect the records of the corporation for any proper purpose, at any reasonable time.

**"§ 120109. Service of process**

"The corporation shall have a designated agent in the District of Columbia to receive

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 NUCLEAR 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