

administration has done to this country. I don't call that ironic; I call it outrageous.

So the question is, Who are the navigators going to call for help and how are they going to answer Americans' questions when many of them don't know how they are personally going to be able to afford the health care coverage the government and the President of the United States mandate they have?

The bad news is this story is only one of many new examples of hypocrisy recently surrounding the President's health care law. Week after week we have seen labor unions—one after another—that originally supported the law now express concerns about how the health care law will impact their members' access to care. Late last week we even heard from something called the National Treasury Employees Union. It is important to know that this union represents most of the IRS workers—the 100,000 IRS workers—who are going to be enforcing the health care law. What about these IRS workers? What are they saying? Well, it turns out the IRS employee union said they are very concerned they might actually have to buy their own health insurance in the exchanges, just as other Americans will. These are the exact same IRS agents who will collect massive amounts of data—personal data—on people's individual lives and their health care choices. They will investigate whether people have the right coverage. They will apply the tax penalties to anyone who doesn't. These are the agents who now say they want no part of the health care law's exchanges for themselves. They actually have sample letters the union has sent to the IRS agents to send to Members of Congress to say: I am one of your constituents, and we don't want it to apply to us, and we want to hear back.

This health care law is bad for all Americans. Each of those stories demonstrates again that the President's health care law is fundamentally broken. Instead of spending the rest of the summer trying to sell an expensive failing product, the President should simply listen. He should listen to young people who are about to see their premiums soar. He should listen to ObamaCare navigators who can't find affordable health care. He should listen to the IRS agents who enforce the law and who don't want to live under the law. He should listen to the American people and what they have to say about the high costs of their health insurance coverage. He should listen to what Americans have to say about how hard it is to find a doctor who will take care of them.

Front-page story: So many people on Medicare cannot get a doctor to take care of them. Why? Because of the health care law. Twenty percent of family physicians in this country—this story was reported in the *Wall Street Journal*—20 percent of family physicians are not taking new Medicare patients. Thirty-three percent are not taking new Medicaid patients. But a

big part of the President's health care law was to force people onto Medicaid—a program that is not working already.

The President should listen to what Americans have to say about how hard it is to keep their current coverage. And the President should listen to what the American people have to say about trying to make ends meet on a part-time salary—a part-time salary because of the health care law, because of the incentives of the health care law to knock down employees' work hours to less than 30.

Then the President should come back to Washington after he actually listens, not lectures, and sit down with Congress—Republicans and Democrats working together—and work on real solutions that will give Americans what they wanted in the first place with health care. Americans want the care they need from a doctor they choose at lower cost. These are the things that have not been provided under the health care law.

Remember what NANCY PELOSI said: First we have to pass it to find out what is in it. The American people now know more and more what is in this health care law, which is why it is even less popular today than it was the day it passed and why; for every American who thinks they will be helped by the health care law, three Americans believe their lives will be made worse by the law forced through this body.

Thank you, Mr. President. I yield the floor and note the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

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

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

#### TRIBUTE TO DAVID LYLES

Mr. LEVIN. Mr. President, if you come to my office in the Russell Building, you will usually be greeted by one of the young and eager staffers who welcome visitors and answer the phones at the front desk. Every once in a while, you will find, instead, someone with a little more experience—my chief of staff, who has now about 30 years of Senate service in fact.

David Lyles often takes time to sit at the front desk and to answer phone calls—not during the slower, easier days of a summer recess, but always, instead, when the constituent calls are the hottest and the heaviest. It is his way of staying connected to the flow of feedback coming into the office and of letting the staff know that everybody, from the most experienced staffer to the most recent college graduate, is responsible for responding to the people we all serve. But it is also his way of providing some relief to the pressure these young new staffers are under—particularly when answering the phone calls at various times when issues are

very contentious. That hands-on approach is emblematic of David's leadership—leadership that has meant so much to my work in the Senate and to me personally.

At the end of this week, when David Lyles retires from the Senate, we are going to miss his passion, his dedication, his South Carolina maxims, his encyclopedic knowledge of the Senate, Civil War history, and also his vast knowledge of the best bicycling routes in Northern Virginia.

Nearly all of David's professional life has been in public service, and nearly all of that service has been spent with the aim of strengthening our Nation's security and honoring our commitments to the men and women of our military. Of more than 30 years of Senate service, most has been spent with the Armed Services Committee, first as a professional staff member, then as deputy staff director, and from 1997 to 2003 as director of the Democratic staff, before agreeing to serve as my chief of staff in my personal office.

He also served earlier with the Senate Appropriations Committee, as a civilian member of the Pentagon staff, and as staff director of the 1995 Base Realignment and Closure Commission—a difficult and at times thankless job that was nonetheless of major importance to our Nation.

His Armed Services Committee career even encompassed some of the most significant national security challenges of our time: the end of the Cold War, the Persian Gulf war, the 2001 terrorist attacks, the wars in Iraq and Afghanistan, as well as the immense technological changes and major budget challenges we have faced during his years here.

I have asked David twice to change jobs: first in 1997 when I asked him to leave a brief stint in the private sector to serve as Democratic staff director on the Armed Services Committee and, second, when I asked him to give up that position to join my personal office as the chief of staff.

I made these requests because I value his judgment, his knowledge, and his integrity, because I know of his love and his respect for this institution. When new staffers join our office, David will usually walk them down to the Senate floor, bring them to the staff benches behind me along the walls, give them a chance to see in person what most have only seen on C-SPAN and to share some of the mix of excitement and responsibility that David still feels when he comes to this floor.

David once told a reporter for the *Washington Post*, "I've always felt that anonymity was the key to job security." Well, I am sorry to blow his cover, but David's outstanding career is worthy of public praise. He has served the American people and the

Senate with great distinction. He has helped protect the men and women in uniform and their families. He has led the men and women in his charge with patience and loyalty and modesty at times of great challenge for the Senate and the Nation.

I am and I always will be deeply grateful to David Lyles for his wise counsel, for his loyalty, for his friendship, and above all for his integrity. I wish David and his wife Annie a long and happy retirement full of visits with laughing grandchildren, untroubled waters to paddle, and smooth roads to ride.

I yield the floor and suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. CHAMBLISS. I ask unanimous consent that the order for the quorum call be rescinded.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. CHAMBLISS. I ask unanimous consent to be allowed to speak as in morning business for up to 10 minutes.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

#### TRIBUTE TO DAVE SCHIAPPA

Mr. CHAMBLISS. Mr. President, I rise this morning to speak about my good friend and a great friend of this great institution who will be leaving us this week, Dave Schiappa.

I remember after I was elected in 2002 there was a transition in the leadership on the Republican side from Trent Lott to Senator Bill Frist. Trent told me one day that the first thing he told Bill Frist was make sure that Dave Schiappa is going to be your floor leader, and that is exactly what Bill did.

I was new to the Senate, did not know my way around at all, much less know the rules. I simply don't know how I would have functioned over the last 10 years without Dave Schiappa being here. He has been that valuable to all of us as Members of the Senate. He is available, frankly, to both sides of the aisle. I have heard a number of my Democratic friends over the last 24 hours, since we have been aware of Dave's departure, who have said: Gee, I don't know what I am going to do without Dave Schiappa being here.

Our floor leaders are all so vitally important. We do reach out to those Members on the other side who inform us from time to time of what is going on. They are always straight with us. This institution couldn't operate without them.

Dave has certainly been our leader. He is very smart, very knowledgeable, and he is very hard-working. All of these folks work such long hours. They are here long after we are here, and they are here well before we get here the next morning. We owe a deep debt of gratitude to all of them, and particularly when someone such as Dave

Schiappa, who has been here for 28 years, makes a move on to another life. It is imperative that we say: Dave, thanks for your great work. Thanks for your inspiration to all of us.

Dave probably knows this institution better than any Member on the Republican side, certainly. The one thing I will always remember about is Dave, No. 1, keeps his word. If you tell him you have an issue with the bill, an issue with a nominee, or you have an amendment you wish to call up, Dave takes care of you.

He has been so valuable to all Members of the Senate during his tenure. We are truly going to miss him. I know his next life will hold great things for him. He will be very successful there, and we certainly wish him the best.

The ACTING PRESIDENT pro tempore. The Senator from Florida.

Mr. RUBIO. We are in morning business?

The ACTING PRESIDENT pro tempore. We are.

#### OBAMACARE

Mr. RUBIO. I wish to speak briefly about ObamaCare once again. This is an issue that is now coming to the forefront over the next few weeks.

As we get ready to start to implement portions of it across the country, we are starting to see the implications of it.

There is so much coverage given to this as a partisan fight between Republicans and Democrats or liberals and conservatives, but I actually think this issue goes much farther than that because it is impacting all Americans.

I understand the President was here yesterday and individuals from the White House as well. According to the press reports, they were here to reassure nervous Democrats about the implementation of ObamaCare and what it could mean.

I understand why people are nervous about this bill. They have the right to be. For example, the exchanges, health care exchanges which, if you can't get insurance, you are supposed to be able to go to them and buy health insurance, are not going as planned. Only yesterday there was a news report that in Georgia they have asked for an emergency extension because they won't be up and running by October 1.

There are more news reports of more people being pushed from full-time work to part-time work. The reason why is because ObamaCare says if a company has more than 50 employees at full-time status, there are certain rules to follow that are going to cost money. We are starting to see evidence that people are being moved from full time to part time. Some major companies are announcing that they are moving more people to part time. There are reports of impending rate increases.

In my home State of Florida 2 days ago, the insurance commissioner announced that the individual market rates, if you are buying as an individual, are going to go up 30 or 40 percent.

We know there are many people in the middle class, hard-working Americans who are happy with the health insurance coverage they have now. They are probably going to lose that coverage. They are going to have to go to an exchange or another company their company is now offering. This doesn't mean you lose only the insurance with which you are happy, it means you lose the doctor, potentially, because you can only go to a doctor that is in the network on your insurance plan. If your new insurance doesn't have that doctor, you can't keep going to that doctor. There are a lot of reasons to be nervous.

Add to this a lot of the original supporters of this; for example, the labor unions. The Teamsters came out 2 weeks ago saying they want this suspended or repealed because it is breaking the promises it made in terms of the 40-hour workweek and the whole argument I made about full time to part time.

Here is the irony. The labor union that represents the IRS workers is asking to be exempted from ObamaCare. This is ironic, because they are the very workers who are in charge of enforcing the law. The people who are going to be in charge of enforcing ObamaCare have asked to be exempted from ObamaCare. There are a lot of reasons to be nervous about it if you are a supporter.

One more reason is the impact it is going to have on our insurers. We haven't heard a lot of talk about this yet, but I will focus on one group of seniors in particular, and that is seniors who are on something called Medicare Advantage. Medicare Advantage is the Medicare Program where basically you contract with a private company to administer your benefits under Medicare. How these companies compete for your business is they add all sorts of value-added services.

One example is transportation. My mom is on Medicare Advantage. One of the reasons they get her business is that in addition to good doctors, they actually will pick her up from home, because she can't and doesn't drive. They take her to her doctors' appointments. These are the kinds of benefits Medicare Advantage offers.

The problem is ObamaCare cuts about \$156 billion out of Medicare Advantage—not to save Medicare; it throws it into the overall budget on ObamaCare.

Who uses Medicare Advantage? This is an interesting statistic: Forty percent of African Americans on Medicaid use Medicare Advantage, 53 percent of Hispanic beneficiaries who are on Medicare use Medicare Advantage, and 38 percent of people on Medicare Advantage make less than \$30,000 a year.

What is the impact of taking \$156 billion out of Medicare Advantage? It is