

The clerk will call the roll.
The bill clerk called the roll.

Mr. DURBIN. I announce that the Senator from West Virginia (Mr. MANCHIN) and the Senator from Virginia (Mr. WARNER) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 44, nays 54, as follows:

[Rollcall Vote No. 114 Leg.]

YEAS—44

Baldwin	Heinrich	Paul
Bennet	Heitkamp	Peters
Blumenthal	Hirono	Reed
Booker	Kaine	Reid
Boxer	Klobuchar	Sanders
Brown	Leahy	Schatz
Cantwell	Lee	Schumer
Cardin	Markey	Shaheen
Carper	McCaskill	Stabenow
Casey	Menendez	Tester
Coons	Merkley	Udall
Cruz	Mikulski	Warren
Durbin	Murphy	Whitehouse
Franken	Murray	Wyden
Gillibrand	Nelson	

NAYS—54

Alexander	Ernst	Moran
Ayotte	Feinstein	Murkowski
Barrasso	Fischer	Perdue
Blunt	Flake	Portman
Boozman	Gardner	Risch
Burr	Graham	Roberts
Capito	Grassley	Rounds
Cassidy	Hatch	Rubio
Coats	Heller	Sasse
Cochran	Hoeben	Scott
Collins	Inhofe	Sessions
Corker	Isakson	Shelby
Cornyn	Johnson	Sullivan
Cotton	King	Thune
Crapo	Kirk	Tillis
Daines	Lankford	Toomey
Donnelly	McCain	Vitter
Enzi	McConnell	Wicker

NOT VOTING—2

Manchin Warner

The motion was rejected.

The PRESIDING OFFICER. The majority leader.

Mr. MCCONNELL. Let's have everybody stay close to the Chamber because the next three votes are going to be 10 minutes each.

I ask unanimous consent that the votes following this vote we just completed be 10 minutes in length.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

MOTION TO CONCUR

Under the previous order, the question is on agreeing to the motion to waive all applicable budget provisions for the motion to concur.

The yeas and nays have previously been ordered.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from West Virginia (Mr. MANCHIN) and the Senator from Virginia (Mr. WARNER) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 85, nays 13, as follows:

[Rollcall Vote No. 115 Leg.]

YEAS—85

Alexander	Flake	Nelson
Ayotte	Franken	Paul
Barrasso	Gardner	Peters
Bennet	Gillibrand	Portman
Blumenthal	Graham	Reed
Blunt	Grassley	Reid
Boozman	Hatch	Risch
Burr	Heinrich	Roberts
Capito	Heitkamp	Rounds
Cardin	Heller	Rubio
Carper	Hirono	Sasse
Casey	Hoeben	Schatz
Cassidy	Inhofe	Schumer
Coats	Isakson	Scott
Cochran	Johnson	Sessions
Collins	Kaine	Shaheen
Coons	King	Shelby
Corker	Kirk	Stabenow
Cornyn	Klobuchar	Sullivan
Cotton	Lankford	Thune
Crapo	Leahy	Tillis
Cruz	Lee	Toomey
Daines	McCain	Udall
Donnelly	McCaskill	Vitter
Durbin	McConnell	Whitehouse
Enzi	Mikulski	Wicker
Franken	Moran	Wyden
Gardner	Murkowski	
Gillibrand	Murphy	

NAYS—13

Baldwin	Markey	Sanders
Booker	Menendez	Tester
Boxer	Merkley	Warren
Brown	Murray	
Cantwell	Perdue	

NOT VOTING—2

Manchin Warner

The PRESIDING OFFICER. On this vote, the yeas are 85, the nays are 13.

Three-fifths of the Senators duly chosen and sworn having voted in the affirmative, the motion is agreed to.

Under the previous order, all postcloture time is yielded back.

MOTION TO CONCUR WITH AMENDMENT NO. 4865 WITHDRAWN

Under the previous order, the motion to concur with an amendment is withdrawn.

VOTE ON MOTION TO CONCUR

The question is on agreeing to the motion to concur in the House amendment to S. 2328.

Mr. THUNE. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from West Virginia (Mr. MANCHIN) and the Senator from Virginia (Mr. WARNER) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 68, nays 30, as follows:

[Rollcall Vote No. 116 Leg.]

YEAS—68

Alexander	Casey	Donnelly
Ayotte	Cassidy	Durbin
Barrasso	Coats	Enzi
Bennet	Cochran	Feinstein
Blumenthal	Collins	Fischer
Blunt	Coons	Flake
Burr	Corker	Franken
Cardin	Cornyn	Gardner
Carper	Crapo	Gillibrand

Graham	Leahy	Rubio
Hatch	McCain	Schatz
Heinrich	McCaskill	Schumer
Heitkamp	McConnell	Sessions
Hirono	Mikulski	Shaheen
Hoeben	Murphy	Stabenow
Inhofe	Nelson	Sullivan
Isakson	Paul	Thune
Johnson	Peters	Toomey
Kaine	Reed	Udall
King	Reid	Vitter
Kirk	Risch	Whitehouse
Klobuchar	Roberts	Wyden
Lankford	Rounds	

NAYS—30

Baldwin	Ernst	Perdue
Booker	Grassley	Portman
Boozman	Heller	Sanders
Boxer	Lee	Sasse
Brown	Markey	Scott
Cantwell	Menendez	Shelby
Capito	Merkley	Tester
Cotton	Moran	Tillis
Cruz	Murkowski	Warren
Daines	Murray	Wicker

NOT VOTING—2

Manchin Warner

The motion was agreed to.

STOP DANGEROUS SANCTUARY CITIES ACT—MOTION TO PROCEED

Mr. MCCONNELL. Mr. President, I move to proceed to Calendar No. 531, S. 3100.

The PRESIDING OFFICER. The clerk will report the motion.

The senior assistant legislative clerk read as follows:

Motion to proceed to Calendar No. 531, S. 3100, a bill to ensure that State and local law enforcement may cooperate with Federal officials to protect our communities from violent criminals and suspected terrorists who are illegally present in the United States.

CLOTURE MOTION

Mr. MCCONNELL. Mr. President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to Calendar No. 531, S. 3100, a bill to ensure that State and local law enforcement may cooperate with Federal officials to protect our communities from violent criminals and suspected terrorists who are illegally present in the United States.

Mitch McConnell, Tom Cotton, Shelley Moore Capito, Mike Crapo, Thad Cochran, Jerry Moran, John Thune, John Hoeven, David Perdue, Orrin G. Hatch, Daniel Coats, Pat Roberts, John Barrasso, Bill Cassidy, Patrick J. Toomey, John Boozman, John Cornyn.

Mr. MCCONNELL. Mr. President, I withdraw the motion to proceed.

The PRESIDING OFFICER. The motion is withdrawn.

STOP ILLEGAL REENTRY ACT—MOTION TO PROCEED

Mr. MCCONNELL. Mr. President, I move to proceed to Calendar No. 276, S. 2193.

The PRESIDING OFFICER. The clerk will report the motion.

The senior assistant legislative clerk read as follows:

Motion to proceed to Calendar No. 276, S. 2193, a bill to amend the Immigration and Nationality Act to increase penalties for individuals who illegally reenter the United States after being removed and for other purposes.

CLOTURE MOTION

Mr. MCCONNELL. Mr. President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to Calendar No. 276, S. 2193, a bill to amend the Immigration and Nationality Act to increase penalties for individuals who illegally reenter the United States after being removed and for other purposes.

Mitch McConnell, David Perdue, Pat Roberts, John Thune, Dan Sullivan, Roy Blunt, Chuck Grassley, Thom Tillis, Steve Daines, Jeff Sessions, John Barrasso, John Boozman, Richard Burr, Mike Lee, Tim Scott, Deb Fischer, Joni Ernst.

Mr. MCCONNELL. Mr. President, I withdraw the motion to proceed.

The PRESIDING OFFICER. The motion is withdrawn.

NATIONAL SEA GRANT COLLEGE PROGRAM AMENDMENTS ACT OF 2015

Mr. MCCONNELL. I ask the Chair to lay before the body the message to accompany S. 764.

Mr. SANDERS addressed the Chair.

The PRESIDING OFFICER. The Senator from Vermont.

Mr. SANDERS. Reserving the right to object, I have a parliamentary inquiry.

Is one of the acts in this overall bill entitled the Defund Planned Parenthood Act of 2015?

The PRESIDING OFFICER. The majority leader.

Mr. MCCONNELL. I know that was a parliamentary inquiry.

Mr. SANDERS. Excuse me, I would like an answer to my question, please.

Regular order. I asked the question.

The PRESIDING OFFICER. The Defund Planned Parenthood Act is part of the House message to the Senate.

Mr. SANDERS. In other words, sir, the Defund Planned Parenthood Act of 2015 is part of the legislation we are voting on; is that correct? Yes? No? Maybe?

The PRESIDING OFFICER. Would the Senator please restate his inquiry?

Mr. SANDERS. Yes. Is it possible that, as part of the legislation that the Senator from Kentucky has introduced, that there is a title in there called the Defund Planned Parenthood Act of 2015?

Is that title in the legislation we are voting on?

The PRESIDING OFFICER. The language in question is part of the House amendment.

Mr. SANDERS. Thank you very much.

I ask that that language be withdrawn right now.

Mr. MCCONNELL. Mr. President, would the Senator yield? I think I can clear up his concern.

Mr. SANDERS. No, I really won't yield. My request is that that language be withdrawn now with unanimous consent.

Mr. LEAHY. Mr. President, a parliamentary inquiry.

The PRESIDING OFFICER. The majority leader has the floor.

Mr. SANDERS. I believe I have the floor.

Mr. MCCONNELL. Mr. President, if I may, I think we have explained this to everybody over and over again. Let me try again.

The Roberts amendment that I will offer is a complete—a complete—substitute for the underlying language that concerns some of our colleagues on the other side.

Mr. LEAHY. Mr. President, a parliamentary inquiry.

The PRESIDING OFFICER. The Senator will state his inquiry.

Mr. LEAHY. Parliamentary inquiry: Notwithstanding what the majority leader has said, the legislation he brought up would defund Planned Parenthood; is that correct, if it was accepted?

The PRESIDING OFFICER. That is not a judgement for the Parliamentarian.

Mr. LEAHY. Parliamentary inquiry: Would that be a position for the United States Senate if we were allowed to vote on it?

Ms. STABENOW. Parliamentary inquiry, Mr. President.

Mr. LEAHY. Could I get an answer to my parliamentary inquiry?

Ms. STABENOW. Excuse me. I am sorry.

Mr. MCCONNELL. Mr. President, Parliamentary inquiry.

The PRESIDING OFFICER. The majority leader.

Mr. MCCONNELL. If I were to offer the Roberts amendment that will be a complete substitute for the underlying language, would it not alleviate the concern that our colleagues on the other side have?

The PRESIDING OFFICER. The question before the Senate would be the amendment offered by the majority leader.

Mr. LEAHY. Further Parliamentary inquiry, Mr. President.

The PRESIDING OFFICER. The House can respond in whatever manner it chooses.

Mrs. BOXER. What does that mean?

Mr. LEAHY. Parliamentary inquiry, Mr. President: If the majority leader were to withdraw the House bill to defund Planned Parenthood and replace

it with the Roberts GMO bill, would the acceptance of that be a debatable motion before the Senate? Not asking how we should vote, but would that be a debatable motion?

Mr. MCCONNELL addressed the Chair.

The PRESIDING OFFICER. The majority leader.

Mr. MCCONNELL. Who has the floor?

The PRESIDING OFFICER. The majority leader has the floor.

Mr. MCCONNELL. All right. It is my understanding that I don't have the authority to withdraw a House amendment. What I am doing here, if our friends and colleagues on the other side will let me, is to offer a complete substitute for that, which is the Roberts amendment, which I think everybody understands the content of.

Mr. SCHUMER addressed the Chair.

The PRESIDING OFFICER. The Roberts amendment would be the question before the Senate. The House would have to respond to the Senate substitute.

Mr. LEAHY. Mr. President, further Parliamentary inquiry.

The PRESIDING OFFICER. The Senator from Vermont.

Mr. LEAHY. If the majority leader were to withdraw the Planned Parenthood amendment and put in the Roberts amendment, which has not been previously debated, would a vote on acceptance of that be a debatable issue?

The PRESIDING OFFICER. The majority leader may not withdraw House language. He can only propose an amendment to the substitute or concur in that amendment. Those are debatable questions.

Mr. LEAHY. Mr. President, further parliamentary inquiry.

Mr. President, if my friend the majority leader were to be able to do what he has proposed, would the resolution of that matter, then, be a matter of debate before the body under the normal Senate of rules?

The PRESIDING OFFICER. Yes, the motion to concur is debatable.

Mr. LEAHY. I thank the Presiding Officer.

Mrs. BOXER. Parliamentary inquiry. Mr. President, Parliamentary inquiry.

The PRESIDING OFFICER. The Senator from California.

Mrs. BOXER. I just want to understand where we are, because there is a lot of angst and discomfort, and I want to say to Senator HIRONO, who happened to read what we are voting on, which I really appreciate, and called it to our attention—is it the Presiding Officer's view, in answer to Senator LEAHY and Senator SANDERS, that the Senate has no ability to strike the title called the Defund Planned Parenthood Act of 2015 at this time; that we do not have the ability to do this? Could we not do it by unanimous consent or would that not be allowed as well?

The PRESIDING OFFICER. The Senate does not strike language; it proposes amendments.

Mrs. BOXER. So if I were to make a unanimous consent request—further parliamentary—