

119TH CONGRESS
2^D SESSION

H. R. 8007

To amend the Commodity Exchange Act to reduce systemic risk while increasing geographical diversity and competition with respect to depositories for the storage of precious metals, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 19, 2026

Mr. FULCHER (for himself and Mr. HARRIS of North Carolina) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Commodity Exchange Act to reduce systemic risk while increasing geographical diversity and competition with respect to depositories for the storage of precious metals, 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 “System Integrity
5 through Licensed Vault Expansion and Resilience Act” or
6 the “SILVER Act”.

7 **SEC. 2. FINDINGS.**

8 Congress finds the following:

1 (1) Precious metals exchanges currently require
2 physically traded metals to be stored within close
3 proximity to New York City.

4 (2) Geographic concentration creates systemic
5 risk vulnerabilities, reduces available liquidity, and
6 increases the cost to market participants.

7 (3) Recent liquidity events in global metals
8 markets underscore the need to minimize regulatory
9 barriers that reduce the available supply of metals to
10 the publicly traded marketplace.

11 (4) Notwithstanding the current limited supply,
12 the security standards of existing vaults supporting
13 publicly traded exchanges are outstanding and have
14 enhanced the confidence of market participants.

15 (5) Market liquidity and participant confidence
16 will be enhanced by the addition of storage vaults of
17 relative scale and commercial importance in the mar-
18 ketplace.

19 (6) Additional supply in lower-cost markets, es-
20 pecially markets that are near hubs of precious met-
21 als activity and interstate transportation networks,
22 would also reduce storage costs, enhance competition
23 in the storage marketplace, and promote greater
24 market access to investors.

1 (7) It is in the public interest for systemically
2 important financial market utilities to provide a
3 clear and transparent selection process for precious
4 metals storage facilities within their network.

5 **SEC. 3. PRECIOUS METALS DEPOSITORIES USED IN CON-**
6 **NECTION WITH FUTURES CONTRACTS.**

7 Section 5b(c)(2) of the Commodity Exchange Act (7
8 U.S.C. 7a-1(c)(2)) is amended—

9 (1) in subparagraph (E)(vii), by inserting “, in-
10 cluding risks related to the geographic concentration
11 of depositories for the storage of gold, silver, plat-
12 inum, and palladium (referred to in this paragraph
13 as ‘precious metals’),” after “clause (vi)”;

14 (2) in subparagraph (F)—

15 (A) by redesignating clause (iii) as clause
16 (iv); and

17 (B) by inserting after clause (ii) the fol-
18 lowing:

19 “(iii) APPROVAL OF PRECIOUS MET-
20 ALS DEPOSITORIES.—

21 “(I) IN GENERAL.—A derivatives
22 clearing organization shall—

23 “(aa) develop, publish, and
24 employ objective and transparent
25 criteria in evaluating and select-

1 ing depositories for the storage of
2 precious metals used in connec-
3 tion with a contract of sale of a
4 commodity for future delivery;
5 and

6 “(bb) provide a formal proc-
7 ess for those depositories to apply
8 for that selection.

9 “(II) SELECTION FACTORS.—In
10 selecting depositories under subclause
11 (I), a derivatives clearing organization
12 shall—

13 “(aa) assess and account
14 for, among other factors, geo-
15 graphic diversity, competition,
16 risk management, storage costs
17 to members and participants, and
18 systemic risk implications; and

19 “(bb) approve new deposi-
20 tories in the context of a public
21 interest in increased geographic
22 diversity, increased liquidity,
23 market resiliency, market access,
24 competition, and cost efficiency,

1 consistent with appropriate secu-
2 rity and quality standards.

3 “(III) GEOGRAPHICAL REQUIRE-
4 MENT.—

5 “(aa) IN GENERAL.—A de-
6 rivatives clearing organization
7 shall select at least 2 depositories
8 described in subclause (I) in each
9 time zone described in item (bb).

10 “(bb) TIME ZONE.—A time
11 zone referred to in item (aa) is
12 each of the following:

13 “(AA) Eastern time.

14 “(BB) Central time.

15 “(CC) Mountain time.

16 “(DD) Pacific time.”;

17 (3) in subparagraph (I)—

18 (A) in clause (ii)(II), by striking “and” at
19 the end;

20 (B) in clause (iii), by striking the period at
21 the end and inserting “; and”; and

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

23 “(iv) periodically assess the ease of
24 access for market participants with respect
25 to the physical settlement of any com-

1 modify, regardless of the geographic loca-
2 tion within the United States, to ensure
3 system availability and resiliency.”;

4 (4) in subparagraph (L)(iii)—

5 (A) in subclause (IV), by striking “and” at
6 the end;

7 (B) by redesignating subclause (V) as sub-
8 clause (VI); and

9 (C) by inserting after subclause (IV) the
10 following:

11 “(V) conditions for applying to,
12 and receiving approval from, the de-
13 rivatives clearing organization as a
14 metal service provider, such as a de-
15 pository for the storage of precious
16 metals; and”;

17 (5) in subparagraph (N)(i), by inserting “, in-
18 cluding with respect to the approval of a metal serv-
19 ice provider, such as a depository for the storage of
20 precious metals” after “trade”.

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