

additional trade benefits under that Act, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

**SEC. \_\_\_\_.** **EXCLUSION OF INCOME DERIVED FROM CERTAIN WAGERS ON HORSE RACES FROM GROSS INCOME OF NONRESIDENT ALIEN INDIVIDUALS.**

(a) IN GENERAL.—Section 872(b) of the Internal Revenue Code of 1986 is amended by redesignating paragraphs (5), (6), and (7) as paragraphs (6), (7), and (8), respectively, and inserting after paragraph (4) the following new paragraph:

“(5) INCOME DERIVED FROM WAGERING TRANSACTIONS IN CERTAIN PARIMUTUEL POOLS.—Gross income derived by a non-resident alien individual from a legal wagering transaction initiated outside the United States in a parimutuel pool with respect to a live horse race in the United States.”.

(b) CONFORMING AMENDMENT.—Section 883(a)(4) of such Code is amended by striking “(5), (6), and (7)” and inserting “(6), (7), and (8)”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to proceeds from wagering transactions after September 30, 2002.

**SA 3414.** Mr. BINGAMAN (for himself and Ms. SNOWE) submitted an amendment intended to be proposed to amendment SA 3401 proposed by Mr. BAUCUS (for himself and Mr. GRASSLEY) to the bill (H.R. 3009) to extend the Andean Trade Preference Act, to grant additional trade benefits under that Act, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 278 of the Trade Act of 1974, as added by section 302 of the matter proposed to be inserted, and inserting the following:

**“SEC. 278. AUTHORIZATION OF APPROPRIATIONS.**

“There are authorized to be appropriated to the Department of Commerce \$45,000,000 for each of the fiscal years 2003 through 2007 to carry out the purposes of this chapter.

**AUTHORITY FOR COMMITTEES TO MEET**

**COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS**

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on Tuesday, May 14, 2002, at 10:30 a.m. to conduct an oversight hearing on “The Annual National Export Strategy Report of the Trade Promotion Coordinating Committee.”

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

**COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION**

**COMMITTEE ON INDIAN AFFAIRS**

Mr. REID. Mr. President, I ask unanimous consent that the Committees on Commerce, Science, and Transportation and Indian Affairs be authorized to hold a joint hearing on tribal communications on May 14, 2002, at 10 a.m.

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

**COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS**

Mr. REID. Mr. President, I ask unanimous consent that the Committee on

Environment and Public Works be authorized to meet on Tuesday, May 14, 2002, at 9:30 a.m. to conduct an hearing to receive testimony regarding the Persistent Organic Pollutants, POPs, Implementation Act of 2002, S. 2118, and the legislative proposal put forth by the Bush administration. The hearing will be held in SD-406.

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

**JOINT COMMITTEE ON TAXATION**

Mr. REID. Mr. President, I ask unanimous consent that the Joint Committee on Taxation be authorized to meet during the session of the Senate on Tuesday, May 14, 2002, at 10 a.m. to convene a joint review of the strategic plans and budget of the IRS.

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

**SUBCOMMITTEE ON CRIME AND DRUGS**

Mr. REID. Mr. President, I ask unanimous consent that the Committee on the Judiciary Subcommittee on Crime and Drugs be authorized to meet to conduct a hearing on “Justice for Sexual Assault Victims: Using DNA Evidence to Combat Crime” on Thursday, May 14, 2002, at 10:30 a.m. in Dirksen 226.

**Witness List**

Panel I: Dr. Dwight E. Adams, Assistant Director, Laboratory Division, Federal Bureau of Investigation, Washington, DC; and the Honorable Sarah V. Hart, Director, National Institute of Justice, Department of Justice, Washington, DC.

Panel II: Mrs. Debbie Smith, Williamsburg, Virginia; Ms. Linda A. Fairstein, former Chief of the Sex Crimes Prosecution Unit, New York County District Attorney’s Office, New York, New York; Ms. Debra S. Holbrook, Registered Nurse and Certified Sexual Assault Nurse Examiner, Nanticoke Memorial Hospital, Seaford, Delaware; Ms. Susan Narveson, President, Association of Criminal Laboratory Directors, Phoenix, Arizona; and Mr. J. Tom Morgan, District Attorney, Stone Mountain Judicial Circuit, Vice President, National District Attorneys Association, Decatur, Georgia.

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

**SUBCOMMITTEE ON OCEANS, ATMOSPHERE AND FISHERIES**

Mr. REID. Mr. President, I ask unanimous consent that the subcommittee on Oceans, Atmosphere and Fisheries be authorized to meet on May 14, 2002, at 2:30 p.m. on S. 1825, Pacific Salmon Recovery Act, and Pacific salmon management issues.

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

**SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, RESTRUCTURING AND THE DISTRICT OF COLUMBIA**

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia be authorized to meet on

Tuesday, May 14, 2002, at 10 a.m. for a hearing to examine “Tobacco’s Deadly Secret: The Impact of Tobacco Marketing on Women and Girls.”

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

**EXECUTIVE SESSION**

**EXECUTIVE CALENDAR**

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider Calendar No. 801, Major General Daniel James, III, to be Director of the Air National Guard; that the nomination be confirmed, the motion to reconsider be laid upon the table, the President be immediately notified of the Senate’s action; that any statements relating to the nomination be printed in the RECORD; and the Senate return to legislative session, without any intervening action or debate.

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

The nomination was considered and confirmed as follows:

**AIR FORCE**

The following named Air National Guard of the United States officer for appointment as Director, Air National Guard and for appointment to the grade indicated under title 10, U.S.C., sections 10506 and 601:

*To be lieutenant general*

Maj. Gen. Daniel James, III

**LEGISLATIVE SESSION**

The PRESIDING OFFICER. Under the previous order, the Senate will now return to legislative session.

**ORDERS FOR WEDNESDAY, MAY 15, 2002**

Mr. REID. Mr. President, I ask unanimous consent that when the Senate completes its business today, it recess until 9:30 a.m. tomorrow, Wednesday, May 15; that following the prayer and the pledge, the time for the two leaders be reserved for their use later in the day; the Senate be in a period for morning business until 10:30 a.m., with Senators permitted to speak for up to 10 minutes each, with the time from 9:30 a.m. to 10 a.m. under the control of the majority leader or his designee, and the time from 10 a.m. to 10:30 a.m. be under the control of the Republican leader or his designee; and at 10:30 a.m. the Senate resume consideration of the trade bill, with Senator WELLSTONE recognized to offer an amendment regarding labor impact.

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

**PROGRAM**

Mr. REID. Mr. President, we worked hard today. There were some good debates. There are Senators who have a lot of amendments they say they want to offer, and we need to move on those as quickly as we can. We ask Senators to be aware of what is going on in the

Chamber and to be ready at any given time to come and offer their amendments. The majority leader has indicated he wants this debate to proceed on this bill in the form of amendments being offered, but I think there will come a time when we are going to have to move on. I do not know if that means he would have to file a motion to invoke cloture, but I would assume so. So I hope Senators will realize they have a finite amount of time to offer amendments and we should move forward on these as quickly as possible be-

cause for people who wait for a day that may be more convenient to them, that day may be too late.

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RECESS 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 recess under the previous order.

There being no objection, the Senate, at 5:42 p.m., recessed until Wednesday, May 15, 2002, at 9:30 a.m.

CONFIRMATION

Executive nomination confirmed by the Senate May 4, 2002:

IN THE AIR FORCE

THE FOLLOWING NAMED AIR NATIONAL GUARD OF THE UNITED STATES OFFICER FOR APPOINTMENT AS DIRECTOR, AIR NATIONAL GUARD AND FOR APPOINTMENT TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTIONS 10506 AND 601:

*To be lieutenant general*

MAJ. GEN. DANIEL JAMES III