

LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - **All Filers Are Required To Complete This Page**

1. Registrant Name:

GUIDANT CORPORATION

2. Address:

1310 G ST NW #770, WASHINGTON, DC 20005

3. Principal place of business (if different from line 2):

City: INDIANAPOLIS State/Zip(or Country): IN 46204

4. Contact Name: ANN M. GOSIER

Telephone: 202-508-0800

E-mail (optional): agosier@guidant.com

Senate ID #: 17124-12

House ID #: 32931000

7. Client Name: ☒ Self

TYPE OF REPORT

8. Year 2002 Midyear (January 1 - June 30): ☒ **OR** Year End (July 1 - December 31): ☐

9. Check if this filing amends a previously filed version of this report: ☐

10. Check if this is a Termination Report: ☐ => Termination Date: _____ 11. No Lobbying Activity: ☐

INCOME OR EXPENSES

Complete Either Line 12 **OR** Line 13

12. Lobbying Firms

INCOME relating to lobbying activities for this reporting period was:

Less than \$10,000: ☐

\$10,000 or more: ☐ => Income (nearest \$20,000): _____

Provide a good faith estimate, rounded to the nearest \$20,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).

13. Organizations

EXPENSES relating to lobbying activities for this reporting period were:

Less than \$10,000: ☐

\$10,000 or more: ☒ => Expenses (nearest \$20,000): 80,000.00

14. Reporting Method.

Check box to indicate expense accounting method. See instructions for description of options.

- ☐ **Method A.** Reporting amounts using LDA definitions only
☐ **Method B.** Reporting amounts under section 6033(b)(8) of the Internal Revenue Code
☒ **Method C.** Reporting amounts under section 162(e) of the Internal Revenue Code

LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: FIN (one per page)

16. Specific lobbying issues:

S. 2460: "Shareholder Bill of Rights Act" Legislation to guarantee persons who invest in publicly held companies accurate information about the financial condition of such companies so they can make fully informed investment decisions, to increase the independence of the Financial Accounting Standards Board, and for other purposes. H.R. 3622: "Emergency Worker and Investor Protection Act of 2002" Legislation to amend the Internal Revenue Code of 1986 to extend the golden parachute excise tax to sales of company stock by corporate insiders occurring when the company prevents rank-and-file employees from selling company stock held in their 401(k) plan, and to ensure more accurate reporting of liabilities to workers and shareholders. S. 1838, H.R. 3640, H.R. 3692: "Pension Protection and Diversification Act of 2001" Legislation to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to ensure that individual account plans. S. 1921: "Pension Plan Protection Act" Legislation to amend the Internal Revenue Code of 1986 and the Employee Retirement Income Security Act of 1974 to provide greater protection of workers' retirement plans, to prohibit certain activities by persons providing auditing services to issuers of public securities, and for other purposes. S. 1969, S. 1992, H.R. 2269, H.R. 3669, H.Res. 386, H.R. 3762: "Pension Security Act of 2002" Legislation to amend title I of the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to provide additional protections to participants and beneficiaries in individual account plans from excessive investment in employer securities and to promote the provision of retirement investment advice to workers managing their retirement income assets, and to amend the Securities Exchange Act of 1934 to prohibit insider trades during any suspension of the ability of plan participants or beneficiaries to direct investment away from equity securities of the plan sponsor. S. 1971: "National Employee Savings and Trust Equity Guarantee Act" Legislation to amend the Internal Revenue Code of 1986 and the Employee Retirement Income Security Act of 1974 to protect the retirement security of American workers by ensuring that pension assets are adequately diversified and by providing workers with adequate access to, and information about, their pension plans, and for other purposes. S. 2087 Legislation to amend the Internal Revenue Code of 1986 to allow employers a credit against income tax for the provision of independent investment advice to employees. H.R. 3463: "Pension Protection Act" Legislation to amend the Internal Revenue Code of 1986 to provide protections for participants in cash or deferred arrangements under section 401(k) with respect to the acquisition and holding of employer securities. H.R. 3509: "Pension Protection Bill" Legislation to amend title I of the Employee Retirement Income Security Act of 1974 to provide additional fiduciary protections for participants and beneficiaries under employee stock ownership plans with respect to lockdowns placed on plan assets. H.R. 3677: "Safeguarding America's Retirement Act of 2002" Legislation to amend title I of the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to provide new protections under applicable fiduciary rules for participants and beneficiaries under 401(k) plans and to provide for 3-year vesting of elective deferrals under such plans. H.R. 4075: "Ending the Double Standard for Stock Options Act" Legislation to amend the Internal Revenue Code of 1986 to provide that corporate tax benefits from stock option compensation expenses are allowed only to the extent such expenses are included in a corporation's financial statements. S. 1919: "Retirement Security Protection Act of 2002" Legislation to amend the Employee Retirement Income Security Act of 1974 to provide for improved disclosure, diversification, account access, and accountability under individual account plans. S. 2032: "Investor-Employees Need Financial Facts and Options for Responsible Retirement Plan Management Act of 2002" Legislation to amend the Employee Retirement Income Security Act of 1974 to provide for improved disclosure, diversification, account access, and accountability under individual account plans. H.R. 3623: "Employee Savings Protection Act of 2002" Legislation to amend title I of the Employee Retirement Income Security Act of 1974 to prohibit knowing misrepresentations by fiduciaries of 401(k) plans which may induce participants and beneficiaries to act contrary to their own best interest in controlling the assets in their own accounts, and to amend title 11 of the United States Code to protect claims based on such misrepresentations. H.R. 3642: "401(k) Pension Right to Know Act of 2002" Legislation to amend title I of the Employee Retirement Income Security Act of 1974 to require plan administrators of 401(k) plans to provide semiannual reports to participants and beneficiaries fully and accurately disclosing the financial health of the plan sponsor and promoting diversification of investment of their plan assets. H.R. 3657: "Employee Pension Freedom Act of 2002" Legislation to amend the Employee Retirement Income Security Act of 1974 to provide for improved disclosure, diversification, account access, and accountability under individual account plans. H.R. 3840: "Inside Stock Sales Employee Notification Act of 2002" Legislation to amend title I of the Employee Retirement Income Security Act of 1974 to provide for timely notification of plan participants and beneficiaries whose individual accounts hold employer securities of insider trading in employer securities.

17. House(s) of Congress and Federal agencies contacted:

HOUSE OF REPRESENTATIVES

SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: CANTOR-WEINBERG, JULIE

Covered Official Position (if applicable): N/A

Name: GOSIER, ANN M.

Covered Official Position (if applicable): N/A

Registrant Name: GUIDANT CORPORATION Client Name: Self

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

LOBBYING ACTIVITY.

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: HCR (one per page)

16. Specific lobbying issues:

S. 1055: "Privacy Act of 2001" Legislation to require the consent of an individual prior to the sale and marketing of such individual's personally identifiable information, and for other purposes. S. 2201: "Online Personal Privacy Act" Legislation to protect the online privacy of individuals who use the Internet. H.R. 4678: "Consumer Privacy Protection Act of 2002" Legislation to protect and enhance consumer privacy, and for other purposes. Department of Health & Human Services 45 CFR Parts 160 and 164, Office of the Secretary: Standards for Privacy of Individually Identifiable Health Information: Proposed Rule, March 27, 2002 S. 2639: "Health Care for Working Families Act" Legislation to provide health benefits for workers and their families. H.Con Res. 271: "Expressing the sense of the Congress that public awareness and education about the importance of health care coverage is of the utmost priority and that a National Importance of Health Care Coverage Month should be established to promote these goals". S. 2638: "eHealth Act of 2002" Legislation to encourage health care facilities, group health plans, and health insurance issuers to reduce administrative costs, and to improve access, convenience, quality, and safety, and for other purposes. H.R. 4889: "Patient Safety Improvement Act of 2002" Legislation to amend title XI of the Social Security Act to improve patient safety. S. 1765, H.R. 3448, S. Con. Res. 117, H. Res. 427.: "Public Health Security and Bioterrorism Response Act of 2001" Legislation to improve the ability of the United States to prevent, prepare for, and respond to bioterrorism and other public health emergencies. Provisions relating to prescription drugs and user fees, and export control for FDA regulated products. H.R. 3580: "Medical Device Amendments of 2001" Legislation to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices, and for other purposes. H.R. 4697: "Human Research Subject Protections Act of 2002" Legislation to amend the Public Health Service Act with respect to the protection of human subjects in research.

17. House(s) of Congress and Federal agencies contacted:

Food & Drug Administration (FDA)

HOUSE OF REPRESENTATIVES

Health & Human Services, Dept of (HHS)

SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: CANTOR-WEINBERG, JULIE

Covered Official Position (if applicable): N/A

Name: GOSIER, ANN M.

Covered Official Position (if applicable): N/A

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

Registrant Name: GUIDANT CORPORATION Client Name: Self

LOBBYING ACTIVITY.

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: LBR (one per page)

16. Specific lobbying issues:

S. 2184: "Ergonomics Rule Bill" Legislation to provide for the reissuance of a rule relating to ergonomics. Office of Management and Budget request for comments on the costs and benefits of federal regulations: Comments submitted addressed the Family and Medical Leave Act (FMLA) implementing regulations.

17. House(s) of Congress and Federal agencies contacted:

HOUSE OF REPRESENTATIVES
Office of Management & Budget (OMB)
SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: CANTOR-WEINBERG, JULIE

Covered Official Position (if applicable): N/A

Name: GOSIER, ANN M.

Covered Official Position (if applicable): N/A

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: MMM (one per page)

16. Specific lobbying issues:

S. 1606: "Equal Access to Care Act of 2001" Legislation to amend title XI of the Social Security Act to prohibit Federal funds from being used to provide payments under a Federal health care program to any health care provider who charges a membership or any other extraneous or incidental fee to a patient as a prerequisite for the provision of an item or service to the patient. H.R. 4954, H. Res. 465: "Medicare Modernization and Prescription Drug Act of 2002" Legislation 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. S. 1660, H.R. 3351: "Medicare Physician Payment Fairness Act of 2001" Legislation to amend title XVIII of the Social Security Act to specify the update for payments under the Medicare physician fee schedule for 2002 and to direct the Medicare Payment Advisory Commission to conduct a study on replacing the use of the sustainable growth rate as a factor in determining such update in subsequent years. H.R. 3882: "Preserving Patient Access to Physicians Act of 2002" Legislation to amend title XVIII of the Social Security Act to reform the Medicare physician payment update system through repeal of the sustainable growth rate (SGR) payment update system. S. 2547, H.R. 5234: "Medicare Hospital Outpatient Department Fair Payment Act of 2002" Legislation to amend title XVIII of the Social Security Act to provide for fair payments under the Medicare hospital outpatient department prospective payment system. Department of Health and Human Services, Centers for Medicare and Medicaid Services, 42 CFR Parts 410 and 414 Medicare Program; Fee Schedule and Revisions to the Physician Certification Requirements for Coverage of Nonemergency Ambulance Services; Final Rule, February 27, 2002. Department of Health and Human Services, Centers for Medicare and Medicaid Services, 42 CFR Parts 413, 419, and 489 Medicare Program; Correction of Certain Calendar Year 2002 Payment Rates Under the Hospital Outpatient Prospective Payment System and the Pro Rata Reduction on Transitional Pass-Through Payments; Correction of Technical and Typographical Errors; Final Rule, March 1, 2002. Department of Health and Human Services, Centers for Medicare and Medicaid Services, 42 CFR Parts 405, 412 et al. Medicare Program; Changes to the Hospital Inpatient Prospective Payment Systems and Fiscal Year 2003 Rates; Proposed Rule, May 9, 2002. Communications with Centers for Medicare and Medicaid Services regarding changes in status indicator for New Tech APC for radiotherapy. Communications with Centers for Medicare and Medicaid Services requesting initial DRG assignment for CRT-D therapy. Communications with Centers for Medicare and Medicaid Services requesting National Coverage Decision for MADIT II indication for ICDs and provided supporting information.

17. House(s) of Congress and Federal agencies contacted:

Centers For Medicare and Medicaid Services (CMS)

Food & Drug Administration (FDA)

HOUSE OF REPRESENTATIVES

Health & Human Services, Dept of (HHS)

SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: CANTOR-WEINBERG, JULIE

Covered Official Position (if applicable): N/A

Name: GOSIER, ANN M.

Covered Official Position (if applicable): N/A

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

LOBBYING ACTIVITY

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: TAX (one per page)

16. Specific lobbying issues:

S. 41, H.R. 41: Legislation to amend the Internal Revenue Code of 1986 to permanently extend the research credit and to increase the rates of the alternative incremental credit. S. 2679: "Health Insurance Access Act of 2002" Legislation to amend the Internal Revenue Code of 1986 to provide for a tax credit for offering employer-based health insurance coverage, to provide for the establishment of health plan purchasing alliances, and for other purposes. S. 2050, H.R. 3857: Legislation to amend the Internal Revenue Code of 1986 to treat nominally foreign corporations created through inversion transactions as domestic corporations. S. 2119: "Reversing the Expatriation of Profits Offshore Act" Legislation to amend the Internal Revenue Code of 1986 to provide for the tax treatment of inverted corporate entities and of transactions with such entities, and for other purposes. H.R. 3884, H. Res. 456: "Corporate Patriot Enforcement Act of 2002" Legislation to amend the Internal Revenue Code of 1986 to prevent corporations from avoiding the United States income tax by reincorporating in a foreign country. H.R. 3922: "Save America's Jobs Act of 2002" Legislation to amend the Internal Revenue Code of 1986 to prevent corporations from avoiding the United States income tax by reincorporating in a foreign country. H.R. 4756: "Uncle Sam Wants You Act of 2002" Legislation to amend the Internal Revenue Code of 1986 to impose a moratorium on the ability of United States corporations to avoid the United States income tax by reincorporating in a foreign country.

17. House(s) of Congress and Federal agencies contacted:

HOUSE OF REPRESENTATIVES

SENATE

Treasury, Dept of

18. Name of each individual who acted as a lobbyist in this issue area:

Name: CANTOR-WEINBERG, JULIE

Covered Official Position (if applicable): N/A

Name: GOSIER, ANN M.

Covered Official Position (if applicable): N/A

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

LOBBYING ACTIVITY.

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: TOR (one per page)

16. Specific lobbying issues:

S. 1712: "Class Action Fairness Act of 2001" Legislation to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants, and for other purposes. H.R. 2341, H.Res. 367: "Class Action Fairness Act of 2002" Legislation to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants, to outlaw certain practices that provide inadequate settlements for class members, to assure that attorneys do not receive a disproportionate amount of settlements at the expense of class members, to provide for clearer and simpler information in class action settlement notices, to assure prompt consideration of interstate class actions, to amend title 28, United States Code, to allow the application of the principles of Federal diversity jurisdiction to interstate class actions, and for other purposes. H.R. 4600: "Help Efficient, Accessible, Low Cost, Timely Health Care (HEALTH) Act of 2002" Legislation to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system. S. AMDT. 4326, S. 812: Legislation to provide for health care liability reform.

17. House(s) of Congress and Federal agencies contacted:
HOUSE OF REPRESENTATIVES
SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: CANTOR-WEINBERG, JULIE
Covered Official Position (if applicable): N/A
Name: GOSIER, ANN M.
Covered Official Position (if applicable): N/A

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

Registrant Name: GUIDANT CORPORATION Client Name: Self

LOBBYING ACTIVITY.

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code: TRD (one per page)

16. Specific lobbying issues:

H.R. 3005, H.R. 3009, H. Res. 306: "Fast Track Trade Authority Bill" Legislation to extend trade authorities, procedures with respect to reciprocal trade agreements. Efforts to remove market barriers for U.S. medical technology companies in Japan.

17. House(s) of Congress and Federal agencies contacted:

Commerce, Dept of (DOC)

HOUSE OF REPRESENTATIVES

SENATE

U.S. Trade Representative (USTR)

18. Name of each individual who acted as a lobbyist in this issue area:

Name: GOSIER, ANN M.

Covered Official Position (if applicable): N/A

19. Interest of each foreign entity in the specific issues listed on line 16 above. **None**

Signature: ON FILE Date: Aug 09, 2002

Printed Name and Title: ANN M. GOSIER - VICE PRESIDENT, GOVERNMENT AFFAIRS