

owe them this public expression of gratitude.

SUBMITTED RESOLUTIONS

SENATE RESOLUTION 216—TO HONOR MILTON D. STEWART FOR HIS YEARS OF SERVICE IN THE OFFICE OF ADVOCACY OF THE SMALL BUSINESS ADMINISTRATION

Mr. KERRY (for himself, Mr. BOND, Mr. LIEBERMAN, Mr. BURNS, Mr. CLELAND, Mr. BENNETT, Ms. LANDRIEU, Ms. SNOWE, Mr. EDWARDS, Mr. CRAPO, Ms. CANTWELL, Mr. ALLEN, Mr. ENSIGN, Mr. WELLSTONE, Mr. HARKIN, Mr. LEVIN) submitted the following resolution; which was considered and agreed to:

S. RES. 216

Whereas a vibrant and growing small business sector is vital to creating jobs in a dynamic economy;

Whereas reducing unnecessary regulatory burdens on small business promotes economic growth;

Whereas the Office of Advocacy of the Small Business Administration has been a key factor in working to minimize burdens on small business;

Whereas Milton D. Stewart, the first Chief Counsel for Advocacy, provided dynamic leadership in making the Office of Advocacy the effective voice for small business that it is today; and

Whereas Milton D. Stewart will be celebrating his 80th birthday on March 5, 2002: Now, therefore, be it

Resolved, That the Senate—

(1) honors Milton D. Stewart for his many years of service to the small business community of the United States;

(2) thanks Mr. Stewart for his leadership in creating a strong and dynamic Office of Advocacy to help carry on that service in the future; and

(3) instructs the Secretary of the Senate to transmit an enrolled copy of this resolution to Milton D. Stewart.

AMENDMENTS SUBMITTED AND PROPOSED

SA 2979. Mr. MCCAIN (for himself, Mr. HOLLINGS, Mrs. MURRAY, Mr. BINGAMAN, Mr. BREAUX, Mr. SMITH of Oregon, Mr. DOMENICI, Mrs. HUTCHISON, and Mr. WYDEN) submitted an amendment intended to be proposed to amendment SA 2917 submitted by Mr. DASCHLE and intended to be proposed 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; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 2979. Mr. MCCAIN (for himself, Mr. HOLLINGS, Mrs. MURRAY, Mr. BINGAMAN, Mr. BREAUX, Mr. SMITH of Oregon, Mr. DOMENICI, Mrs. HUTCHISON, and Mr. WYDEN) submitted an amendment intended to be proposed to amendment SA 2917 submitted by Mr. DASCHLE and intended to be proposed 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; which was ordered to lie on the table; as follows:

At the end of title VII, add the following:

Subtitle C—Pipeline Safety

PART 1—SHORT TITLE: AMENDMENT OF TITLE 49

Sec. 741. Short title: amendment of title 49, United States Code.

PART 2—PIPELINE SAFETY IMPROVEMENT ACT OF 2002

Sec. 761. Implementation of inspector general recommendations.

Sec. 762. NTSB safety recommendations.

Sec. 763. Qualifications of pipeline personnel.

Sec. 764. Pipeline integrity inspection program.

Sec. 765. Enforcement.

Sec. 766. Public education, emergency preparedness, and community right to know.

Sec. 767. Penalties.

Sec. 768. State oversight role.

Sec. 769. Improved data and data availability.

Sec. 770. Research and development.

Sec. 771. Pipeline integrity technical advisory committee.

Sec. 772. Authorization of appropriations.

Sec. 773. Operator assistance in investigations.

Sec. 774. Protection of employees providing pipeline safety information.

Sec. 775. State pipeline safety advisory committees.

Sec. 776. Fines and penalties.

Sec. 777. Study of rights-of-way.

Sec. 778. Study of natural gas reserve.

Sec. 779. Study and report on natural gas pipeline and storage facilities in New England.

PART 3—PIPELINE SECURITY SENSITIVE INFORMATION

Sec. 781. Meeting community right to know without security risks.

Sec. 782. Technical assistance for security of pipeline facilities.

PART 1—SHORT TITLE; AMENDMENT OF TITLE 49

SEC. 741. SHORT TITLE; AMENDMENT OF TITLE 49, UNITED STATES CODE.

(a) **SHORT TITLE.**—This subtitle may be cited as the “Pipeline Safety Improvement Act of 2002”.

(b) **AMENDMENT OF TITLE 49, UNITED STATES CODE.**—Except as otherwise expressly provided, whenever in this subtitle an amendment or repeal is expressed in terms of an amendment to, or a repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of title 49, United States Code.

PART 2—PIPELINE SAFETY IMPROVEMENT ACT OF 2002

SEC. 761. IMPLEMENTATION OF INSPECTOR GENERAL RECOMMENDATIONS.

(a) **IN GENERAL.**—Except as otherwise required by this subtitle, the Secretary shall implement the safety improvement recommendations provided for in the Department of Transportation Inspector General’s Report (RT-2000-069).

(b) **REPORTS BY THE SECRETARY.**—Not later than 90 days after the date of enactment of this Act, and every 90 days thereafter until each of the recommendations referred to in subsection (a) has been implemented, the Secretary shall transmit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of

Representatives a report on the specific actions taken to implement such recommendations.

(c) **REPORTS BY THE INSPECTOR GENERAL.**—The Inspector General shall periodically transmit to the Committees referred to in subsection (b) a report assessing the Secretary’s progress in implementing the recommendations referred to in subsection (a) and identifying options for the Secretary to consider in accelerating recommendation implementation.

SEC. 762. NTSB SAFETY RECOMMENDATIONS.

(a) **IN GENERAL.**—The Secretary of Transportation, the Administrator of Research and Special Program Administration, and the Director of the Office of Pipeline Safety shall fully comply with section 1135 of title 49, United States Code, to ensure timely responsiveness to National Transportation Safety Board recommendations about pipeline safety.

(b) **PUBLIC AVAILABILITY.**—The Secretary, Administrator, or Director, respectively, shall make a copy of each recommendation on pipeline safety and response, as described in sections 1135(a) and (b) of title 49, United States Code, available to the public at reasonable cost.

(c) **REPORTS TO CONGRESS.**—The Secretary, Administrator, or Director, respectively, shall submit to the Congress by January 1 of each year a report containing each recommendation on pipeline safety made by the Board during the prior year and a copy of the response to each such recommendation.

SEC. 763. QUALIFICATIONS OF PIPELINE PERSONNEL

(a) **QUALIFICATION PLAN.**—Each pipeline operator shall make available to the Secretary of Transportation, or, in the case of an intrastate pipeline facility operator, the appropriate State regulatory agency, a plan that is designed to enhance the qualifications of pipeline personnel and to reduce the likelihood of accidents and injuries. The plan shall be made available not more than 6 months after the date of enactment of this Act, and the operator shall revise or update the plan as appropriate.

(b) **REQUIREMENTS.**—The enhanced qualification plan shall include, at a minimum, criteria to demonstrate the ability of an individual to safely and properly perform tasks identified under section 60102 of title 49, United States Code. The plan shall also provide for training and periodic reexamination of pipeline personnel qualifications and provide for requalification as appropriate. The Secretary, or, in the case of an intrastate pipeline facility operator, the appropriate State regulatory agency, may review and certify the plans to determine if they are sufficient to provide a safe operating environment and shall periodically review the plans to ensure the continuation of a safe operation. The Secretary may establish minimum standards for pipeline personnel training and evaluation, which may include written examination, oral examination, work performance history review, observation during performance on the job, on the job training, simulations, or other forms of assessment.

(c) **REPORT TO CONGRESS.**—

(1) **IN GENERAL.**—The Secretary shall submit a report to the Congress evaluating the effectiveness of operator qualification and training efforts, including—

(A) actions taken by inspectors;

(B) recommendations made by inspectors for changes to operator qualification and training programs; and

(C) industry and employee organization responses to those actions and recommendations.

(2) **CRITERIA.**—The Secretary may establish criteria for use in evaluating and reporting