

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Protecting Lands Against Narcotics Trafficking Act of 2013” or the “PLANT Act”.

**SEC. 2. CONTROLLED SUBSTANCES ACT PENALTY AMENDMENTS.**

(a) **CULTIVATING OR MANUFACTURING CONTROLLED SUBSTANCES ON FEDERAL PROPERTY.**—Section 401(b)(5) of the Controlled Substances Act (21 U.S.C. 841(b)(5)) is amended, in the matter preceding subparagraph (A), by striking “as provided in this subsection” and inserting “for not more than 10 years, in addition to any other term of imprisonment imposed under this subsection”.

(b) **USE OF HAZARDOUS SUBSTANCES.**—Pursuant to its authority under section 994 of title 28, United States Code, the United States Sentencing Commission shall amend and review the Federal Sentencing Guidelines and policy statements to ensure that the guidelines provide for a penalty enhancement of not less than 1 offense level for a violation of section 401(a) of the Controlled Substances Act (21 U.S.C. 841(a)) while on Federal property or intentionally trespassing on the property of another if the offense—

(1) includes the use of a poison, chemical, or other hazardous substance to cultivate or manufacture controlled substances on Federal property;

(2) creates a hazard to humans, wildlife, or domestic animals;

(3) degrades or harms the environment or natural resources; or

(4) pollutes an aquifer, spring, stream, river, or body of water.

(c) **STREAM DIVERSION OR CLEAR CUTTING ON FEDERAL PROPERTY.**—

(1) **PROHIBITION ON STREAM DIVERSION OR CLEAR CUTTING ON FEDERAL PROPERTY.**—Section 401(b) of the Controlled Substances Act (21 U.S.C. 841(b)), as amended by subsection (a), is amended by adding at the end the following:

“(8) **DESTRUCTION OF BODIES OF WATER.**—Any person who violates subsection (a) in a manner that diverts, redirects, obstructs, or drains an aquifer, spring, stream, river, or body of water or clear cuts timber while cultivating or manufacturing a controlled substance on Federal property or while intentionally trespassing on the property of another shall be fined in accordance with title 18, United States Code.”.

(2) **FEDERAL SENTENCING GUIDELINES ENHANCEMENT.**—Pursuant to its authority under section 994 of title 28, United States Code, the United States Sentencing Commission shall review and amend the Federal Sentencing Guidelines and policy statements to ensure that the guidelines provide for a penalty enhancement of not less than 1 offense level for a violation of section 401(a) of the Controlled Substances Act (21 U.S.C. 841(a)) if the offense involves the diversion, redirection, obstruction, or draining of an aquifer, spring, stream, river, or body of water or the clear cut of timber while cultivating or manufacturing a controlled substance on Federal property or while intentionally trespassing on the property of another.

(d) **BOOBY TRAPS ON FEDERAL LAND.**—Section 401(d)(1) of the Controlled Substances Act (21 U.S.C. 841(d)(1)) is amended by inserting “cultivated,” after “is being”.

(e) **USE OR POSSESSION OF FIREARMS IN CONNECTION WITH DRUG OFFENSES ON FEDERAL LANDS.**—Pursuant to its authority under section 994 of title 28, United States Code, the United States Sentencing Commission shall review and amend the Federal Sentencing Guidelines and policy statements to ensure that the guidelines provide for a penalty enhancement of not less than 1 offense level for a violation of section 401(a) of the Controlled Substances Act (21 U.S.C. 841(a)) if the of-

fense involves the possession of a firearm while cultivating or manufacturing controlled substances on Federal lands or intentionally trespassing on the property of another.

By Ms. COLLINS (for herself and Mr. KING):

S. 1892. A bill to direct the Secretary of Veterans Affairs to establish a registry of certain veterans who were stationed at or underwent training at Canadian Forces Base Gagetown, New Brunswick, Canada, and for other purposes; to the Committee on Veterans' Affairs.

Ms. COLLINS. Mr. President, today I am introducing a bill addressing an issue important to Maine veterans who served at Canadian Forces Base, CFB, Gagetown. Veterans who served there may have suffered from adverse health impacts due to exposure to the herbicide Agent Orange, which was used at CFB Gagetown in 1966 and 1967. This bill would require the Secretary of Veterans Affairs, VA, to establish a registry of U.S. veterans who served or trained at CFB Gagetown between 1956 and 2006 and have subsequently experienced health issues, which may have resulted from exposure to these chemicals. It also directs the VA to commission an independent study investigating any possible linkage between the spraying of Agent Orange at CFB Gagetown and subsequent health problems among the American soldiers who served or trained there. The legislation I am offering with Senator KING is similar to another bill that has been introduced by Congressman MIKE MICHAUD in the House of Representatives.

Protecting the health of those who have served our Nation is a solemn responsibility. I have heard from veterans in Maine about how they have suffered from diabetes, cancers, and respiratory illnesses. Many of these veterans fear their illnesses are linked to the use of Agent Orange in the 1960s. These veterans, however, have had difficulty in persuading the VA that their health problems are related to this chemical exposure.

By requiring the VA to establish a registry of these veterans, we recognize these widespread concerns and provide veterans with a way to make their claims known to the VA and to identify commonalities among their shared experiences. It also provides the VA with the ability to reach out to veterans on this issue of critical importance.

Last month, I personally raised this issue with the Canadian Minister of Defence. Many Canadian veterans who served or trained at CFB Gagetown voiced similar concerns with their government. He described how the Government of Canada found a way to appropriately compensate service members affected by the toxic chemicals used at Gagetown. Ultimately, the Canadian government approved one-time ex gratia payments of \$20,000 for qualifying veterans who demonstrated that

they were at CFB Gagetown during the days when the toxic agents were sprayed.

A crucial provision in this legislation requires the VA to commission an independent study that investigates the connection between health problems and exposure to Agent Orange at CFB Gagetown. Previously, I requested that the Centers for Disease Control and Prevention and the Agency for Toxic Substances and Disease Registry conduct an investigation into whether Maine veterans were exposed to toxic chemicals while training at CFB Gagetown. A significant deficiency with the CDC report, however, was that it relied solely on existing Canadian government studies on this subject rather than conducting interviews of those who trained there. Many Maine veterans feel strongly that they suffered negative consequences from exposure to Agent Orange while training at Gagetown. The United States Government should conduct its own independent study with interviews.

This legislation keeps faith with our veterans by demonstrating that our government takes the allegations of exposure to Agent Orange seriously. The bill will help identify and bring together the shared experience of those who trained at CFB Gagetown. This bill will make it easier for the VA to conduct outreach on this issue pending any new developments. I look forward to working with Senator KING and all of my colleagues to pass this important bill.

## SUBMITTED RESOLUTIONS

SENATE RESOLUTION 325—DESIGNATING THE WEEK OF DECEMBER 22 THROUGH DECEMBER 28, 2013, AS “NATIONAL TOY WEEK”

Mr. PRYOR (for himself and Mr. BOOZMAN) submitted the following resolution; which was considered and agreed to:

S. RES. 325

Whereas the goal of “National Toy Week” is to recognize toys as the “tools of play”, enriching the lives of young people for generations;

Whereas through play, children develop active minds, active bodies, and necessary social skills;

Whereas National Toy Week encourages recognition of play as a universal pastime that gives children of all ages the opportunity to spend time together and have fun;

Whereas according to the Toy Industry Association, the toy industry supports over 600,000 full-time jobs, accounting for more than \$26,000,000,000 in wages;

Whereas the toy industry is estimated to have an economic impact of over \$75,000,000,000 in 2013 alone; and

Whereas throughout the history of the toy industry, such industry has provided a wealth of creativity and innovation across the United States: Now, therefore, be it;

*Resolved*, That the Senate—

(1) designates the week of December 22 through December 28, 2013, as “National Toy Week”;

(2) recognizes the necessary role of toys and play in the development of children across the United States;

(3) recognizes that, for 97 years, the toy industry has promoted fun and safe play; and

(4) encourages the people of the United States to observe the week by enjoying toys and play.

**SENATE RESOLUTION 326—CONGRATULATING THE 2013 SOUTHERN NEW HAMPSHIRE UNIVERSITY MEN'S SOCCER TEAM ON WINNING THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION II MEN'S SOCCER CHAMPIONSHIP**

Mrs. SHAHEEN (for herself and Ms. AYOTTE) submitted the following resolution; which was considered and agreed to:

S. RES. 326

Whereas, on December 7, 2013, the Southern New Hampshire University (SNHU) men's soccer team, known as the Penmen, won the National Collegiate Athletic Association (NCAA) Division II national championship in Evans, Georgia, becoming the second men's soccer team in the history of SNHU to win a national title;

Whereas, with their victory over the Carson-Newman University Eagles, the Penmen capped off a 23-game unbeaten streak as they ended their season with 22 wins, 1 loss, and 1 draw, tying the SNHU men's soccer program's record for most wins in a season;

Whereas the State of New Hampshire and the City of Manchester are immensely proud of the SNHU men's soccer team, and recognize the teamwork and dedication required to win a national championship;

Whereas the student-athletes of SNHU demonstrate the same dedication to their studies as they do to athletics, having previously received the USA Today NCAA Foundation Academic Achievement Award in recognition of the high graduation rate of SNHU student-athletes;

Whereas the SNHU men's soccer team was honored in 2013 with the Northeast-10 Team Academic Excellence Award for having the highest team grade point average in the Northeast-10 Conference for men's soccer, and SNHU sophomore Brad Campion received the Elite 89 award for the highest cumulative grade point average at the 2013 NCAA Division II Men's Soccer Championship;

Whereas SNHU men's soccer head coach Marc Hubbard, a native of Durham, New Hampshire, has led the Penmen to NCAA tournament berths in each of his 6 seasons as a coach, in addition to 2 Northeast-10 regular season and tournament titles, and has twice been honored as the Northeast-10 Coach of the Year;

Whereas assistant coaches Josh Taylor, Rich Weinreb, Dave Williams, and Phil Tuttle leveraged their years of experience playing and coaching the game of soccer to support Coach Hubbard and the team;

Whereas the 2013 Southern New Hampshire University men's soccer team is comprised of—

(1) 1 graduate student: Callum Williams;

(2) 4 seniors: Dom DiMaggio, Christian Rodriguez, Pierre Omanga, and Brian Francolini;

(3) 9 juniors: Yannick Kabala, Joe Mahr, Mohamed Toufik, Danillo Andrade, Kenny Doublette, Kyle Logan, Miguel Carneiro, Keegan Campbell, and Chris Pereira;

(4) 7 sophomores: Myles Groenloh, Jonathan Lupinelli, Brad Campion, Ryan Simpson, Sebastian Stezewski, Julian Omeally, and Dominic Samuel; and

(5) 5 freshmen: Andrew Pesci, Ryan Reynolds, Nate Fournier, Curtis Pereira, and Eddie Legg;

Whereas 4 members of the 2013 SNHU men's soccer team hail from the State of New Hampshire; and

Whereas the SNHU men's soccer team should be recognized for both its athletic and scholastic accomplishments: Now, therefore, be it

*Resolved*, That the Senate—

(1) congratulates the Southern New Hampshire University men's soccer team on winning the National Collegiate Athletic Association Division II Men's Soccer Championship;

(2) recognizes the positive environment of scholastic and athletic achievement fostered at Southern New Hampshire University; and

(3) requests the Secretary of the Senate to transmit an enrolled copy of this resolution for appropriate display to—

(A) Southern New Hampshire University;

(B) Paul J. LeBlanc, the president of Southern New Hampshire University; and

(C) Marc Hubbard, the head coach of the Southern New Hampshire University men's soccer team.

**SENATE RESOLUTION 327—CONGRATULATING SPORTING KANSAS CITY FOR AN OUTSTANDING 2013 SEASON IN MAJOR LEAGUE SOCCER AND FOR WINNING THE MAJOR LEAGUE SOCCER CUP 2013**

Mr. MORAN (for himself and Mr. ROBERTS) submitted the following resolution; which was considered and agreed to:

S. RES. 327

Whereas on December 7, 2013, Sporting Kansas City won the Major League Soccer Cup 2013 by defeating Real Salt Lake in a penalty shootout, after 120 minutes of play concluded with a draw;

Whereas the Major League Soccer Cup 2013 occurred in a sold-out stadium of 21,650 people at Sporting Park, in Kansas City, Kansas;

Whereas the recorded temperature at the kickoff of the Major League Soccer Cup 2013 was 20 degrees Fahrenheit, the coldest kickoff-temperature of any game in the history of Major League Soccer;

Whereas Sporting Kansas City defender Aurelien Collin was named the Major League Soccer Cup Most Valuable Player;

Whereas Sporting Kansas City finished the Major League Soccer regular season of 2013 in second place, a single win short of securing the Major League Soccer Supporters' Shield, with a record of 17 wins, 10 losses, and 7 draws;

Whereas Sporting Park, in Kansas City, Kansas, has hosted the qualifying matches for the 2014 FIFA World Cup, the Confederation of North, Central American and Caribbean Association Football Gold Cup, the 2013 Major League Soccer All-Star Game, and the Major League Soccer Cup 2013;

Whereas several Sporting Kansas City players represent the United States in international soccer games;

Whereas Sporting Kansas City will play as one of the soccer clubs representing the United States in the 2014–2015 Confederation of North, Central American and Caribbean Association Football Champions League;

Whereas Sporting Kansas City manager Peter Vermes was elected to the National Soccer Hall of Fame in 2013;

Whereas Kansas City has a rich soccer history, participating as the Kansas City Wiz in the first season of Major League Soccer in 1996;

Whereas Kansas City locals Neal Patterson, Cliff Illig, Pat Curran, Greg Maday, and Robb Heineman own Sporting Kansas City;

Whereas Sporting Kansas City supporters are passionate, numerous, and diverse, and belong to associations that include La Barra KC, the Kansas City Cauldron, the Brookside Elite, the Fountain City Ultras, the Mass St. Mob, the King City Yardbirds, the Sporting Militia, the Omaha Boys, Northland Noise, the Trenches of SKC, JPOP, the Ladies of SKC, KC Futbol Misfits, the Wedge, Ad Astra KC, Wichita Wanderers, 417 Loyal, Aggievillains, CoMo Cauldron, and the Kansas City Chapter of the American Outlaws; and

Whereas Sporting Kansas City players Matt Besler, Seth Sinovic, Christian Duke, Jon Kempin, and Kevin Ellis are natives of the Kansas City area and grew up playing soccer in the community: Now, therefore, be it

*Resolved*, That the Senate—

(1) recognizes and extends congratulations to Sporting Kansas City for winning the Major League Soccer Cup 2013; and

(2) commends the players, manager, coaches, owners, support staff, and club supporters whose efforts and spirit made the 2013 season a historic success.

**SENATE CONCURRENT RESOLUTION 30—PROVIDING FOR A CONDITIONAL ADJOURNMENT OR RECESS OF THE SENATE AND AN ADJOURNMENT OF THE HOUSE OF REPRESENTATIVES**

Mr. DURBIN submitted the following concurrent resolution; which was considered and agreed to:

S. CON. RES. 30

*Resolved by the Senate (the House of Representatives concurring)*, That when the Senate recesses or adjourns on any day from Friday, December 20, 2013, through Tuesday, December 31, 2013, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 11:45 a.m. on Friday, January 3, 2014, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the House adjourns on any legislative day from Monday, December 23, 2013, through Tuesday, December 31, 2013, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 11:00 a.m. on Friday, January 3, 2014, or until the time of any reassembly pursuant to section 3 of this concurrent resolution, whichever occurs first.

Sec. 2. (a) The Majority Leader of the Senate or his designee, after consultation with the Minority Leader of the Senate, shall notify the Members of the Senate to reassemble at such place and time he may designate if, in his opinion, the public interest shall warrant it.

(b) After reassembling pursuant to subsection (a), when the Senate adjourns on a motion offered pursuant to this subsection by the Majority Leader or his designee, the Senate shall again stand adjourned pursuant to the first section of this concurrent resolution.

Sec. 3. (a) The Speaker or his designee, after consultation with the Minority Leader of the House, shall notify the Members of the House to reassemble at such place and time he may designate if, in his opinion, the public interest shall warrant it.

(b) After reassembling pursuant to subsection (a), when the House adjourns on a motion offered pursuant to this subsection by the Speaker or his designee, the House

shall again stand adjourned pursuant to the first section of this concurrent resolution.

## EXECUTIVE SESSION

### EXECUTIVE CALENDAR

Mr. DURBIN. Madam President, I ask unanimous consent that the Senate proceed to executive session to consider the following nominations: Calendar Nos. 460 through and including Calendar No. 477, and all nominations on the Secretary's desk in the Air Force, Army, and Navy; that the nominations be confirmed en bloc, the motions to reconsider be considered made and laid upon the table, with no intervening action or debate; that no further motions be in order to any of the nominations; that any related statements be printed in the RECORD; and that the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The nominations considered and confirmed en bloc are as follows:

## NOMINATIONS

### IN THE AIR FORCE

The following named officer for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., section 12203:

#### *To be major general*

Brig. Gen. Paul S. Dwan

The following named officers for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., section 12203:

#### *To be major general*

Brigadier General Catherine A. Chilton  
Brigadier General Stayce D. Harris  
Brigadier General William B. Waldrop, Jr.  
Brigadier General Tommy J. Williams

The following named officer for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., section 12203:

#### *To be brigadier general*

Col. Josef F. Schmid, III

The following named officers for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., section 12203:

#### *To be brigadier general*

Colonel Talentino C. Angelosante  
Colonel James R. Barkley  
Colonel Thomas G. Clark  
Colonel Michael J. Cole  
Colonel Samuel C. Mahaney  
Colonel Brett J. McMullen  
Colonel Jose R. Monteagudo  
Colonel Randall A. Ogden  
Colonel John P. Stokes  
Colonel Stephen D. Vautrain

The following Air National Guard of the United States officer for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., section 12203 and 12212:

#### *To be brigadier general*

Col. Stephen E. Rader

The following Air National Guard of the United States officer for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., section 12203 and 12212:

#### *To be brigadier general*

Col. Michael T. McGuire

The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

#### *To be lieutenant general*

Maj. Gen. John W. Raymond

### IN THE ARMY

The following named officer for appointment in the United States Army to the grade indicated under title 10, U.S.C., section 624:

#### *To be major general*

Brigadier General Charles A. Flynn

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

#### *To be general*

Lt. Gen. David G. Perkins

The following named officers for appointment to the grade indicated in the United States Army under title 10, U.S.C., section 624:

#### *To be brigadier general*

Colonel James T. Iacocca  
Colonel Daniel G. Mitchell  
Colonel Kurt L. Sonntag

The following Army National Guard of the United States officer for appointment in the Reserve of the Army to the grade indicated under title 10, U.S.C., section 12203 and 12211:

#### *To be brigadier general*

Col. Anthony L. Hall

The following named officer for appointment in the United States Army to the grade indicated under title 10, U.S.C., sections 624, 3037 and 3064:

#### *To be brigadier general, judge advocate general's corps*

Col. Paul S. Wilson

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

#### *To be lieutenant general*

Maj. Gen. Robert S. Ferrell

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

#### *To be lieutenant general*

Lt. Gen. Joseph Anderson

### IN THE NAVY

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

#### *To be rear admiral*

Rear Adm. (1h) Rebecca J. McCormick-Boyle

The following named officer for appointment as Vice Chief of Naval Operations and appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., sections 601 and 5035:

#### *To be admiral*

Vice Adm. Michelle J. Howard

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

#### *To be admiral*

Adm. Mark E. Ferguson, III

The following named officer for appointment in the Reserve of the United States

Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

#### *To be vice admiral*

Rear Adm. Joseph P. Mulloy

## NOMINATIONS PLACED ON THE SECRETARY'S DESK

### IN THE AIR FORCE

PN949 AIR FORCE nominations (40) beginning STANTON J. J. APPLONIE, and ending RICHARD J. ZAVADIL, which nominations were received by the Senate and appeared in the Congressional Record of October 30, 2013.

PN950 AIR FORCE nominations (61) beginning JAMES D. ATHNOS, and ending STEPHEN M. WILLIAMS, which nominations were received by the Senate and appeared in the Congressional Record of October 30, 2013.

PN951 AIR FORCE nominations (114) beginning PAIGE T. ABBOTT, and ending RENO JOSEPH ZISA, which nominations were received by the Senate and appeared in the Congressional Record of October 30, 2013.

PN965 AIR FORCE nominations (4) beginning SCOTT A. HABER, and ending YVES P. LEBLANC, which nominations were received by the Senate and appeared in the Congressional Record of November 7, 2013.

### IN THE ARMY

PN934 ARMY nomination of Jesus M. Munozlasalle, which was received by the Senate and appeared in the Congressional Record of October 28, 2013.

PN935 ARMY nominations (18) beginning WAYNE J. AARON, and ending ANN H. ZGRODNIK, which nominations were received by the Senate and appeared in the Congressional Record of October 28, 2013.

PN936 ARMY nominations (2) beginning JOHN R. DOOLITTLE, II, and ending BAUCUM W. FULK, which nominations were received by the Senate and appeared in the Congressional Record of October 28, 2013.

PN952 ARMY nominations (5) beginning STEVEN T. GREINER, and ending CHERYL D. SOFALY, which nominations were received by the Senate and appeared in the Congressional Record of October 30, 2013.

PN953 ARMY nominations (3) beginning STANLEY T. BREUER, and ending DEYDRE S. TEYHEN, which nominations were received by the Senate and appeared in the Congressional Record of October 30, 2013.

PN954 ARMY nominations (34) beginning KIMBERLEE A. AIELLO, and ending JEFFREY S. YARVIS, which nominations were received by the Senate and appeared in the Congressional Record of October 30, 2013.

PN955 ARMY nominations (23) beginning ROBIN M. ADAMSMASSENBERG, and ending VERONICA A. VILLAFRANCA, which nominations were received by the Senate and appeared in the Congressional Record of October 30, 2013.

PN998 ARMY nominations (5) beginning DAVID A. CENITI, and ending EDWARD M. REILLY, which nominations were received by the Senate and appeared in the Congressional Record of November 19, 2013.

PN1026 ARMY nominations (40) beginning NACY J. ALOUISE, and ending D011605, which nominations were received by the Senate and appeared in the Congressional Record of December 12, 2013.

### IN THE NAVY

PN987 NAVY nomination of Corey N. Doolittle, which was received by the Senate and appeared in the Congressional Record of November 13, 2013.

PN988 NAVY nominations (38) beginning CHRISTOPHER W. ACOR, and ending AMANDA H. ZAWORA, which nominations were received by the Senate and appeared in