

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. DAINES. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. ROUNDS). Without objection, it is so ordered.

#### VOTE EXPLANATION

Mrs. MURRAY. Mr. President, due to inclement weather causing a flight delay, I was unavoidably detained during consideration of Brown amendment No. 1242 and missed the rollcall vote that occurred on Monday, May 18. As a cosponsor of S. 568, the Trade Adjustment Assistance Act of 2015, and supporter of trade adjustment assistance for workers here at home, had I been present I would have voted yea.

#### BADGER ARMY AMMUNITION PLANT LAND PARCEL

Ms. BALDWIN. Mr. President, in the closing days of last Congress, I was proud to see this body include a provision in the Carl Levin and Howard P. "Buck" McKeon National Defense Authorization Act, P.L. 113-291, to transfer a parcel of land at the former Badger Army Ammunition Plant near Baraboo, WI, from the Department of Defense to the Department of the Interior. I worked throughout the drafting of this legislation to include this provision, which is of great importance to Wisconsin.

During discussions on the specific legislative text to be included in the bill, a question was raised as to how the language might apply to Department of Defense contractors, particularly any Badger Army Ammunition Plant operators. I understand the legislative language that refers to "activities of the Department of Defense" to include activities undertaken by the officers and agents employed or contracted by the Department of Defense, meaning that under the terms of this provision, the Army retains responsibility for remediation of environmental contamination resulting from activities undertaken by the Department of Defense and its contractors. This clarification is critical because Badger Army Ammunition Plant was operated by the Department of Defense contractors, and contamination at the site was caused as a direct result of their activities.

I wrote to the Department of Defense to request their clarification on this matter, and I ask unanimous consent that my letter and their response be printed in the CONGRESSIONAL RECORD.

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

U.S. SENATE,  
Washington, DC, January 12, 2015.

Mr. JOHN CONGER,  
*Deputy Under Secretary of Defense, Installations & Environment, Department of Defense, Washington, DC.*

DEAR MR. CONGER: The National Defense Authorization Act for Fiscal Year 2015 (PL 113-291) includes a provision (Section 3078) transferring administrative jurisdiction, from the Secretary of the Army to the Secretary of the Interior, of property located on the site of the former Badger Army Ammunition Plant (BAAP) near Baraboo, Wisconsin. I worked throughout the drafting of this legislation to include this provision, and would like to thank you for the assistance provided by your staff in drafting the legislative language that became part of the final bill.

During discussions on the specific legislative text to be included in the bill, a question was raised as to how the language might apply to Department of Defense contractors, particularly any BAAP operators. I understand the legislative language that refers to "activities of the Department of Defense" to include activities undertaken by the officers and agents employed or contracted by the Department of Defense, meaning that under the terms of this provision, the Army retains responsibility for remediation of environmental contamination resulting from activities undertaken by DOD and its contractors. This clarification is critical because BAAP was operated by DOD contractors, and contamination at the site was caused as a direct result of their activities. I would appreciate your views on this matter.

I have worked on this project for 16 years, and I am extremely grateful for the assistance provided by DOD and the Army to help craft a legislative solution. Thank you for your consideration of this request and for all that you do in support of the men and women of our Armed Forces.

Sincerely,

TAMMY BALDWIN,  
United States Senator.

OFFICE OF THE ASSISTANT  
SECRETARY OF DEFENSE,  
Washington, DC.

Hon. TAMMY BALDWIN,  
U.S. Senate,  
Washington, DC.

DEAR SENATOR BALDWIN: Thank you for your January 12, 2015, letter requesting clarification of section 3078 of the Carl Levin and Howard P. "Buck" McKeon National Defense Authorization Act for Fiscal Year 2015 (Pub. L. 113-291), transfer of administrative jurisdiction, from the Secretary of the Army to the Secretary of the Interior, of the property at the former Badger Army Ammunition Plant (BAAP) near Baraboo, Wisconsin. You asked how the act applies to the former Department of Defense operating contractors at BAAP.

The operating contractor for BAAP would have been responsible for operating the plant in accordance with the terms of the contract. Such an operating status would not change the underlying responsibility of the United States Army for the activities at the plant simply because they were performed by its contractor. This is not to say that the contractor would be absolved of responsibility for its activities while performing under the contract, but that responsibility would be governed by the terms of the contract as between the contractor and the United States Army.

To the extent that the contractor's activities were performed pursuant to and in accordance with the contract, the United States Army would retain responsibility for the activities that occurred in the operation of the plant. During those periods you appear

to be most interested in, the Army was the owner of the plant for purposes of the environmental laws. We cannot prejudge any actual issue relating to who would be responsible for actions that occurred at the plant. Such responsibility would be determined after a careful review of the law and its application to the specific facts.

I hope you find this information helpful, please let me know if I can be of any further assistance in this matter.

Sincerely,

JOHN CONGER,  
*Performing the Duties of the  
Assistant Secretary of Defense.*

#### ADDITIONAL STATEMENTS

#### TRIBUTE TO MAJOR GENERAL R. MARTIN UMBARGER

• Mr. DONNELLY. Mr. President, today I recognize and honor the extraordinary service of MG R. Martin Umbarger, the Adjutant General of Indiana, and to wish him well upon his retirement. A dedicated and loyal public servant, Major General Umbarger has served the people of Indiana and the United States in the Indiana Army National Guard for more than 45 years.

A native of Bargersville, IN, Major General Umbarger enlisted in the Indiana Army National Guard in 1969 after graduating from the University of Evansville. Shortly thereafter, in June 1971, he was commissioned as a second lieutenant, Infantry Branch, following his graduation from the Indiana Military Academy as a Distinguished Military Graduate. Since then, he has dedicated more than four decades to serving his State and his country. Some of his notable assignments include serving as Commanding General of the 76th Infantry Brigade; the Assistant Division Commander for Training, 38th Infantry Division; and the Deputy Commanding General, Reserve Component, U.S. Forces Command. On March 11, 2004, Gov. Joseph Kernan appointed Major General Umbarger to lead the Nation's fourth-largest National Guard contingent as the Adjutant General of Indiana, a position he was reappointed to by Gov. Mitch Daniels on December 1, 2004, and further reappointed by Gov. Mike Pence on December 13, 2012.

During the past 11 years as the Adjutant General, Major General Umbarger has led the Indiana Army and Air National Guard, as well as the more than 15,800 Indiana Guard, Reserve, and State employees, challenging them to embody the National Guard's motto, "Always Ready, Always There." He has directed the training and deployment of nearly every unit of the Indiana Army and Air National Guard in support of the global war on terror and helped establish and oversee the well-respected J9 Resilience Program to support Guard members and their families during predeployment, deployment, and postdeployment. He also served as a member of the Secretary of the Army's Reserve Forces Policy Committee and the Secretary of Defense's Reserve Forces Policy Board.

Major General Umbarger has earned numerous awards and decorations, including: the Legion of Merit, Oak Leaf Cluster; Meritorious Service Medal, Oak Leaf Cluster; Army Commendation Medal Army; Achievement Medal; Armed Forces Reserve Medal, with two gold hourglass devices; Indiana Long Service Medal, and Indiana Distinguished Service Medal, Bronze Oak Leaf Cluster.

In addition to his service in the Indiana National Guard, Major General Umbarger has given his time and efforts to serving his community through many local and national organizations, including the Indiana Feed and Grain Association, the board of trustees of Johnson Memorial Hospital, the board of trustees of Franklin College, the Johnson County Animal Shelter, the Bargersville Masonic Lodge, the National Guard Association of the United States, the National Guard Association of Indiana, and the Association of the United States Army.

We thank Major General Umbarger for his service, dedication, and commitment to protecting Hoosiers and our Nation. Indiana has a long and proud tradition of serving our country, and Major General Umbarger's leadership has played a critical role in ensuring that our brave men and women have the training and support they need. General Umbarger has made the Indiana National Guard a national model and has left a strong Indiana National Guard. On behalf of Hoosiers, we wish Major General Umbarger and his wife Rowana the best in the years ahead.●

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#### REMEMBERING A. ALFRED TAUBMAN

• Mr. PETERS. Mr. President, I wish to recognize the remarkable legacy of A. Alfred Taubman, an innovator whose work shaped the modern retail process for Americans and whose philanthropic endeavors have made an immeasurable impact across metro Detroit.

Mr. Taubman's story is an embodiment of the American dream. A first generation American, and the son of immigrants who fled Europe in the Great Depression looking for a chance to build a better life, Mr. Taubman came from humble beginnings. From this foundation, Mr. Taubman sought to follow his father into a career as a builder and quickly became a visionary by setting new trends in the retail shopping industry, which made him one of the most successful businessmen in the State of Michigan.

Despite entering the building trade without much formal higher education, he quickly honed his skills and by the age of 25 started his own business. In the wake of World War II, as the construction industry focused on suburban homes and industrial facilities, Mr. Taubman saw another dimension to America's burgeoning middle class, the opportunity for a new type of retail

hub for suburban America: the shopping mall.

Mr. Taubman was a student of life, and took to heart the adage that learning is a lifelong experience; a principle which was integrated into his work. When he saw the opportunity to change and improve the retail shopping experience, he delved into understanding every facet and physiological component. This was a body of knowledge that he built into a formidable retail acumen. With this knowledge, he became a trendsetter, identifying untapped potential in developing communities and he led many successful endeavors.

While renowned for his groundbreaking work in the retail shopping industry, Mr. Taubman was an equally avid and passionate philanthropist, with a deep appreciation for the State of Michigan and the arts. His own work as a watercolorist inspired him to make gifts and donations to the Detroit Institute of Arts worth hundreds of millions of dollars. His charitable giving also extended to the University of Michigan's School of Medicine, where his donations have been used to fund stem cell research, holding the promise to cure degenerative diseases including ALS, as well as the College for Creative Studies and Lawrence Technological University, which are shaping the next generation of artists and innovators. Having suffered from the effects of dyslexia, he also generously supported programs to promote adult literacy, which led to him being recognized as an honorary chair for Reading Works.

A. Alfred Taubman's reach was both deep and broad in every endeavor he pursued. From his work in the commercial retail industry to his philanthropic endeavors, Mr. Taubman has left a legacy that will last for generations. His passion, knowledge, and leadership will be greatly missed, but I know they will inspire future entrepreneurs, creative thinkers, and community activists to succeed and make a difference in their communities.●

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#### TRIBUTE TO DURWARD "BUTCH" WADDILL

• Mr. TESTER. Mr. President, today I wish to honor Durward C. "Butch" Waddill, a veteran of the Vietnam war. On behalf of all Montanans and all Americans, I say "thank you" to Butch for his service to our Nation.

It is my honor to share the story of Butch's service in Vietnam, because no story of bravery should ever be forgotten. Butch was born on November 20, 1946 in Battle Creek, MI. Butch's parents were both in the Army: his mother was an Army nurse and his father was in the Medical Service Corps. Butch spent most of his childhood traveling among Army bases before settling in California.

In 1964, Butch enlisted in the Marine Corps during his senior year of high school. Butch joined the infantry and

attended training at the Marine Corps Recruit Depot in San Diego and Camp Pendleton. Butch was assigned to the 1st Battalion, 5th Marine Regiment and was deployed to Okinawa for a 13-month assignment. After 1 month of training, Butch was sent as one of the first units to Vietnam in July 1965. His unit made a tactical landing on the beach in Da Nang.

Butch spent the next 13 months in Vietnam before he was reassigned to Camp Lejeune in North Carolina. Butch joined the 2nd Reconnaissance Battalion for a Caribbean cruise until he volunteered to return to Vietnam for a second tour. Back in Vietnam, Butch served with Company D, 3rd Reconnaissance Battalion, 3rd Marine Division.

On November 9, 1967, Butch was monitoring his battalion's radio net from a base at Phu Bai when he heard his reconnaissance team had been ambushed and was having trouble evacuating casualties. Butch hadn't been assigned to patrol because he was preparing to attend Navy diving school in the Philippines. Butch rushed to board a helicopter that was going to attempt to extract the team and insisted on joining the rescue effort. At the team's location, the thick jungle extended for miles and there were no available clearings that were suitable for the helicopter to land. Butch requested to be lowered by cable through the jungle canopy. Without regard for his own safety, Butch immediately organized the evacuation of the two most seriously wounded. Then continuing his brave mission he helped rescue the remaining team members. He administered first aid while directing fire to protect the team's escape.

Butch was left on the ground because there was no additional room for him on the chopper. Alone in the jungle, Butch gathered the team's rifles and radios. Butch didn't know if they would be able to return for him because it was getting dark and he might have to stay the night and risk getting shot or taken prisoner. When a helicopter returned to hoist him out, Butch was dragged through heavy underbrush for hundreds of yards which caused multiple injuries. Once inside the helicopter, Butch had blood on his face, hat, and all the way to his boots. Butch had 3 rifles slung over each shoulder and a giant load of radio and other gear. Maj. Bobby Thatcher says he will never forget the look on Butch's bloody face—a huge smile and big white teeth.

Butch's unmatched bravery resulted in the rescue of all the members of the reconnaissance team while under extreme combat conditions. Maj. Bobby Thatcher says Butch's actions were the single bravest thing he has ever seen, before or since. Butch's bold initiative, undaunted courage, and complete dedication to duty display the true meaning of selfless service.

Butch finished his second tour of Vietnam in August 1968 and returned to