

is an unacceptable level of violence against our law enforcement officers, and we must act now to better protect them.

This is why I am introducing the National Blue Alert Act of 2013 today, and thank Senators GRAHAM, LEAHY, KLOBUCHAR, BOXER, BLUMENTHAL, WHITEHOUSE, HEITKAMP, and DURBIN for joining me as co-sponsors of this important legislation.

The Blue Alert system provides for rapid dissemination of information about criminal suspects who have injured or killed law enforcement officers. The Blue Alert system would only be used in the case of the death or serious injury of a law enforcement officer, where the suspect has not been apprehended, and where there is sufficient descriptive information of the suspect and any vehicles involved. This information can be used by local law enforcement, the public and the media to help facilitate capture of such offenders and ultimately reduce the risk they pose to our communities and law enforcement officers.

A National Blue Alert will encourage, enhance and integrate blue alert plans throughout the United States in order to effectively disseminate information notifying law enforcement, media and the public that a suspect is wanted in connection with an attack on a law enforcement officer.

Currently there is no national alert system that provides immediate information to other law enforcement agencies, the media or the public at large. Many states have created a state blue alert system in an effort to better inform their local communities. The State of Maryland, under the leadership of Governor Martin O'Malley, created their Blue Alert system in 2008 after the murder of Maryland State Trooper Wesley Brown. Blue Alert programs have been created in 18 states so far including: Washington, California, Utah, Colorado, Oklahoma, Texas, Ohio, Kentucky, Tennessee, Mississippi, Alabama, Georgia, South Carolina, Florida, Virginia, Maryland, Montana, and Delaware.

The National Blue Alert Act will provide police officers and other emergency units with the ability to react quickly to apprehend violent offenders and will complement the work being done by Attorney General Holder in his Law Enforcement Officer Safety Initiative.

The purpose of our National Blue Alert legislation is to keep our law enforcement officers and our communities safe. And based on the success of the AMBER Alert and the SILVER Alert, I believe this BLUE Alert will be equally successful in helping to apprehend criminal suspects who have seriously injured or killed our law enforcement officers.

I am also pleased to say this legislation has the endorsement of the Fraternal Order of Police, the National Association of Police Organizations, the Federal Law Enforcement Officers As-

sociation, the Concerns of Police Survivors, and the Sergeants Benevolent Association of the New York City Police Department. Passing this legislation can help us live up to our commitment to help better protect those who serve us.

By Mr. WYDEN (for himself, Mr. PAUL, Mr. MCCONNELL, and Mr. MERKLEY):

S. 359. A bill to amend the Controlled Substances Act to exclude industrial hemp from the definition of marijuana, and for other purposes; to the Committee on the Judiciary.

Mr. WYDEN. Mr. President, I am pleased to be joined by Senators PAUL, MCCONNELL, and MERKLEY in introducing the Industrial Hemp Farming Act of 2013.

As some folks will recall, I introduced a similar bill as an amendment to the Senate Farm Bill last year in an attempt to empower American farmers and increase domestic economic activity. Unfortunately, this amendment didn't receive a vote. Doubly unfortunate is the fact that a senseless regulation that flunks the common-sense test is still on our nation's books.

Members of Congress hear a lot about how dumb regulations are hurting economic growth and job creation. The current ban on growing industrial hemp makes no sense at all, and what is worse, this regulation is hurting job creation in rural America and increasing our trade deficit.

If my colleagues take the time to learn about this outrageous restriction on free enterprise, I am sure most senators would say that what I am talking about is the poster child for dumb regulation.

The only thing standing in the way of taking advantage of this profitable crop is a lingering misunderstanding about its use. The bill my colleagues and I have filed will end this ridiculous regulation.

Right now, the United States is importing over \$10 million in hemp products to use in textiles, foods, paper products, and construction materials. We are importing a crop that U.S. farmers could be profitably growing right here at home, if not for government rules prohibiting it.

Our neighbors to the north certainly see the potential for this product. In 2010, the Canadian government injected over \$700,000 into their blossoming hemp industry to increase the size of their hemp crop and fortify the inroads they have made into U.S. markets. It was a good bet. U.S. imports have consistently grown over the past decade, increasing by 300 percent in 10 years, and from 2009 to 2010 they grew 35 percent. The number of acres in Canada devoted to growing hemp nearly doubled from 2011 to 2012. So it should come as no surprise that the United States imports around 90 percent of its hemp from Canada.

Now, I know it is tough for some members of Congress to talk about

hemp and not connect it to marijuana. I want to point out that even though they come from the same species of plant, there are major differences between them.

You know, the Chihuahua and St. Bernard come from the same species, too, *Canis lupus familiaris*, but no one is going to confuse them. Also, the domestic dog is a subspecies of the gray wolf, *Canis lupus*, and no one is going to confuse those two either. So let's recognize the real differences between hemp and marijuana, and focus on the benefits from producing domestically the hemp we already use.

Under our bill, the production of industrial hemp would still be regulated, but it would be done by States, not the Federal Government.

Pro-hemp legislation has been introduced in eight states, and several others have already removed barriers to industrial hemp production. Under our bill, industrial hemp is defined as having extremely low THC levels: it has to be 0.3 percent or less. The lowest commercial grade marijuana typically has 5% THC content. The bottom line is that no one is going to get high on industrial hemp. To guarantee that won't be the case, our legislation allows the U.S. Attorney General to take action if a state law allows commercial hemp to exceed the maximum 0.3 percent THC level.

Hemp has been a profitable commodity in many other countries. In addition to Canada, Australia also permits hemp production and the growth in that sector helped their agricultural base survive when the tobacco industry dried up. Over 30 countries in Europe, Asia, and North and South America currently permit farmers to grow hemp, and China is the world's largest producer.

In fact, the U.S. is the only industrialized nation that prohibits farmers from growing hemp. This seems silly considering that we are the world's leading consumer of hemp products, with total sales of food, health and beauty products exceeding \$52 million in 2012, with 16.5 percent growth over 2011.

My home State of Oregon is home to some major manufacturers of hemp products, including Living Harvest, one of the largest hemp foods producers in the country. Business has been so brisk there that the Portland Business Journal recently rated them as one of the fastest-growing local companies.

There are similar success stories in many states. One company in North Carolina has begun incorporating hemp into building materials, reportedly making them both stronger and more environmentally friendly. Another company in California produces hemp-based fiberboard.

No country is better than the U.S. at developing, perfecting, and expanding markets for its products. As that market grows, it should be domestically-produced hemp that supplies its growth.

I would like to share with colleagues an editorial by one of the leading newspapers in my state, the Bend Bulletin. Here's what they had to say about legalizing industrial hemp: "producers of hemp products in the United States are forced to import it. That denies American farmers the opportunity to compete in the market. It is like surrendering the competitive edge to China and Canada, where it can be grown legally."

The Bend Bulletin's editorial went on to say: "Legalizing industrial hemp does not have to be a slippery slope toward legalizing marijuana. It can be a start toward removing regulatory burdens limiting Oregon farmers from competing in the world market."

The opportunities for American farmers and businesses are obvious here. Let's boost revenues for farmers and reduce the costs for businesses around the country that use this product. Let's put more people to work growing and processing an environmentally-friendly crop, with a ready market in the United States. For all the reasons I just described, I urge my colleagues to join Senators PAUL, MCCONNELL, and MERKLEY and me by cosponsoring this bill.

Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

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

S. 359

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Industrial Hemp Farming Act of 2013".

#### SEC. 2. EXCLUSION OF INDUSTRIAL HEMP FROM DEFINITION OF MARIHUANA.

Section 102 of the Controlled Substances Act (21 U.S.C. 802) is amended—

(1) in paragraph (16)—  
(A) by striking "(16) The" and inserting "(16)(A) The"; and

(B) by adding at the end the following:  
"(B) The term 'marihuana' does not include industrial hemp."; and

(2) by adding at the end the following:  
"(57) The term 'industrial hemp' means the plant *Cannabis sativa* L. and any part of such plant, whether growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than 0.3 percent on a dry weight basis."

#### SEC. 3. INDUSTRIAL HEMP DETERMINATION BY STATES.

Section 201 of the Controlled Substances Act (21 U.S.C. 811) is amended by adding at the end the following:

"(i) INDUSTRIAL HEMP DETERMINATION.—If a person grows or processes *Cannabis sativa* L. for purposes of making industrial hemp in accordance with State law, the *Cannabis sativa* L. shall be deemed to meet the concentration limitation under section 102(57), unless the Attorney General determines that the State law is not reasonably calculated to comply with section 102(57)."

By Mr. WYDEN (for himself, Ms. MURKOWSKI, Mr. BEGICH, Mr. CRAPO, Mr. RISCH, and Mr. MERKLEY):

S. 363. A bill to expand geothermal production, and for other purposes; to

the Committee on Energy and Natural Resources.

Mr. WYDEN. Mr. President, I rise today to introduce the Geothermal Expansion Production Act of 2013. This legislation is the same as a bill reported favorably by voice vote by the Senate Committee on Energy and Natural Resources during the 112th Congress. This bill has bi-partisan support, with Senators MURKOWSKI, BEGICH, CRAPO, RISCH, and MERKLEY, joining me as original cosponsors. The legislation will help to encourage the production of geothermal energy from public lands.

With limited exceptions, current law requires that all Federal lands to be leased for the development of geothermal resources be offered on a competitive basis. BLM must hold a competitive lease sale every 2 years. If bids are not received for the lands offered, BLM must offer the lands on a non-competitive basis for 2 years.

This legislation extends the authority for noncompetitive leasing in cases where a geothermal developer wants to gain access to Federal land immediately adjacent to land on which that developer has proven that there is a geothermal resource that will be developed. This will allow a geothermal project to expand onto adjacent land, if necessary, to increase the amount of geothermal energy it can develop. It will also add to the royalties and rents that the project pays to the U.S. Treasury.

The reason for this legislation is to allow the rapid expansion of already identified geothermal resources without the additional delays of competitive leasing and without opening up those adjacent properties to speculative bidders who have no interest in actually developing the resource, only in extracting as much money as they can from the existing geothermal developer.

The bill is not a give away at taxpayer expense. The bill limits the amount of adjacent Federal land that can be leased to 640 acres. This lease on Federal land must be acquired at fair-market value. The bill also requires the lease holder to pay the higher annual rental rate associated with competitive leases even though this new parcel is not being competitively leased. Again, the purpose of this higher rental rate is to ensure that taxpayers will get the revenue due to them from the use of their public lands.

I hope that my colleagues will join me in supporting this important legislation.

Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

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

S. 363

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Geothermal Production Expansion Act of 2013".

#### SEC. 2. NONCOMPETITIVE LEASING OF ADJOINING AREAS FOR DEVELOPMENT OF GEOTHERMAL RESOURCES.

Section 4(b) of the Geothermal Steam Act of 1970 (30 U.S.C. 1003(b)) is amended by adding at the end the following:

"(4) ADJOINING LAND.—

"(A) DEFINITIONS.—In this paragraph:

"(i) FAIR MARKET VALUE PER ACRE.—The term 'fair market value per acre' means a dollar amount per acre that—

"(I) except as provided in this clause, shall be equal to the market value per acre (taking into account the determination under subparagraph (B)(iii) regarding a valid discovery on the adjoining land) as determined by the Secretary under regulations issued under this paragraph;

"(II) shall be determined by the Secretary with respect to a lease under this paragraph, by not later than the end of the 180-day period beginning on the date the Secretary receives an application for the lease; and

"(III) shall be not less than the greater of—

"(aa) 4 times the median amount paid per acre for all land leased under this Act during the preceding year; or

"(bb) \$50.

"(ii) INDUSTRY STANDARDS.—The term 'industry standards' means the standards by which a qualified geothermal professional assesses whether downhole or flowing temperature measurements with indications of permeability are sufficient to produce energy from geothermal resources, as determined through flow or injection testing or measurement of lost circulation while drilling.

"(iii) QUALIFIED FEDERAL LAND.—The term 'qualified Federal land' means land that is otherwise available for leasing under this Act.

"(iv) QUALIFIED GEOTHERMAL PROFESSIONAL.—The term 'qualified geothermal professional' means an individual who is an engineer or geoscientist in good professional standing with at least 5 years of experience in geothermal exploration, development, or project assessment.

"(v) QUALIFIED LESSEE.—The term 'qualified lessee' means a person that may hold a geothermal lease under this Act (including applicable regulations).

"(vi) VALID DISCOVERY.—The term 'valid discovery' means a discovery of a geothermal resource by a new or existing slim hole or production well, that exhibits downhole or flowing temperature measurements with indications of permeability that are sufficient to meet industry standards.

"(B) AUTHORITY.—An area of qualified Federal land that adjoins other land for which a qualified lessee holds a legal right to develop geothermal resources may be available for a noncompetitive lease under this section to the qualified lessee at the fair market value per acre, if—

"(i) the area of qualified Federal land—

"(I) consists of not less than 1 acre and not more than 640 acres; and

"(II) is not already leased under this Act or nominated to be leased under subsection (a);

"(ii) the qualified lessee has not previously received a noncompetitive lease under this paragraph in connection with the valid discovery for which data has been submitted under clause (iii)(I); and

"(iii) sufficient geological and other technical data prepared by a qualified geothermal professional has been submitted by the qualified lessee to the applicable Federal land management agency that would lead individuals who are experienced in the subject matter to believe that—

"(I) there is a valid discovery of geothermal resources on the land for which the