

113TH CONGRESS
1ST SESSION

S. 706

To provide the Department of Justice with additional tools to target extraterritorial drug trafficking activity, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 11, 2013

Mrs. FEINSTEIN (for herself, Mr. GRASSLEY, Mr. BLUMENTHAL, Ms. HEITKAMP, Ms. KLOBUCHAR, Mr. UDALL of New Mexico, and Mr. WYDEN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To provide the Department of Justice with additional tools to target extraterritorial drug trafficking activity, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Transnational Drug
5 Trafficking Act of 2013”.

1 **SEC. 2. POSSESSION, MANUFACTURE OR DISTRIBUTION**
2 **FOR PURPOSES OF UNLAWFUL IMPORTA-**
3 **TIONS.**

4 Section 1009 of the Controlled Substances Import
5 and Export Act (21 U.S.C. 959) is amended—

6 (1) by redesignating subsections (b) and (c) as
7 subsections (c) and (d), respectively; and

8 (2) in subsection (a), by striking “It shall” and
9 all that follows and inserting the following: “It shall
10 be unlawful for any person to manufacture or dis-
11 tribute a controlled substance in schedule I or II or
12 flunitrazepam or a listed chemical intending, know-
13 ing, or having reasonable cause to believe that such
14 substance or chemical will be unlawfully imported
15 into the United States or into waters within a dis-
16 tance of 12 miles of the coast of the United States.

17 “(b) It shall be unlawful for any person to manufac-
18 ture or distribute a listed chemical—

19 “(1) intending or knowing that the listed chem-
20 ical will be used to manufacture a controlled sub-
21 stance; and

22 “(2) intending, knowing, or having reasonable
23 cause to believe that the controlled substance will be
24 unlawfully imported into the United States.”.

1 **SEC. 3. TRAFFICKING IN COUNTERFEIT GOODS OR SERV-**
2 **ICES.**

3 Chapter 113 of title 18, United States Code, is
4 amended—

5 (1) in section 2318(b)(2), by striking “section
6 2320(e)” and inserting “section 2320(f)”; and

7 (2) in section 2320—

8 (A) in subsection (a), by striking para-
9 graph (4) and inserting the following:

10 “(4) traffics in a drug and knowingly uses a
11 counterfeit mark on or in connection with such
12 drug,”;

13 (B) in subsection (b)(3), in the matter pre-
14 ceding subparagraph (A), by striking “counter-
15 feit drug” and inserting “drug that uses a
16 counterfeit mark on or in connection with the
17 drug”; and

18 (C) in subsection (f), by striking para-
19 graph (6) and inserting the following:

20 “(6) the term ‘drug’ means a drug, as defined
21 in section 201 of the Federal Food, Drug, and Cos-
22 metic Act (21 U.S.C. 321).”.

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