

now available and, therefore, I ask unanimous consent that the attached CBO estimate be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
Washington, DC, June 27, 2002.

Hon. PATRICK J. LEAHY,  
Chairman, Committee on the Judiciary, U.S.  
Senate, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for S. 2621, an act to provide a definition of vehicle for purposes of criminal penalties relating to terrorist attacks and other acts of violence against mass transportation systems.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Mark Grabowicz.

Sincerely,

BARRY B. ANDERSON,  
(FOR DAN L. CRIPPEN, DIRECTOR.)

Enclosure.

Congressional Budget Office cost estimate—S. 2621—an act to provide a definition of vehicle for purposes of criminal penalties relating to terrorist attacks and other acts of violence against mass transportation systems.

As passed by the Senate on June 25, 2002.

The USA PATRIOT Act of 2001 (Public Law 107-56) established a new federal offense for acts of violence against mass transportation systems. S. 2621 would clarify the definition of the term "vehicle" as used in that act. CBO estimates that implementing S. 2621 would result in no significant costs to the federal government. The legislation could affect direct spending and receipts through greater collections of criminal fines, so pay-as-you-go procedures would apply. However, CBO estimates that any effects on direct spending or receipts would be significant because of the small number of cases likely to be affected.

S. 2621 contains on intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local, or tribal governments.

The CBO staff contact for this estimate is Mark Grabowicz. This estimate was approved by Robert A. Sunshine, Assistant Director for Budget Analysis.

#### ADDITIONAL STATEMENTS

##### RETIREMENT OF DR. VAN KIRKE NELSON

• Mr. BAUCUS. Mr. President, I rise today to recognize an outstanding Montanan whose distinguished career has literally changed the course of two generations of families in the Flathead Valley. In the 1950's a college student from Southern California came to Montana to be a camp counselor on Flathead Lake. As many do, he fell in love with the area and pledged to return after completing medical school to begin his practice in Kalispell, MT.

True to his word, Dr. Van Kirke Nelson, his wife Helen and their children Greg, Julie and Kathy packed all their belongings in a beer truck and moved to Kalispell where Kirke became the town's first medical specialist, opening his practice as an OB-GYN in 1962.

Forty years, two children, Nancy and Doug, and ten grandchildren later, my dear friend Kirke Nelson retired from active medical practice on July 1, 2002, leaving behind a legacy that has enriched the very fabric of the community to which he and his family mean so much.

For 40 years, Dr. Van Kirke Nelson delivered the town's babies. Lots of babies. So many, in fact, that it is not unusual for him to look at a list of Flathead High graduates and determine that he has delivered a majority of them.

Think of it this way. At 10 babies a month, 12 months a year, for 41 years, Kirke delivered roughly 4,920 babies in his career. To put that in perspective, those 4,920 new Montanans are a larger group than the entire population of 22 of Montana's 56 counties.

But the quality of Kirke's career cannot be measured in numbers. Every day he changed lives and made the Flathead Valley and Montana a better place to live. Partners, co-workers, patients and their families all know what I mean. There are more stories than one can possibly tell, and you can be assured that although he is retired, there will be many, many more stories yet to come.

Because you see, Kirke Nelson will never retire from making a difference in the world around him. The phone may not ring in the middle of the night anymore, but knowing Kirke as I do, that just means he'll just be better rested for the challenges that lay ahead.

I know no better Montanans than Kirke and Helen Nelson. I wish for them in this retirement an enriched life with each other and their wonderful family. There are not thanks enough for this kind of career that Kirke has shared with us, but that's what makes America so great. Ours is a country where dreams come true. Where promises are our bond. And where ordinary careers become extraordinary because of the people who live them.

Kirke Nelson's career has been truly extraordinary. And on behalf of a grateful community, State and nation, it is my honor to rise today to say thank you.●

##### IN RECOGNITION OF WESLEY COLLEGE ATHLETICS, COACH RICK MCCALL AND CHRIS NOLL, 2002 NCAA NATIONAL GOLF CHAMPIONS

• Mr. CARPER. Mr. President, I rise today to congratulate Wesley College's Chris Noll, the 2002 NCAA National Golf Champion. His victory demonstrates the success that comes from hard work, perseverance, experience of a remarkable team, a dedicated coach, and the support of an outstanding college.

The championship competition held in Nebraska last month ended a dramatic, record-breaking season for the

Wolverines. After a stellar overall performance throughout the year, the Wolverines were selected by a committee to play in the NCAA Championships. At the championship, they scored their highest finish in both Wesley records and in Pennsylvania Athletic Conference history. The team dominated the Conference and won the Pennsylvania Athletic Conference Tournament.

Throughout the season, Chris Noll set Wesley College records. He finished first in the Glen Health Ship Builders, the Wesley College Invitational, the King's College National Invitational tournaments and the District II Championships. The Dover sophomore was named Pennsylvania Athletic Conference Player of the Week for four consecutive weeks in addition to a Ping All-American. He closed the season as the 2002 NCAA National Golf Champion.

For the past decade Wolverine Coach Rick McCall has worked tirelessly to successfully build and strengthen the men's golf program. McCall was named All-Middle Atlantic Region Coach of the Year this season, as well as the Pennsylvania Athletic Conference Coach of the Year. In 1989 he won the Delaware State Golf Association Annual Golf Award. Later he was given the Pat Knight Award for his lifetime contribution to junior golf and two Philadelphia P.G.A. Junior Golf Awards. He is dedicated to the game.

The success of Wesley's golf team is indicative of the depth of the community's support, and the caliber of students, faculty, and staff at the College. I commend those associated with Wesley College athletics for their commitment to preparing athletes for success both on and off the court.

Today, I congratulate Coach Rick McCall, Chris Noll and all of the fine athletes on the golf team. Athletics play a vital role in the development and integrity of students. Wesley College athletes prove that the school's emphasis on the "carry-over value of athletics" is warranted. I am proud of their achievements as student-athletes.●

##### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Thomas, one of his secretaries.

##### EXECUTIVE MESSAGES REFERRED

As in executive session the PRESIDING OFFICER laid before the Senate messages from the President of the United States submitting treaties and sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

##### MESSAGE FROM THE HOUSE

At 5:30 p.m., a message from the House of Representatives, delivered by

Mr. Hays, one of its reading clerks, announced that the House has passed the following bill, in which it request the concurrence of the Senate:

H.R. 4687. An act to provide for the establishment of investigative teams to assess building performance and emergency response and evacuation procedures in the wake of any building failure that has resulted in substantial loss of life or that posed significant potential of substantial loss of life.

#### MEASURES PLACED ON THE CALENDAR

The following bills were read the second time, and placed on the calendar:

H.R. 4635. An act to amend title 49, United States Code, to establish a program for Federal flight deck officers, and for other purposes.

H.R. 4954. An act to amend title XVIII of the Social Security Act to provide for a voluntary program for prescription drug coverage under the Medicare Program, to modernize and reform payments and the regulatory structure of the Medicare Program, and for other purposes.

H.R. 5017. An act to amend the Temporary Emergency Wildfire Suppression Act to facilitate the ability of the Secretary of the Interior and the Secretary of Agriculture to enter into reciprocal agreements with foreign countries for the sharing of personnel to fight wildfires.

#### MEASURES READ THE FIRST TIME

The following bill was read the first time:

S. 2. A bill to amend title XVIII of the Social Security Act to provide for a medicare voluntary prescription drug delivery program under the medicare program, to modernize the medicare program, and for other purposes.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-7861. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans Georgia: Approval of Revisions to State Implementation Plan" (FRL7244-5) received on July 9, 2002; to the Committee on Environment and Public Works.

EC-7862. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans Georgia: Approval of Revisions to State Implementation Plan" (FRL7244-7) received on July 9, 2002; to the Committee on Environment and Public Works.

EC-7863. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Indiana" (FRL7235-2) re-

ceived on July 9, 2002; to the Committee on Environment and Public Works.

EC-7864. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Designation of Areas for Air Quality Planning Purposes; Deletion of Total Suspended Particulate Designations in Michigan" (FRL7242-8) received on July 9, 2002; to the Committee on Environment and Public Works.

EC-7865. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Designation of Areas for Air Quality Planning Purposes; Deletion of Total Suspension Particulate Designations in Minnesota" (FRL7242-6) received on July 9, 2002; to the Committee on Environment and Public Works.

EC-7866. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants for polyvinyl Chloride and Copolymers Production" (FRL7243-9) received on July 9, 2002; to the Committee on Environment and Public Works.

EC-7867. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants: Surface Coating of Large Appliances" (FRL7244-1) received on July 9, 2002; to the Committee on Environment and Public Works.

EC-7868. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "1259 Short Sale" (Rev. Rul. 2002-44, 2002-28) received on June 24, 2002; to the Committee on Finance.

EC-7869. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Tax Avoidance Using Inflated Basis" (Notice 2002-21) received on June 26, 2002; to the Committee on Finance.

EC-7870. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update of Mortality Tables for 417(e)" (Rev. Rul. 2001-67) received on July 9, 2002; to the Committee on Finance.

EC-7871. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "EGTTA Changes in User Fees" (Notice 2002-1) received on July 9, 2002; to the Committee on Finance.

EC-7872. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Questions and Answers Regarding Dividend Elections Under Section 404(k)" (Notice 2002-2) received on July 9, 2002; to the Committee on Finance.

EC-7873. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Section 846 Discount Factors for 2001" (Rev. Proc. 2001-60) received on July 9, 2002; to the Committee on Finance.

EC-7874. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "CPI Adjustment for Section 7872(g) for 2002"

(Rev. Rul. 2001-64) received on July 9, 2002; to the Committee on Finance.

EC-7875. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Section 832 Discount Factor for 2001" (Rev. Proc. 2001-61) received on July 9, 2002; to the Committee on Finance.

EC-7876. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2002 CPI Adjustment for Certain Loans Under Section 1274A" (Rev. Rul. 2001-64) received on July 9, 2002; to the Committee on Finance.

EC-7877. A communication from the Chief, Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Coordinated Issue: Replacement of Underground Storage Tanks at Retail Gasoline Stations" (UIN 263.23-00) received on July 10, 2002; to the Committee on Finance.

EC-7878. A communication from the Chief of the Regulations Branch, U.S. Customs Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Elimination of the Tariff-Rate Quotas on Imported Lamb Meat" (RIN1515-AD09) received on July 11, 2002; to the Committee on Finance.

EC-7879. A communication from the Director, Employment Service, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Reduction in Force Retreat Rights" (RIN3206-AJ14) received on June 26, 2002; to the Committee on Governmental Affairs.

EC-7880. A communication from the Deputy Archivist of the United States, National Archives and Records Administration, transmitting, pursuant to law, the report of a rule entitled "Debt Collection" (RIN3095-AA77) received on July 9, 2002; to the Committee on Governmental Affairs.

EC-7881. A communication from the Deputy Archivist of the United States, National Archives and Records Administration, transmitting, pursuant to law, the report of a rule entitled "Nixon Presidential Materials; Reproduction" (RIN3095-AB07) received on July 9, 2002; to the Committee on Governmental Affairs.

EC-7882. A communication from the Secretary of Education, transmitting, pursuant to law, the report of the Office of the Inspector General for the period from October 1, 2001 to March 31, 2002; to the Committee on Governmental Affairs.

EC-7883. A communication from the Administrator, General Service Administration, transmitting, pursuant to law, the report of the Office of the Inspector General for the period from October 1, 2001 through March 31, 2002 together with a report providing management's perspective on the implementation status of audit recommendations; to the Committee on Governmental Affairs.

EC-7884. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 14-388, "College Savings Program Temporary Act of 2002"; to the Committee on Governmental Affairs.

EC-7885. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 14-389, "Mental Health Commitment Clarification Temporary Act of 2002"; to the Committee on Governmental Affairs.

EC-7886. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 14-387, "Excepted and Executive Service Domicile Requirement Amendment