

(Mr. LIEBERMAN) was added as a co-sponsor of S. Res. 218, a resolution designating the week beginning March 17, 2002, as "National Safe Place Week".

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. LUGAR:

S. 2005. A bill to authorize the negotiation of free trade agreement with the Republic of the Philippines, and to provide for expedited congressional consideration of such an agreement; to the Committee on Finance.

Mr. LUGAR. Madam President, I rise today to introduce the Philippine Free Trade Act of 2002.

My bill provides President Bush with the authority to engage the Republic of the Philippines in negotiations on a free-trade agreement, and if an accord is forthcoming, to have it considered by Congress under "fast-track" conditions.

The political and economic histories of the United States and the Philippines have long been intertwined. Immediately following the end of World War II, with the help and protection of the United States, the Philippine economy soared. In the mid-1980's when the circumstances surrounding the Marcos regime threatened to destabilize the country and subvert democracy in his election campaign against Corazon Aquino, the United States once again provided strong support. I was a member of a delegation of American election observers who voiced strong concerns over the conduct of the election and provided support for the rightful winner, Mrs. Aquino. Ultimately she was awarded the presidency and her administration brought greater civil liberties and freedom to the Philippine people and an even stronger relationship with the United States.

A free trade agreement with the Republic of the Philippines would hold special economic significance for the United States. United States exports to the Philippines totaled more than \$22.7 billion in the year 2000. The Philippines ranks as the 19th largest export market for American goods. The United States is the largest foreign investor in the Philippines with some \$3 billion in investments and 24 percent of the foreign direct investment stock as of the end of the year 2000. Both nations would benefit greatly from the elimination of tariffs and increased economic transparency that would come with a free-trade agreement.

The Philippine economy has enjoyed a mixed history of growth and development since the end of World War II. Growth immediately after the war was rapid, but slowed over time. The Philippines went from being one of the wealthiest nations in Asia to one of the poorest. Broad economic reforms designed to spur business growth and foreign investment met with success through most of the early and mid-1990s. Under the leadership of President Ramos the Philippines secured ratifica-

tion of the Uruguay Round agreement and membership in the World Trade Organization.

The Philippines was not as severely affected by the Asian financial crisis as most of its neighbors but it continues to face economic challenges. Exports continue to grow but at slower rates. Despite continued slow growth, long-term prospects remain promising. The pace of economic reform is expected to accelerate under President Gloria Macapagal-Arroyo's leadership. Specifically, it is hoped that progress in electronic commerce, banking reform, and securities regulation will improve the investment and business climate.

President Arroyo was the first foreign head of state to pledge her country's strong support for the United States in the aftermath of September 11. The Philippines, she said, is prepared to "go every step of the way" with the United States. The U.S. was provided with the use of Filipino ports and airfields to support military operations in Afghanistan. President Arroyo defined Philippine national interests by linking the struggle against international terrorism with the struggle against the Abu Sayyaf within the Philippines.

The Philippines has proven to be a strong and steadfast ally in the war on terrorism. I am pleased that American and Filipino troops are working side by side to eliminate the threat posed by terrorists linked to al Qaeda.

I believe a free-trade agreement with the Philippines would make significant contributions to the economies of both countries and strengthen our diplomatic and security relationships. It will ensure the continuance of open dialogue, peace of mind, and security between our two nations.

It is my hope that the United States and the Philippines will soon begin the process of constructing a free-trade agreement. There is much work to do and success will not come easily or quickly. But I believe increased free trade is the next step in this close and vitally important relationship.

SUBMITTED RESOLUTIONS

SENATE RESOLUTION 225—DESIGNATING THE WEEK OF MARCH 10 THROUGH MARCH 16, 2002, AS "NATIONAL GIRL SCOUT WEEK"

Mr. HUTCHINSON (for himself, Ms. MIKULSKI, Mrs. MURRAY, Mr. CLINTON, Ms. CANTWELL, Mrs. CARNAHAN, Ms. COLLINS, Mrs. FEINSTEIN, Ms. LANDRIEU, Ms. SNOWE, Ms. STABENOW, Mrs. LINCOLN, and Mrs. BOXER) submitted the following resolution; which was considered and agreed to:

S. RES. 225

Whereas March 12, 2002, is the 90th anniversary of the founding of the Girl Scouts of the United States of America;

Whereas on March 16, 1950, the Girl Scouts became the first national organization for girls to be granted a Federal charter by Congress;

Whereas through annual reports required to be submitted to Congress by its charter, the Girl Scouts regularly informs Congress of its progress and program initiatives;

Whereas the Girl Scouts is dedicated to inspiring girls and young women with the highest ideals of character, conduct, and service to others so that they may become model citizens in their communities;

Whereas the Girl Scouts offers girls aged 5 through 17 years a variety of opportunities to develop strong values and life skills and provides a wide range of activities to meet girls' interests and needs;

Whereas the Girl Scouts has a membership of nearly 3,000,000 girls and over 900,000 adult volunteers, and is one of the preeminent organizations in the United States committed to assisting girls to grow strong in mind, body, and spirit; and

Whereas by fostering in girls and young women the qualities on which the strength of the United States depends, the Girl Scouts, for 90 years, has significantly contributed to the advancement of the United States: Now, therefore, be it

Resolved, That the Senate—

(1) designates the week of March 10 through March 16, 2002, as "National Girl Scout Week"; and

(2) requests that the President—

(A) issue a proclamation designating the week of March 10 through March 16, 2002, as "National Girl Scout Week"; and

(B) calls on the people of the United States to observe the 90th anniversary of the Girl Scouts of the United States of America with appropriate ceremonies and activities.

AMENDMENTS SUBMITTED AND PROPOSED

SA 2993. Mr. DORGAN proposed an amendment to amendment SA 2917 proposed by Mr. DASCHLE (for himself and Mr. BINGAMAN) to the bill (S. 517) to authorize funding the Department of Energy to enhance its mission areas through technology transfer and partnerships for fiscal years 2002 through 2006, and for other purposes.

SA 2994. Mr. INHOFE (for himself and Mr. SMITH of New Hampshire) submitted an amendment intended to be proposed to amendment SA 2917 proposed by Mr. DASCHLE (for himself and Mr. BINGAMAN) to the bill (S. 517) supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 2993. Mr. DORGAN proposed an amendment to amendment SA 2917 proposed by Mr. DASCHLE (for himself and Mr. BINGAMAN) to the bill (S. 517) to authorize funding the Department of Energy to enhance its mission areas through technology transfer and partnerships for fiscal years 2002 through 2006, and for other purposes; as follows:

In section 1501(a)(1), strike "nuclear power industry" and insert "the electric power generation industry (including the nuclear power industry)".

At the end of title XV, add the following new section:

"SEC. 1506. NATIONAL POWER PLANT OPERATIONS TECHNOLOGY AND EDUCATION CENTER.

"(a) ESTABLISHMENT.—The Secretary shall establish a National Power Plant Operations Technology and Education Center (the "Center"), to address the need for training and

educating certified operators for electric power generation plants.

“(b) **ROLE.**—The Center shall provide both training and continuing education relating to electric power generation plant technologies and operations. The Center shall conduct training and education activities on site and through Internet-based information technologies that allow for learning at remote sites.

“(c) **CRITERIA FOR COMPETITIVE SELECTION.**—The Secretary shall establish the Center at an institution of higher education with expertise in plant technology and operation and that can provide onsite as well as Internet-based training.

SA 2994. Mr. INHOFE (for himself and Mr. SMITH of New Hampshire) submitted an amendment intended to be proposed to amendment SA 2917 proposed by Mr. DASCHLE (for himself and Mr. BINGAMAN) to the bill (S. 517) to authorize funding the Department of Energy to enhanced its mission areas through technology transfer and partnerships for fiscal years 2002 through 2006, and for other purposes; which was of dered to lie on the table as follows:

At the appropriate place insert the following:

SEC. ____ . PHASEOUT OF TAX SUBSIDIES FOR ETHANOL FUEL AS MARKET SHARE OF SUCH FUEL INCREASES.

(a) **IN GENERAL.**—Not later than December 15 of 2002, and each subsequent calendar year, the Secretary of the Treasury shall determine the percentage increase (if any) of the ethanol fuel market share for the preceding calendar year over the highest ethanol fuel market share for any preceding calendar year and shall, notwithstanding any provision of the Internal Revenue Code of 1986, reduce by the same percentage the ethanol fuel subsidies under sections 40, 4041, 4081, and 4091 of such Code beginning on January 1 of the subsequent calendar year.

(b) **ETHANOL FUEL MARKET SHARE.**—For purposes of this section, the ethanol fuel market share for any calendar year shall be determined from data of the Energy Information Administration of the Department of Energy.

(c) **ETHANOL FUEL.**—For purposes of this section, the term ‘ethanol fuel’ means any fuel the alcohol in which is ethanol.

(d) **FLOOR STOCK TAXES.**—

(1) **IMPOSITION OF TAX.**—In the case of ethanol fuel which is held on any tax increase date by any person, there is hereby imposed a floor stocks tax in an amount determined by the Secretary to equal the reduction in ethanol fuel subsidies described in subsection (a) beginning on such date.

(2) **LIABILITY FOR TAX AND METHOD OF PAYMENT.**—

(A) **LIABILITY FOR TAX.**—A person holding ethanol fuel on any tax increase date to which the tax imposed by paragraph (1) applies shall be liable for such tax.

(B) **METHOD OF PAYMENT.**—The tax imposed by paragraph (1) shall be paid in such manner as the Secretary shall prescribe.

(C) **TIME FOR PAYMENT.**—The tax imposed by paragraph (1) shall be paid on or before the date which is 6 months after such tax increase date.

(3) **DEFINITIONS.**—For purposes of this subsection—

(A) **TAX INCREASE DATE.**—The term ‘tax increase date’ means any January 1 on which begins a reduction in ethanol fuel subsidies described in subsection (a).

(B) **HELD BY A PERSON.**—Ethanol fuel shall be considered as ‘held by a person’ if title thereto has passed to such person (whether or not delivery to the person has been made).

(C) **SECRETARY.**—The term ‘Secretary’ means the Secretary of the Treasury or the Secretary’s delegate.

(4) **EXCEPTION FOR EXEMPT USES.**—The tax imposed by paragraph (1) shall not apply to ethanol fuel held by any person exclusively for any use to the extent a credit or refund of the tax imposed by section 4041, 4081, or 4091 of the Internal Revenue Code of 1986 is allowable for such use.

(5) **EXCEPTION FOR FUEL HELD IN VEHICLE TANK.**—No tax shall be imposed by paragraph (1) on ethanol fuel held in the tank of a motor vehicle or motorboat.

(6) **EXCEPTION FOR CERTAIN AMOUNTS OF FUEL.**—

(A) **IN GENERAL.**—No tax shall be imposed by paragraph (1) on ethanol fuel held on any tax increase date by any person if the aggregate amount of ethanol fuel held by such person on such date does not exceed 2,000 gallons. The preceding sentence shall apply only if such person submits to the Secretary (at the time and in the manner required by the Secretary) such information as the Secretary shall require for purposes of this paragraph.

(B) **EXEMPT FUEL.**—For purposes of subparagraph (A), there shall not be taken into account fuel held by any person which is exempt from the tax imposed by paragraph (1) by reason of paragraph (4) or (5).

(C) **CONTROLLED GROUPS.**—For purposes of this paragraph—

(i) **CORPORATIONS.**—

(I) **IN GENERAL.**—All persons treated as a controlled group of corporations shall be treated as 1 person.

(II) **CONTROLLED GROUP OF CORPORATIONS.**—The term ‘controlled group of corporations’ has the meaning given to such term by subsection (a) of section 1563 of such Code; except that for such purposes the phrase ‘more than 50 percent’ shall be substituted for the phrase ‘at least 80 percent’ each place it appears in such subsection.

(ii) **NONINCORPORATED PERSONS UNDER COMMON CONTROL.**—Under regulations prescribed by the Secretary, principles similar to the principles of clause (i) shall apply to a group of persons under common control where 1 or more of such persons is not a corporation.

(7) **OTHER LAWS APPLICABLE.**—All provisions of law, including penalties, applicable with respect to the taxes imposed by section 4081 of such Code shall, insofar as applicable and not inconsistent with the provisions of this subsection, apply with respect to the floor stock taxes imposed by paragraph (1) to the same extent as if such taxes were imposed by such section 4081.

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. BINGAMAN. Madam President, I ask unanimous consent that on Tuesday, March 12, immediately following the Pledge of Allegiance, the Senate proceed to executive session to consider Calendar No. 706; that the time prior to 10:45 a.m. be equally divided between the chairman and the ranking member of the Judiciary Committee, or their designees, for debate on the nomination; that at 10:45 a.m. the Senate vote on confirmation of the nomination, the motion to reconsider be laid on the table, the President be immediately notified of the Senate’s action, that any statements thereon be printed in the RECORD, and the Senate return to legislative session.

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

Mr. BINGAMAN. Madam President, as in executive session, I ask unanimous consent that it be in order to ask for the yeas and nays on the nomination at this time.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered.

Mr. BINGAMAN. Madam President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

NATIONAL GIRL SCOUT WEEK

Mr. BINGAMAN. Madam President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 225, which was introduced earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 225) designating the week of March 10 through March 16, 2002, as National Girl Scout Week.

Mr. BINGAMAN. Madam President, I ask unanimous consent that the resolution and the preamble be agreed to, the motion to reconsider be laid on the table, and that any statements regarding this matter be printed in the RECORD.

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

The resolution (S. Res. 225) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today’s RECORD under ‘Submitted Resolutions’.)

NATIONAL SAFE PLACE WEEK

Mr. BINGAMAN. Madam President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of S. Res. 218, and that the Senate immediately proceed to its consideration.

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

The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 218) designating the week beginning March 17, 2002, as National Safe Place Week.

Mr. BINGAMAN. Madam President, I ask unanimous consent that the resolution and the preamble be agreed to, the motion to reconsider be laid on the table, and that any statements regarding the matter be printed in the RECORD.

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

The resolution (S. Res. 218) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows: