

that his company would consider getting rid of its employee coverage altogether because of ObamaCare's Cadillac tax. He said: "I'd be lying if I said we haven't had that discussion."

Delta Airlines expects ObamaCare will cost it \$100 million per year. One reason for the new costs is the 40-percent excise tax on Delta's employee health benefits, as if Americans don't already have enough issues with airlines these days.

Out of all the news we see from the Cadillac tax, none of it—zero—is positive. The goal of health care reform should be to help those who do not have health coverage and lower costs for those who already have insurance. This tax doesn't achieve either of these goals, and everyone knows it.

I will do everything I can to see that this tax is fully repealed. There is a real urgency that we get this done. I will work with anybody in this Chamber to see that the Cadillac tax is fully repealed by the end of the year. Once again, whether it is my bipartisan bill or a year-end package such as the tax extenders, we need to repeal this very bad tax. Fully repealing the Cadillac tax is an opportunity for Republicans and Democrats to join forces and to work together to repeal a bad tax for one purpose: to help 151 million workers keep the health care insurance they like.

The PRESIDING OFFICER. The Senator from Minnesota.

#### TERRORIST ATTACKS AGAINST FRANCE

Ms. KLOBUCHAR. Mr. President, I rise today to join all of our Senate colleagues in sending our deepest condolences to the families and loved ones of the victims in the attacks in Paris. Our hearts go out to the people of France. The United States stands firmly and united in solidarity with France, just as France—our Nation's oldest ally—has stood in solidarity with us. We must work to find those responsible for those attacks and bring them to justice.

We remain steadfast as a country, and talking to people in my own State, I know this. We remain steadfast in our resolve to defeat ISIS, to root out this evil. From those planning these attacks in Belgium to those training camps in Syria, our military—our strong and mighty U.S. military—has already provided critical leadership with France in escalating the airstrikes in Syria and Iraq, and we must continue to do that. In the coming months we must focus on building this international coalition against ISIS, as well as providing critical intelligence in going after these perpetrators.

Just yesterday Russia announced that it was in fact a bomb that brought down the plane over Egypt. Not all the facts are known yet, but ISIS has claimed responsibility. There is no limit to what these people will do. That plane was filled with innocent

families and children coming back from vacation, just as the concert hall in France was filled with young people there for the music. They now lie maimed in hospitals all over Paris or, worse, their families are burying them in the ground.

What can our country do? First, we must have a unified agenda to keep America safe and to stand by our allies. We must do all we can to build this coalition and to fight this evil at its root with resolve. We have unprecedented technology that should allow us to fight this fight. We have biometrics. We have ways that we can assist other countries.

Secondly, we must do all we can to enhance our own security. We know our first responders throughout the last decade have done amazing work in thwarting attacks. We must continue to support them. If we do more in terms of legislation, we must make sure that we are doing something that will actually make a difference. We are having a security briefing with all Senators tomorrow, and we must listen to our security and intelligence experts to make sure that what we are proposing will make a difference.

Third, we must give our first responders and our military on the front-line the resources they need. I know Senators SHELBY and MIKULSKI are working hard, with their counterparts in the House of Representatives, to craft a budget bill. We must take up that bill as soon as it is completed. Of course, we have had some positive success in reaching a budget that didn't make deep cuts into our military or our homeland security capabilities. That was positive. Now we must bring it home with the budget.

The fourth and final action I will mention today as part of this unified agenda to keep our country safe and to support our allies is to make sure we have our own frontline positions filled. As was mentioned earlier, this includes the Treasury Under Secretary for Terrorism and Financial Crimes, a position that must be filled, and military positions, including positions within our own Army.

We have a judiciary that has to take on these terrorism cases. I can't comment about what is going on in every jurisdiction in the country, but I know Minnesota has one of the highest caseloads. We have a well-qualified applicant named Wilhelmina Wright, a former prosecutor, who passed through the Judiciary Committee without dissent, thanks to the good work of the chair of this committee, Senator GRASSLEY, and Senator LEAHY. Her name is one that is coming up before the Senate.

Given that we have 15 indictments out of Minnesota alone—and that number growing—against ISIS, home-grown terrorists, and people who were trying to fight for ISIS abroad and given that our great law enforcement in Minnesota on the Federal and the local level were able to track them down and

our aggressive U.S. attorney's office was able to make the cases, we need judges to handle those cases. We have one of the highest caseloads already in the country.

I appreciate the work of the Judiciary Committee, on a bipartisan basis, in bringing this nomination to the floor. It is one of several that need to get done. Again, these are frontline positions—frontline positions dealing directly with the terrorism that we are talking about.

Finally, we have to fill the State Department positions that are open—USAID, which provides critical assistance to our allies and our friends that are taking on these fights. The fact that we don't have anyone confirmed in that position is very disturbing. We have someone I know Senator CORKER is supporting that we would like to get through and we must get through—Ms. Smith.

We also have open ambassador positions—again, noncontroversial nominees—in the European continent, in countries that have not had an ambassador for years. I bring up one nominee from the State of Minnesota, and that is for the country of Norway, which has been a critical ally. Norway is one of our country's strongest and most dependable international allies. It was a founding member of the NATO alliance, an ally we will be relying on heavily as we look at fighting ISIS. Its military has participated in operations with the United States in the Balkans and in Afghanistan. Norwegians have worked alongside Americans in standing up the Ukraine, and they have worked with us in countering ISIS.

Yet we have not had an ambassador for over 2 years. I recognize part of this is because the initial nominee ended up withdrawing—someone put forward by this administration. That happened. Now we have a noncontroversial nominee, along with a nominee for the country of Sweden. The nominee for Norway, Sam Heins, from the State of Minnesota, has gotten through the Foreign Relations Committee and was approved by voice vote. No one raised any questions about the qualifications of Mr. Heins for this position.

Given that Europe is on the frontline of these ISIS attacks, we must join with Europe and make sure that we not only have our military positions filled, our State Department positions filled, our USAID positions filled, and our judiciary at home with the nominees before the Senate so that we can have a strong, united front, but we also have to make sure we fill the positions for these ambassadors.

Again, I am not pushing controversial nominees. These are people who will be serving in these positions for the remaining year. But I ask that the Senate take up these nominations, as well as get the budget done, which we are well on our way to do, as well as come together on commonsense solutions for our own security, as well as making sure that we put together and

lead, in America and with our allies, an international coalition to root out ISIS.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

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

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

#### CONCLUSION OF MORNING BUSINESS

The PRESIDING OFFICER. Morning business is closed.

The majority leader.

#### PROVIDING FOR CONGRESSIONAL DISAPPROVAL OF A RULE SUBMITTED BY THE ENVIRONMENTAL PROTECTION AGENCY

Mr. MCCONNELL. Mr. President, pursuant to the provisions of the Congressional Review Act, I move to proceed to S.J. Res. 24, a joint resolution providing for congressional disapproval of a rule submitted by the EPA.

The PRESIDING OFFICER. The clerk will report the motion.

The senior assistant legislative clerk read as follows:

Motion to proceed to Calendar No. 294, S.J. Res. 24, a joint resolution providing for congressional disapproval under chapter 8 of title 5, United States Code, of a rule submitted by the Environmental Protection Agency relating to "Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units."

The PRESIDING OFFICER. The motion is not debatable.

The question occurs on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the joint resolution.

The senior assistant legislative clerk read as follows:

A joint resolution (S.J. Res. 24) providing for congressional disapproval under chapter 8 of title 5, United States Code, of a rule submitted by the Environmental Protection Agency relating to "Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units."

The PRESIDING OFFICER. Pursuant to the Congressional Review Act, there will now be up to 10 hours of debate, equally divided, between those favoring and opposing the joint resolution.

The Senator from West Virginia.

Mrs. CAPITO. Mr. President, I rise to speak in support of my resolution of disapproval under the Congressional Review Act against EPA's greenhouse gas regulation targeting existing power sources.

I am so proud to be here with my colleague from North Dakota Senator HEIDI HEITKAMP. We have 47 cosponsors on this bipartisan effort to stop the ex-

isting coal plant rule. We have had a lot of discussion about this. It affects all of our States differently, but I think it is important to talk not just about what this does to our individual States but what this is going to do to us as a country.

If the administration's proposed Clean Power Plan moves forward, hardship will be felt all across the country. Fewer job opportunities, higher power bills, and less reliable electricity will result. West Virginia and other coal-producing States, such as Kentucky and Wyoming, are feeling the pain of prior EPA regulations. Nearly 7,000 WARN notices, or notifications to employees—let me ask, does everybody know what a WARN notice is? If you have gotten one, you will never forget it because basically what a WARN notice says to that employee is that you could be laid off within the next 60 days.

In West Virginia, 7,000 of those notices have gone out to West Virginia families, West Virginia coal miners, in the year 2015, and more than 2,600 of those were just issued last month alone. Our neighboring State of Kentucky—the State of the majority leader—lost more than 10 percent of its coal jobs during the first quarter of this year.

Kentucky's coal employment now stands at the lowest level since the 1920s. The Energy Information Administration's most recent annual coal report for 2013 showed that the average number of coal mine employees dropped by roughly 10 percent in other coal-producing States, such as Alabama, Utah, and Virginia.

According to the Mine Safety and Health Administration, coal mining employment nationally has dropped by a massive 31 percent in just the last 4 years. If you travel to the State of West Virginia—particularly our coal area—it does not take you long to see that. The impact of this war on coal extends far beyond the coal industry. These regulations are affecting all aspects of Americans' lives. Last month, West Virginia's Governor announced that most State agencies would have to endure 4 percent cuts, largely because of shrinking energy tax revenues. For the first time in many years, the Governor cut our education budget in the State of West Virginia because of this war on coal. That means less money for roads, for schools, and for health care services, but the terrible impact that prior regulations have had on West Virginia and the Nation would get far worse if the EPA's Clean Power Plan goes into effect.

The Clean Power Plan is the most expensive environmental regulation the EPA has ever proposed on our Nation's power sector. Compliance spending is estimated to total between \$29 billion and \$39 billion per year. Household spending power—the money American families have in their pockets—will be reduced by \$64 billion to \$79 billion by this rule.

A new study by NERA, a respected economic analysis firm, of the final rule found that electricity prices in West Virginia would increase between 13 and 22 percent, but certainly West Virginia will not be alone, as we are going to hear through this debate, in enduring higher energy prices and job loss. NERA projects that all of the lower 48 States will see their electricity prices go up under the Clean Power Plan. As many as 41 States could see electricity prices increase by at least 10 percent. That is just from this regulation. I am sure my colleague from North Dakota represents one of those affected states. Twenty-eight States would see electricity prices that would increase by at least 20 percent.

What does that mean for our economy? The National Rural Electric Cooperative Association found that a 10-percent increase in electricity prices could mean a loss of 1.2 million jobs across the country. Half a million of those jobs would be in rural communities in rural States such as West Virginia and North Dakota.

The National Black Chamber of Commerce found that the Clean Power Plan would increase poverty among blacks by 23 percent and poverty among Hispanics by 26 percent. Affordable energy matters, especially to those living on fixed incomes. Households earning less than \$30,000 a year spend an average of 23 percent of their income on energy costs. These families, these children, these workers, these elderly are the ones who will suffer most under this administration's policy.

Energy reliability also matters. Coal is the source of our baseload generation, and the administration wants to replace coal with intermittent sources. What does that mean? That means that on a hot day, when the air-conditioner is running and factories are operating, we could be confident that a coal-fired powerplant will be supplying the energy needed to cool our homes and keep our businesses running.

In the cold winter of 2014, when the demand for electricity surged, coal was the energy source utilities relied on to keep people warm. Renewable sources—and we want more. We want more variable ones and more frequent ones. Renewable sources are an important part of our country's energy mix, but there are always going to be days when the wind isn't blowing and the Sun isn't shining, and it is critical we preserve more reliable energy resources to meet the demand of powering our economy.

Where I would like to see us go is innovation. Innovation, not across-the-board regulations, should be our focus, but these regulations will not spur innovation. The Clean Power Plan sets a standard for new plants that cannot be met by the most commercially available technology we have today. That not only flies in the face of the Clean Air Act but also makes gradual improvements in technology that would improve our environment impossible implement. The effect will be to instead choke off our most reliable and