

The Presiding Officer was a Governor. He would not say one day: Oh, by the way, I am going to pay everyone, stay home for a month. No, he would have them come to work when he is paying them unless they have leave or vacation time. This is crazy. It passes unanimously on the House side.

Then they say: But we don't want you to work.

The taxpayers should be outraged about that. I want to vote on that bill. I want to vote on that furlough bill here. I want to make sure everyone gets paid, and then I went to follow it up with the CR and put everyone back to work. That is what we should be doing here, not these games where they bring over political statements with the items they are bringing over.

Do we want to vote against veterans? I have a higher per capita number of veterans in my State than any other State. Veterans are important to our economy. They have served our country. They deserve every benefit. But to play this game of leveraging—the American people see right through this. These guys who keep bringing these little schemes over here are thinking they are one step ahead of the American people. They are absolutely wrong. The American people are two or three steps ahead of us. They see the show-and-tell that is going on and it doesn't make sense.

Again, if you are going to fund all the employees—again, 435 to 0 they voted to fund all the employees who get paid, but then they only want some of them to go to work. It makes no sense to me at all.

I appreciate the time of the Presiding Officer allowing me the opportunity to engage with a couple of my colleagues here, but every time they spoke I wanted to explain and show kind of the farce that is going on over there and what is happening over there with a small group of the tea party—very small, 30, 40 Members over there, who decided they are going to run the government here.

The government is not run by one group, it is run by compromise and negotiation. We have negotiated all the way down to their number, we have put every one of their bills on the floor and voted on them. Now all we ask is one simple vote, a clean CR that sits in the Speaker's office, ready to be put on the floor.

He even says it will fail. OK. Let's see. Let's see where his votes are. Let's see where it all is. If it fails, we will be right back to where we are today, no difference. What does he fear? He fears the fact it will pass.

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

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

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

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. BEGICH. I thank the Chair.

#### CONCLUSION OF MORNING BUSINESS

The PRESIDING OFFICER. Morning business is closed.

#### EXECUTIVE SESSION

#### NOMINATION OF COLIN STIRLING BRUCE TO BE UNITED STATES DISTRICT JUDGE FOR THE CENTRAL DISTRICT OF ILLINOIS

#### NOMINATION OF SARA LEE ELLIS TO BE UNITED STATES DISTRICT JUDGE FOR THE NORTHERN DISTRICT OF ILLINOIS

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to executive session to consider the following nominations, which the clerk will report.

The legislative clerk read the nominations of Colin Stirling Bruce, of Illinois, to be United States District Judge for the Central District of Illinois and Sara Lee Ellis, of Illinois, to be United States District Judge for the Northern District of Illinois

The PRESIDING OFFICER. Under the previous order, there will now be 30 minutes of debate equally divided in the usual form.

Mr. BEGICH. I ask consent the time be equally charged to both sides during the quorum call, and I suggest an absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

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

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. LEAHY. Mr. President, what is the parliamentary situation?

The PRESIDING OFFICER. The Senate is considering judicial nominations from a previous order.

Mr. LEAHY. Mr. President, today we are going to vote on two of the district court nominations pending before the Senate. I am glad we are getting to these important nominations, as we should have weeks ago. They should have been done in a routine fashion in the normal course of events, but there has been this concerted effort to slow down President Obama's judges—something we have never seen with other Presidents, but we do with him. I am glad that these are at least going through.

In the same vein, we see a needless government shutdown. I hope it comes

to an end so the Senate can tend to the business of the country, including, as I said on the floor the other day, ensuring that the courts have the judges they need. In fact, speaking of judges, they are both from Illinois and have the support of Senator DURBIN and Senator KIRK.

I ask that my full statement regarding the judges be printed in the RECORD.

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

#### NOMINATIONS OF COLIN BRUCE AND SARA ELLIS

Mr. LEAHY. Mr. President, today, we will vote on two of the district court nominations pending before the Senate. While I am glad we are considering these important nominations today, I hope that this needless government shutdown soon comes to an end so the Senate can tend to the business of the country, including ensuring that our courts have the judges they need.

Colin Bruce is nominated to serve on the U.S. District Court for the Central District of Illinois. Mr. Bruce is a lifelong Federal prosecutor who has served in the U.S. Attorney's Office for the Central District of Illinois for nearly 25 years. He has served as the first assistant U.S. attorney since 2010. He has extensive experience in Federal court and has handled over 600 cases, including 60 jury trials, 3 bench trials, and 80 appeals involving a broad range of issues such as drugs, fraud, national security, and cyber crime.

Sara Ellis is nominated to serve on the U.S. District Court for the Northern District of Illinois. Ms. Ellis works in private practice in Chicago and also serves as an adjunct professor at Loyola University Chicago School of Law. She has substantial experience litigating in the civil and criminal context, having previously worked as a staff attorney for the Federal Defender Program and as an attorney for the city of Chicago Department of Law. Over her 18-year legal career, she has tried 11 cases to verdict.

Both of the nominees have the bipartisan support of their home State Senators, Mr. Durbin and Mr. Kirk. They were reported by the Judiciary Committee by voice vote more than 2 months ago. While I am pleased that we are finally getting to vote on these nominees, voting on just 2 of the 13 judicial nominees currently pending on the floor is not enough to make real progress in reducing the vacancies on our Federal courts. Our Federal judicial vacancies currently number more than 90, including 39 that have been designated as emergency vacancies due to high caseloads by the nonpartisan Administrative Office of the Courts. There is no good reason for us to not get back to what used to be the regular order in the Senate of taking up and confirming consensus nominees within days of being reported out of committee. We need to get these talented men and women off the Senate calendar and into the courtroom so they can get to work on behalf of the American people.

#### GOVERNMENT SHUTDOWN

Mr. LEAHY. Mr. President, I think I have spoken on the floor every day since this happened. In what has become an all-too-familiar scene around

the Capitol over the past few years as we again find ourselves in a stalemate over providing funding to keep the Federal Government running. I share the frustration of most Americans—Republicans and Democrats—that what was once the regular business of Congress, funding the government, has been replaced by political theater and another artificial made-in-Congress crisis that might get a number of people on television, but while doing it, they imperil the economy, and in ways large and small, every single family in America. It makes no difference what their politics are, they are in peril.

Of course, there is an easy way to resolve this fabricated crisis. The House of Representatives could simply vote on the Senate bill. It is a clean continuing resolution. It has no partisan ideological riders on the right or the left. It would provide the funding necessary to keep the Federal Government open through November 15, and Speaker BOEHNER could accept the offer Leader REID made to get on with the business of negotiating and passing this year's appropriations bills that should have been passed by the end of last month.

Over the past week, the House has had ample opportunity to end this shutdown. They could have passed the Senate's legislation to fund all of the Federal agencies and provide Congress with the time it needs to find a path forward.

Yet a faction—not the whole House by any means—of extreme House members, supported by their leadership, have prevented the full body from voting on the Senate bill. Extreme Republican members—they certainly don't represent the kind of Republicans we have in Vermont—have prevented the full body from voting on the Senate bill.

Instead, what do they do? They are all collecting their salaries, but they closed the government all because they want to erode access to affordable, private health care options for millions of uninsured Americans. It is unconscionable, and they have not come up with an alternative.

They said: We will get rid of a family's option to keep their college-aged children on their health insurance, but we have no alternative. We are going to get rid of the ability of spouses who may have had a preexisting condition, such as cancer or diabetes or a heart condition, from having insurance. We are going to get rid of that, but we have nothing as an alternative. We are going to eliminate those options, for those—who might be low-income persons—to get insurance, but we have no alternative. We just want to get rid of it.

There is no question that this is a crisis driven by a handful of partisans on the other side of the aisle for whom there is no path to compromise on just about anything. Well, there is one exception. They do find every possible opportunity to get in front of a television

camera and talk about what they have done. The American people ought to know what they are doing; they are hurting them terribly.

Their demands are both constantly shifting and breathtakingly unreasonable.

While the Senate has voted on one flawed House proposal after another, the House refuses to vote on anything from the Senate. Incredibly, these same extremists—and they are extremists—are now threatening to employ this same harmful tactic when the Federal Government reaches its statutory borrowing limit in a couple of weeks.

It is interesting that the Speaker says: We are not going to be able to do anything on the debt limit. We saw the stock market, which was projected to be up by 150-to-200 points suddenly go down 150 points. There was a 300-point swing. In other words, we will continue our sloganizing and our stalling no matter what that might do to people's savings for retirement, or their pension, or to their kids in college or to the small businesses that are trying to make money so they can stay in business. We don't care what happens to them because we have to be on the evening news and talk about how we are standing up for America.

No, they are not standing up for America.

In fact, the Treasury Department reported last week that a failure to raise the debt limit could cause credit markets to freeze, the dollar to plummet, and interest rates to rise precipitously. The report goes on to say a government default on its debts might prove so catastrophic that it could potentially result "in a financial crisis and recession that could echo the events of 2008 or worse." They don't seem to care so long as they get on television.

We have all heard a lot of talk and seen a lot of crocodile tears about getting our fiscal House in order. Oh, what a great campaign slogan. But too many who got elected with such bumper sticker sloganizing are not following through on their constitutional responsibility to the government.

Look at their list of ransom demands for reopening the government: The first one blows a \$100 billion hole in the national debt by repealing the Affordable Care Act. The second one adds \$30 billion more to the debt without offering any suggestion for making up the revenue. The third still keeps important government functions closed, such as providing food assistance to young children, expectant mothers, seniors, continuing health trials that could cure cancer or childhood diseases; and the list goes on and on.

It is truly unfortunate that a relative few Republicans in Congress, who are obviously enjoying the limelight, are willing to play politics and brinkmanship at a time when the public demands statesmanship. Their reckless actions are hurting families all across America. I would remind them they are hurting Democratic families, Repub-

lican families, Independent families; they are hurting Americans. For this small, extreme faction, it seems "compromise" is a dirty word and "distrust" is a political tactic. That may explain why we have heard excuse after excuse for blocking the budget discipline they so desperately pled for just a short time ago. They said: Why don't we pass a budget? Why didn't the Senate pass a budget? I was in the chair at 5 o'clock in the morning on a Saturday morning when we were voting on that budget. We voted all day and all night and we finished it. That was back in March.

So what happens when we want to go to a conference on the budget and work out the differences with the House? In a conference, if we counted the number of people, there would be more Republicans than Democrats. It was a Republican Senator who stood on the floor and said: I object to going to conference—the same one who was giving speeches asking why we don't have a budget.

Then, when we pass a budget, we have to go to the next step to work it out with the House: Oh, no, I object to that. Probably because he was surprised we had actually done our work. The chairwoman of the committee, the Senator from Washington, Mrs. MURRAY, who did such a brilliant job of getting together a budget that saves the taxpayers money—they then act terrified that it might actually pass.

They have objected 19 times to go to that budget conference. They have shut down the government. They are preparing to cause the government's first ever debt default in our Nation's history. That is right. The Speaker of the House is now holding the government's credit hostage, threatening this weekend to let the Nation default come October 17 when the debt limit is reached unless even more draconian spending cuts are made. Is there any reason markets all over the world are dropping? Is there any reason the rest of the world looks at America and says: What are you doing? Why are you letting the children in the sandbox take over?

We have caught just a preview of the chaos such a move could create. Stock futures, as I mentioned, dropped sharply and European stocks dropped dramatically in the wake of House Republicans' newest ultimatum. This is no way to govern.

It is also not an example to set for the rest of the world when we have to go to the rest of the world and say: Help us, work with us, to stop the terrorists who threaten the United States. Help us, work with us, so we can export our goods to your country. Help us, work with us to bring about stability around the world. They say: You will not do a thing to even help yourself. Why should we help you?

I talked to some of these countries. I talked to the people in those countries. They are shaking their heads and saying: What has happened to America?

So it is far past time for reason and sanity to return to Congress, on this

government shutdown, on setting our budget priorities, and a whole host of other issues. Let's let the grownups come back and start running things around here.

I remain ready to work with people on both sides of the aisle. I am proud of my record, as the senior-most Member of this body, that year after year after year legislation I have written with both Republicans and Democrats as co-sponsors has passed. The distinguished Presiding Officer was Governor of one of the great Commonwealths of this country, the Commonwealth of Virginia. He brought Republicans and Democrats together. It was a model for the rest of the country. It can be done, but it takes grownups to do it. We are always going to have a few loud voices saying: Oh, we can't possibly do this.

The American public expects the people who truly lead to be leaders. So let's work with people on both sides of the aisle. Let's find a solution that ends this needless shutdown and gets us and hundreds of thousands of Federal employees back to doing our work on behalf of the American people. That starts with the House voting on the Senate bill to reopen the American people's government.

That bill is sitting over there right now. Bring it to a vote. Vote to put Americans back to work and to reopen those trials to find cures for childhood diseases, or vote no if some wish to continue to be children in the sandbox.

I am blessed with grandchildren. I like to think none of my grandchildren would act as childish as a small group of ultra-rightwing Republicans have in the House. They don't reflect the great tradition of the Republican Party in my State or in this country. They reflect an atmosphere of people who care only for themselves. No matter what they say, they care only for their own egos and their own political future. It is time they started caring for the United States of America.

I see nobody else seeking recognition. I suggest the absence of a quorum, and if time is being charged, I ask unanimous consent that it be charged on both sides.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

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

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. LEAHY. Mr. President, with nobody else seeking recognition, I ask unanimous consent that all time be yielded back.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The question occurs on the Bruce nomination.

Mr. LEAHY. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The question is, Will the Senate advise and consent to the nomination of Colin Stirling Bruce, of Illinois, to be United States District Judge for the Central District of Illinois?

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Pennsylvania (Mr. CASEY), is necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Oklahoma (Mr. COBURN), the Senator from Oklahoma (Mr. INHOFE), and the Senator from Florida (Mr. RUBIO).

The PRESIDING OFFICER (Mr. DONNELLY). Are there any other senators in the chamber desiring to vote?

The result was announced—yeas 96, nays 0, as follows:

[Rollcall Vote No. 213 Ex.]  
YEAS—96

Alexander	Franken	Moran
Ayotte	Gillibrand	Murkowski
Baldwin	Graham	Murphy
Barrasso	Grassley	Murray
Baucus	Hagan	Nelson
Begich	Harkin	Paul
Bennet	Hatch	Portman
Blumenthal	Heinrich	Pryor
Blunt	Heitkamp	Reed
Boozman	Heller	Reid
Boxer	Hirono	Risch
Brown	Hoover	Roberts
Burr	Isakson	Rockefeller
Cantwell	Johanns	Sanders
Cardin	Johnson (SD)	Schatz
Carper	Johnson (WI)	Schumer
Chambliss	Kaine	Scott
Chiesa	King	Sessions
Coats	Kirk	Shaheen
Cochran	Klobuchar	Shelby
Collins	Landrieu	Stabenow
Coons	Leahy	Tester
Corker	Lee	Thune
Cornyn	Levin	Toomey
Crapo	Manchin	Udall (CO)
Cruz	Markey	Udall (NM)
Donnelly	McCain	Vitter
Durbin	McCaskill	Warner
Enzi	McConnell	Warren
Feinstein	Menendez	Whitehouse
Fischer	Merkley	Wicker
Flake	Mikulski	Wyden

NOT VOTING—4

Casey	Inhofe
Coburn	Rubio

The nomination was confirmed.

VOTE ON ELLIS NOMINATION

The PRESIDING OFFICER. Under the previous order, the question is, Will the Senate advise and consent to the nomination of Sarah Lee Ellis, of Illinois, to be United States District Judge for the Northern District of Illinois?

The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motions to reconsider are considered made and laid upon the table.

The President will be immediately notified of the Senate's action.

EXTENSION OF MORNING BUSINESS

Mrs. BOXER. Mr. President, I ask unanimous consent that the period of morning business for debate only be extended to 7:30 p.m. and that all provisions of the previous order remain in effect.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mrs. BOXER. I ask unanimous consent that I be recognized for such time as I might consume.

The PRESIDING OFFICER. Without objection, it is so ordered.

CONTINUING APPROPRIATIONS

Mrs. BOXER. Mr. President, I think we are all in a state of shock that we are entering the fourth day of a government shutdown with no movement in sight.

I wanted to go home to California to see how the Affordable Care Act is going in California since that is the reason the Republicans have shut down the government. I want to report that people there cannot understand why on Earth the Republicans want to stop the Affordable Care Act. They can't believe that just as Californians are on the brink of getting millions of our citizens insured and small businesses are getting affordable health insurance under the Affordable Care Act, Republicans not only have shut down the government, but they are threatening default. And they understand that default would lead to economic chaos. It has never happened before in American history. I tried to explain to my constituents exactly what has been going on here, and I did it in the best way I could, and I think I was fair.

The first thing: In order to keep the government open for 6 weeks, they wanted to repeal the Affordable Care Act. They tried 43 times. That never worked, so then they said they would defund it, which everybody understands that if you don't fund it, it is the same thing. But we told them they couldn't defund most of it because most of it is not appropriated funds. They didn't care. They put that forward. That went nowhere.

Then they said: We won't repeal it or defund it. We will delay the Affordable Care Act.

We all said: If you think we are going to delay further the chance for millions of Americans to get affordable insurance, we are not going to do it. This bill passed 3½ years ago and was upheld by the Supreme Court. It is not going to happen.

Then they said: We will just take part of it and stop part of it. We won't allow women to get preventive services.

That went over like a lead balloon, their war on women again. They were saying women won't be able to get tested for cervical cancer, for STDs, for pregnancy-related diabetes. They were just going to shut that part of the Affordable Care Act down. Women here in

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will resume legislative session.

The Senator from California.