

0404.90.15	Described in additional U.S. note 27 to this chapter and entered pursuant to its provisions	0.37¢/kg	Free (A*, CA, E, IL, J)	12¢/kg
0404.90.20	Other	\$1.56/kg	Free (MX)	\$2.02/kg

(c) **EFFECTIVE DATE.**—The amendments made by this section apply to goods entered, or withdrawn from warehouse for consumption, on or after the first day of the first month after the date that is 15 days after the date of enactment of this Act.

SEC. 2. COMPENSATION AUTHORITY.

(a) **IN GENERAL.**—If the provisions of section 1 require, the President—

(1) may enter into a trade agreement with any foreign country or instrumentality for the purpose of granting new concessions as compensation in order to maintain the general level of reciprocal and mutually advantageous concessions; and

(2) may proclaim such modification or continuance of any existing duty, or such continuance of existing duty-free or excise treatment, as the President determines to be required or appropriate to carry out any such agreement.

(b) **LIMITATIONS.**—

(1) **IN GENERAL.**—No proclamation shall be made pursuant to subsection (a) decreasing any rate of duty to a rate which is less than 70 percent of the existing rate of duty.

(2) **SPECIAL RULE FOR CERTAIN DUTY REDUCTIONS.**—If the rate of duty in effect at any time is an intermediate stage under section 1102(a) of the Omnibus Trade and Competitiveness Act of 1988, the proclamation made pursuant to subsection (a) may provide for the reduction of each rate of duty at each such stage proclaimed under section 1102(a) by not more than 30 percent of such rate of duty, and may provide for a final rate of duty which is not less than the 70 percent of the rate of duty proclaimed as the final stage under section 1102(a).

(3) **ROUNDING.**—If the President determines that such action will simplify the computation of the amount of duty computed with respect to an article, the President may exceed the limitations provided in paragraphs (1) and (2) by not more than the lesser of—

(A) the difference between such limitation and the next lower whole number, or

(B) one-half of one percent ad valorem.

AUTHORITY FOR COMMITTEES TO MEET

SUBCOMMITTEE ON CLEAN AIR, WETLANDS AND CLIMATE CHANGE

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works, Subcommittee on Clean Air, Wetlands, and Climate Change be authorized to meet on Monday, February 11, 2002, at 9:30 a.m. to conduct a field hearing to receive testimony on the impacts of the September 11 attack on air quality and possible related health impacts in the area of the World Trade Center and how to address any such impacts. The hearing will be held at the Alexander Hamilton U.S. Customs House, One Bowling Green, New York, NY.

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

SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE AND NUCLEAR SAFETY

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works, Sub-

committee on Transportation, Infrastructure, and Nuclear Safety be authorized to meet on Monday, February 11, 2002, at 1 p.m. to conduct a hearing to examine the administration's 03 budget proposal, the Revenue Aligned Budget Authority, (RABA), mechanism and budget-related reauthorization issues. The hearing will be held in Rm. SD-406.

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

PRIVILEGE OF THE FLOOR

Mr. LUGAR. Madam President, I ask unanimous consent that Pat Sweeney, a detailee to the Agriculture Committee from the General Accounting Office, be granted privileges of the floor during consideration of the farm bill.

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

UNANIMOUS CONSENT AGREEMENT—S. 1731

Mr. REID. Mr. President, I ask unanimous consent that all first-degree amendments on the finite list of amendments to S. 1731 must be proposed by 3 p.m. Tuesday, February 12, with the exception of managers' amendments.

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

Mr. REID. Mr. President, I ask unanimous consent that the Senate resume consideration of the farm bill immediately following the prayer and the pledge at 9:30 a.m. tomorrow; that there be 40 minutes for debate on Senator GRASSLEY's second-degree amendment, No. 2837, to Senator CRAIG's amendment, No. 2835; that following the use or yielding back of that time, there then be 15 minutes equally divided in the usual form in relation to each of the following amendments: the amendment of Senator CRAPO, amendment No. 2533, and the amendment of Senator BAUCUS, amendment No. 2839; that the amendments be debated in the above order; that at the conclusion or yielding back of time the Senate vote in relation to the Grassley second-degree amendment; that upon the conclusion of that vote, Senator REID be recognized to move to table the amendment of Senator CRAPO; that at the conclusion of that vote, the Senate vote in relation to the Baucus amendment with no other amendments in order prior to those ordered votes; and that if any amendment in this agreement is not disposed of at the conclusion of these votes, it shall remain debatable and amendable.

Mr. LUGAR. Reserving the right to object, and I will not object, I com-

mend the distinguished floor leader for working with both sides of the aisle to provide a good structure for our debate tomorrow and for a conclusion of the farm bill debate. I simply wanted to indicate that on our side of the aisle, we have worked closely with the leader and that we have an excellent format. Therefore, I will not object and commend what is occurring and will support it.

The PRESIDING OFFICER. The Senator from Nevada.

Mr. REID. Mr. President, two things: One, on the unanimous consent agreement I first offered, I want to make sure the time is 3 p.m. not 2 p.m. I think I said 3 p.m.

I say to my friend, the manager of the bill, I have spoken to Senator CRAPO and have indicated to him that on my second-degree amendment that is pending, I am going to modify that in the morning. So this amendment should have no bearing on that.

Mr. LUGAR. That is my understanding.

Once again, reserving the right to object, and I will not object, Senator SANTORUM's amendment has been withdrawn from this list. He is modifying the amendment. It may be that amendment can be accepted in due course. If not, it will come in the normal rotation for debate.

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

Mr. REID. Mr. President, I will simply say, Senator HARKIN and Senator LUGAR have worked very hard on this farm bill—not for days or weeks but for months. I think we are now seeing the light at the end of the tunnel. Senator DASCHLE has asked me to indicate he would very much like to finish this bill tomorrow. It is a very heavy task because during the middle of the day we have the time for the two party conferences, but it can be done, and we are going to do everything we can to work with both sides to see if we can get that done.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The bill clerk proceeded to call the roll.

Mr. REID. Mr. President, I ask unanimous consent the order for the quorum call be dispensed with.

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

ORDERS FOR TUESDAY, FEBRUARY 12, 2002

Mr. REID. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until the hour of 9:30 a.m. tomorrow, Tuesday, February 12; following

the prayer and the 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 resume consideration of S. 1731, the farm bill; further, that the Senate recess from 12:30 to 2:15 p.m. for the weekly party conferences.

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

ADJOURNMENT UNTIL 9:30 A.M.
TOMORROW

Mr. REID. Mr. 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 6:57 p.m., adjourned until Tuesday, February 12, 2002, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate February 11, 2002:

DEPARTMENT OF STATE

JAMES W. PARDEW, OF ARKANSAS, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF BULGARIA.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

LESLIE SILVERMAN, OF VIRGINIA, TO BE A MEMBER OF THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION FOR THE REMAINDER OF THE TERM EXPIRING JULY 1, 2003, VICE IDA L. CASTRO, RESIGNED.

DEPARTMENT OF EDUCATION

SALLY STROUP, OF VIRGINIA, TO BE ASSISTANT SECRETARY FOR POSTSECONDARY EDUCATION, DEPARTMENT OF EDUCATION, VICE A. LEE FRITSCHLER, RESIGNED.

DEPARTMENT OF JUSTICE

ERIC F. MELGREN, OF KANSAS, TO BE UNITED STATES ATTORNEY FOR THE DISTRICT OF KANSAS FOR THE TERM OF FOUR YEARS, VICE RANDALL K. RATHBUN, RESIGNED.

JOHN B. BROWN, III, OF TEXAS, TO BE DEPUTY ADMINISTRATOR OF DRUG ENFORCEMENT, VICE JULIO F. MERCADO, RESIGNED.

IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVAL RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

To be rear admiral

REAR ADM. (LH) MARK M. HAZARA, 0000

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVAL RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

To be rear admiral

REAR ADM. (LH) STEVEN B. KANTROWITZ, 0000

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVAL RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

To be rear admiral

REAR ADM. (LH) JAMES MANZELMANN JR., 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT IN THE UNITED STATES NAVAL RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

To be rear admiral

REAR ADM. (LH) ROBERT M. CLARK, 0000

REAR ADM. (LH) JOHN R. HINES JR., 0000

REAR ADM. (LH) NOEL G. PRESTON, 0000

IN THE MARINE CORPS

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES MARINE CORPS UNDER TITLE 10, U.S.C., SECTION 624:

To Be Lieutenant Colonel

ALBERT R. ADLER, 0000

MICHAEL J. AHERN, 0000

PETER W. AHERN, 0000

JEFFREY A. AIVAZ, 0000

JAMES S. ALLEY, 0000

DAVID J. ANDERSON, 0000

JEFFREY M. ARNOLD, 0000

JEFFREY K. ARRUDA, 0000

DAVID N. ASHBY, 0000

BRIAN M. BAGGOTT, 0000

DONALD P. BALDWIN, 0000

EDWARD D. BANTA, 0000

DARRYL G. BARNES, 0000

BRIAN M. BARTON, 0000

HAROLD C. BASS, 0000

GARY F. BAUMANN, 0000

ALLEN L. BENNETT, 0000

PHILIP J. BETZ JR., 0000

MICHAEL A. BISZAK, 0000

ANDREW K. BLACKHURST, 0000

JAMES M. BLAIR, 0000

FREDDIE J. BLISH, 0000

PATRICK S. BLUBAUGH, 0000

THOMAS G. BOGARD, 0000

MATTHEW J. BONNOT, 0000

MICHAEL J. BOSSE, 0000

ANTHONY W. BOWMAN, 0000

KARL D. BRANDT, 0000

DAVID A. BRANNON, 0000

JAMES M. BREITINGER, 0000

RANDAL S. BRELAND, 0000

STEVEN P. BRODFUEHRER, 0000

JAMES E. BROWN, 0000

JAMES R. BROWN III, 0000

THOMAS D. BRUCE, 0000

MICHAEL A. BRUNO, 0000

PETER D. BUCK, 0000

BRIAN K. BUCKLES, 0000

WILLARD A. BUHL, 0000

CLAUDE J. BURG, 0000

DENNIS T. BURKE, 0000

MICHAEL J. BURKE, 0000

RODNEY D. BURNETT, 0000

TERRANCE L. BURNS, 0000

JERRY A. CARPENTER, 0000

ROBERT J. CHARETTE JR., 0000

ERIC T. CHASE, 0000

STEPHEN A. CHILL, 0000

MARY J. CHOWATE, 0000

ARTHUR COLLINS III, 0000

JOSEPH W. COLLINS JR., 0000

JEFFREY P. COLWELL, 0000

NORMAN L. COOLING, 0000

DENNIS M. CUNNIFER, 0000

WILLIAM R. CUNNINGHAM, 0000

TIMOTHY B. CUTRIGHT, 0000

BRIAN P. CYR, 0000

MICHAEL G. DANZER, 0000

JAMES G. DAVIDSON, 0000

GREGORY P. DEEB, 0000

DAVID A. DEMORAT, 0000

DOUGLAS A. DENN, 0000

JOSEPH G. DENNISON, 0000

RICHARD L. DIDDAMS JR., 0000

JAMES T. DILLON, 0000

STEPHEN R. DINAUER, 0000

DREW T. DOOLIN, 0000

THOMAS J. DORAN, 0000

JEFFERSON L. DUBINOK, 0000

JEFFREY W. DUKES, 0000

JAMES P. DURAND, 0000

DAVID S. EATON, 0000

CHRISTOPHER B. EDWARDS, 0000

THOMAS B. EHP, 0000

SCOTT E. ERDELATZ, 0000

YORI R. ESCALANTE, 0000

DOUGLAS H. FAIRFIELD, 0000

CHARLES R. FERGUSSON JR., 0000

FRANCIS S. FERRARO, 0000

BARRY J. FITZPATRICK JR., 0000

JOHN W. FREDA, 0000

GRANT V. FREY, 0000

JEFFREY W. FULTZ, 0000

DAVID J. FURNESS, 0000

JEFFREY E. GAMBER, 0000

JOHN J. GAMELIN, 0000

ROGER A. GARAY, 0000

RANDALL E. GARCIA, 0000

EDWARD E. GARDINER, 0000

PETER T. GAYNOR, 0000

KEIL R. GENTROY, 0000

JOSEPH E. GEORGE, 0000

MATTHEW G. GLAVY, 0000

TODD M. GLENN, 0000

HAL M. GOBIN, 0000

WILLIE R. GOLDSCHMIDT, 0000

KERRY T. GORDON, 0000

DAVID G. GOULET, 0000

JOSEPH P. GRANATA, 0000

JAMES D. GRIFFIN III, 0000

MICHAEL S. GROEN, 0000

ERIC G. HANSEN, 0000

STEVEN M. HANSON, 0000

BLAISE D. HARDING, 0000

GARY L. HARDY, 0000

WILLIAM D. HARTROP III, 0000

THOMAS J. HARTSHORNE, 0000

JAY L. HATTON, 0000

JOHN P. HAVRANEK, 0000

DREXEL D. HEARD, 0000

SCOTT M. HECKER, 0000

ROBERT M. HEIDENREICH, 0000

CLARKE D. HENDERSON, 0000

ANTHONY R. HERLIHY, 0000

MARCUS O. HEWETT, 0000

CHARLES O. HOBAUGH, 0000

DANIEL C. HODGES, 0000

JEFFREY L. HOING, 0000

THOMAS G. HOLDEN, 0000

FREDERICK J. HOPEWELL, 0000

JAMES G. HORTON, 0000

SCOTT A. HUELSE, 0000

PAUL E. HUXHOLD, 0000

TODD C. HYSON, 0000

KEVIN M. HAMS, 0000

WILLIAM M. IVORY, 0000

RICHARD C. JACKSON II, 0000

JOHN M. JANSEN, 0000

KIRK B. JANSEN, 0000

JOSEPH M. JEFFREY III, 0000

EDWARD M. JEFFRIES JR., 0000

ANTHONY J. JOHNSON, 0000

JAY E. JOHNSON, 0000

MICHAEL W. JOHNSON, 0000

STEVEN P. JONES, 0000

DEWEY G. JORDAN, 0000

DARREN S. JUMP, 0000

JAMES J. JUSTICE, 0000

JOHN E. KASPERSKI, 0000

STEPHEN H. KAY, 0000

PETER J. KEATING, 0000

KENT J. KEITH, 0000

JEFFREY J. KENNEY, 0000

SEAN C. KILLEEN, 0000

LAWRENCE E. KILLMEIER JR., 0000

CARL M. KIME, 0000

MICHAEL G. KIRBY, 0000

SAMUEL A. KIRBY, 0000

ERIC R. KLEIBER, 0000

GREGORY F. KLEINE, 0000

JOSEPH H. KNAPP, 0000

ROBERT R. KOSID, 0000

SCOTT J. KOSTER, 0000

GREGORY G. KOZIUK, 0000

JEFFREY J. KRIEGER, 0000

ROBERT C. KUCKUK, 0000

MARC J. LACLAIR, 0000

JASON J. LAGASCA, 0000

MARC H. LAMBERT, 0000

PHILIP S. LARK, 0000

MARK D. LAVIOLETTE, 0000

RANDY J. LAWSON, 0000

JAMES J. LENEHGAN, 0000

MICHAEL A. LESA VAGE, 0000

DEAN F. LEVI, 0000

SAMUEL LIMA, 0000

LAURA LITTLE, 0000

TODD L. LLOYD, 0000

THOMAS A. LOGAN II, 0000

BRIAN D. LONG, 0000

RICHARD S. LONG, 0000

OWEN R. LOVEJOY II, 0000

JAMES B. LOVING, 0000

ROBERT D. LOYND, 0000

WALTER E. LUNDIN, 0000

JON CHESTE A. MACCARTNEY, 0000

TIMOTHY J. MACKENZIE, 0000

EDWARD O. MAGEE JR., 0000

MICHAEL P. MAHONEY, 0000

KEVIN P. MAHONEY, 0000

CHRISTOPHER J. MAHONEY, 0000

JOHN D. MANZA, 0000

NICHOLAS F. MARANO, 0000

THOMAS P. MARTIN, 0000

JEFFREY P. MARTINEZ, 0000

DOUGLAS E. MASON, 0000

DANIEL R. MASUR, 0000

TIMOTHY L. MATHEWS, 0000

WILLIAM H. MAXWELL, 0000

THOMAS F. MAY, 0000

CHRISTOPHER T. MAYETTE, 0000

EDWARD J. MAYS, 0000

CHRISTOPHER MCCARTHY, 0000

HENRY J. MCCLURG, 0000

CHARLES W. MCCOBB, 0000

MATTHEW D. MCGEWIN, 0000

THOMAS D. MCGINNIS, 0000

SCOTT L. MCLENNAN, 0000

KEITH A. MEISENHEIMER, 0000

STEPHEN C. MELIHO, 0000

ERIC M. MELLINGER, 0000