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Senate

The Senate met at 2 p.m. and was called to order by the Honorable TODD YOUNG, a Senator from the State of Indiana.

PRAYER

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Almighty God, from the rising of the Sun to the coming of the evening, we lift Your Name in grateful praise.

Surround our lawmakers with the power of Your presence, sustaining them in their challenging world. Lord, strengthen them to do what is right so that our Nation will be exalted by Your love. Empower them to treat one another with respect and honor. Teach them to hate what is evil and to cling to what is good. Remind them of how fleeting are the days of their lives as You give them the wisdom to prepare for eternity.

Eternal Father, we exalt You and praise Your Name, for in perfect faithfulness You continue to expose us to the unfolding of Your loving providence.

We pray in Your marvelous Name. Amen.

PLEDGE OF ALLEGIANCE

The Presiding Officer led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication to the Senate from the President pro tempore (Mr. HATCH).

The senior assistant legislative clerk read the following letter:

U.S. SENATE,
PRESIDENT PRO TEMPORE,
Washington, DC, May 8, 2017.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TODD YOUNG, a Senator from the State of Indiana, to perform the duties of the Chair.

ORRIN G. HATCH,
President pro tempore.

Mr. YOUNG thereupon assumed the Chair as Acting President pro tempore.

RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

CONCLUSION OF MORNING BUSINESS

The ACTING PRESIDENT pro tempore. Morning business is closed.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

The ACTING PRESIDENT pro tempore. Under the previous order, the Senate will proceed to executive session to consider the following nomination, which the clerk will report.

The senior assistant legislative clerk read the nomination of Heather Wilson, of South Dakota, to be Secretary of the Air Force.

The ACTING PRESIDENT pro tempore. Under the previous order, there will be 4 hours of debate, equally divided in the usual form.

Who yields time?

If no one yields time, time will be charged equally to both sides.

RECOGNITION OF THE MAJORITY LEADER

The majority leader is recognized.

Mr. McCONNELL. Mr. President, today the Senate will move to confirm Heather Wilson as Secretary of the Air Force. Wilson is a Rhodes Scholar, Air

Force Academy graduate—part of the third class ever to admit women, by the way—and a dedicated public servant who served several terms in the U.S. House.

I am sure she will work hard in this new role to strengthen the branch of the military she cares so much about. I look forward to approving her nomination on a bipartisan basis later this afternoon.

After that, we will take a cloture vote on the Gottlieb nomination to head the FDA, which I will come to in a moment. I hope to see robust support for his nomination as well.

HEALTHCARE LEGISLATION

Mr. President, I would like to recognize two important votes that occurred last Thursday. First, let me commend the House for voting to move beyond the pain of ObamaCare. For years, the American people have suffered under this failed law. They watched their premiums soar. They watched their choices dwindle.

Now they are watching as ObamaCare collapses all around them. More than half of our States have counties with only a single insurance option on the exchanges, and a growing number could have no options at all—like, as we saw reported just last week, in nearly every single county in Iowa. That means thousands more Americans could be left trapped, forced by law to purchase ObamaCare insurance but left without the means to do so. Does that sound like a law that is working to anyone?

To those who would try to defend an indefensible status quo, I ask you to consider what Speaker RYAN said last week:

[T]here is a fundamental and urgent choice at the heart of this debate. We can continue with the status quo under ObamaCare, and we know what that looks like. It means even higher premiums, even fewer choices, even more insurance companies pulling out, even more uncertainty, and even more chaos.

- This “bullet” symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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To those who suffered enough already, my message is this: We hear you. Congress is acting.

I commend the House and the administration for making this important advance last week. Now the Senate will do its work. The administration will also continue doing its part to deliver relief and stabilize the healthcare markets as best it can. This process will not be quick or simple or easy, but it must be done. It is the least Members of both parties owe to the countless of Americans who continue to suffer under Obamacare, and the countless more who will be hurt if we don't act.

GOVERNMENT FUNDING LEGISLATION

Mr. President, second, let me commend the Senate for voting last Thursday to pass the funding bill. I mentioned last week some of the many important provisions it contained, all of which the President has now signed into law. The largest border-security funding increase in a decade—now law. The critically needed down payment on restoring our military readiness—now law.

The bill also kept in place an important free speech protection. Yet Democrats are now trying to pressure and intimidate the SEC into ignoring something we just passed on a bipartisan basis. For years, Democrats have pressured the SEC rulemaking process to curb and regulate political speech, despite agreement in our funding bills to prevent the Commission from doing just that.

This is not a new page in their playbook. When we first passed this crucial protection in 2015, Democrats appealed to the SEC to actually ignore the law. This time, however, they have gone in an even more extreme direction. Now the Democrats no longer have the administration to stifle speech through the SEC, the IRS, or HHS. They are trying to intimidate private citizens and public companies by telling those citizens and companies what is in their “best interest.” This kind of bullying behavior is part of a broader pattern we have seen repeated by the left time and again in similar circumstances—suppression of the viewpoints with which they disagree and forcing Americans into a choice: Tell us your political ideology or be silent.

I have called the left out for intimidation tactics and speech suppression efforts before. I am warning them again today, and I will continue to stay vigilant and defend the First Amendment moving forward.

For now, I would like to highlight a couple of other important provisions in the funding bill that are now law. One is the miners’ health provision I was proud to secure, a critical lifeline that will permanently protect healthcare benefits for thousands of retired coal miners in States like Kentucky.

Another is the provision of significant new resources that can be used to combat the prescription opioid and heroin crisis. It is the latest of many significant steps we have taken to tackle this terrible epidemic.

Today, we can take another step forward by advancing the nomination of Scott Gottlieb to head the FDA. I will have more to say on Dr. Gottlieb later, but for now, I will note that he is incredibly qualified for this position, and I am sure he will be an ally for States that continue to struggle with the opioid crisis because the FDA has a critical role to play.

Let's be clear, there is a lot more to be done. States like Kentucky have been hit hard by this crisis, especially our rural communities. In fact, there are a lot of struggles that are particularly pressing in rural America, and several provisions in the government funding bill that can help—provisions to, for instance, advance broadband development, promote safe and clean drinking water, and to help reclaim and develop abandoned mine sites in coal country, among other priorities. Those are just a few of the things that can help rural communities.

There are other actions we can take as well. One is of particular importance to our colleagues from Alaska, Senators MURKOWSKI and SULLIVAN. Majority Whip CORNYN and I have been consulting with them about the Secure Rural Schools Program, which helps rural counties and schools whose economies have been hit hard by steeply declining timber revenues from our public lands. Senators HATCH and WYDEN introduced a bill to reauthorize the program just last week, and it was referred to the Committee on Energy and Natural Resources, where Senator MURKOWSKI is the chair. This bill is important to Kentucky, as well. I look forward to working with Chairman MURKOWSKI, Senator SULLIVAN, and all the bill’s advocates to find a path forward for it this year.

Mr. President, I suggest the absence of a quorum.

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

The assistant bill clerk proceeded to call the roll.

Mr. SCHUMER. 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.

RECOGNITION OF THE MINORITY LEADER

The Democratic leader is recognized.

GOVERNMENT FUNDING LEGISLATION

Mr. SCHUMER. Mr. President, first I want to thank the majority leader for speaking about the agreement that the House and Senate came to on the appropriations bills, the spending bills. We may not agree on emphasis and what the most important things are, but we certainly agree that it was a good effort that moved things forward, and I was proud to be part of it.

KENTUCKY DERBY

Mr. President, I note another thing that might tie the majority leader and the minority leader together—pride in Saturday’s Kentucky Derby. The majority leader is very proud of the Ken-

tucky Derby. It is one of the leading events in his State. I know he attends religiously.

I am particularly proud because the horse that won was owned and trained and guided by two Brooklynites. I salute them for their success. Vinnie Viola, one of the two, is a close friend of mine. I have known him for a long time, and I know him well. As many of you know, he was being considered for Secretary of the Army. He would have been a good one. He withdrew because of the financial issues that he was too involved in with companies he owned, but he is a good man. He comes from St. Cecilia’s Parish on the Greenpoint-Williamsburg border of Brooklyn. We are all proud and hope that his horse goes all the way. Maybe I can be at Belmont and see him win the Triple Crown. Anyway, that is a nice link between the majority leader and the minority leader.

FRENCH PRESIDENTIAL ELECTION

Mr. President, yesterday, the people of France took part in a time-honored tradition of a democratic people: the election of a new President. We here in the Senate congratulate Emmanuel Macron on his win and look forward to the continuing deep and longstanding friendship between our two countries.

Unfortunately, the elections in France were victim to a malicious attempt to distort the results through a coordinated cyber attack on one of the candidates, much as Hillary Clinton’s campaign was targeted in our elections. In the waning days of the French election, according to reports, Macron’s emails were hacked and leaked to the public, potentially with some altered information included, by agents believed to originate in Russia. The hack was then promoted and spread by far-right activists around the globe, some of whom reside here in the United States. It was *deja vu* all over again. Russia elevated old school propaganda tactics and techniques using new school methods, spreading misinformation with an army of paid “trolls” and computer bots, aided and abetted by far-right activists here in the United States.

It seems that Putin and the international far right have formed an unholy alliance. The goal of this alliance is not necessarily to promote one candidate over another, one party over another, though that is part of it. Their true goal is to destabilize and subvert democratic societies, to cast doubt on the outcome of free and fair elections, to hobble democratically elected leaders before they even take office, and to degrade the alliances and international regimes that have created so much stability, strength, and shared prosperity in the post-World War II era.

Despite Macron’s win yesterday, we would be foolish to think that this unholy alliance will not use the same tactics again in upcoming European elections and, even more important to those of us in this country, in upcoming American elections.