

trade issue. If we want to do something about trade that truly endangers our country, we should be looking at the trade between North Korea and China. We should be looking at the crude oil that continues to flow into North Korea. We should not be talking about a military option until we have exhausted our diplomatic and our economic opportunities to bring North Korea to the table.

Without China's agreement on this, we will reach a debate on this floor talking about war with North Korea, but it will not be a debate that took place with the United States—the Trump administration—having exhausted all of the opportunities that a cutoff of crude oil would have and could have presented to bring North Korea to the table. It worked in 2006, it worked in 1994, and I expect, for the sake of the American people, that the President will try to make that work right now. He has not done that yet. This administration has not done that yet.

It is wrong to be hearing this talk about military possibilities and military options before we have exhausted the cutoff of oil, of slave labor, of drugs, of cryptocurrency. We have to do that first. We owe that to history so we are not judged to have rushed irrationally into a war with North Korea that could quickly spiral out of control.

Let's return to a United States of statecraft, allowing our diplomats to advance our interests using our economic tools, our economic strength, as a way of ensuring that we avoid a frivolous loss of life in our country and other countries because we did not pursue a course that would work.

I thank the Presiding Officer.

I yield the floor.

The PRESIDING OFFICER. The majority leader.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to executive session for the en bloc consideration of the following nominations: Executive Calendar Nos. 398, 399, 698, and 699.

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

The clerk will report the nominations en bloc.

The senior assistant legislative clerk read the nominations of Gregory Doud, of Kansas, to be Chief Agricultural Negotiator, Office of the United States Trade Representative, with the rank of Ambassador; Jason Kearns, of Colorado, to be a Member of the United States International Trade Commission for the term expiring December 16, 2024; Dennis Shea, of Virginia, to be a Deputy United States Trade Representative (Geneva Office), with the rank of Ambassador; and C.J. Mahoney, of

Kansas, to be a Deputy United States Trade Representative (Investment, Services, Labor, Environment, Africa, China, and the Western Hemisphere), with the rank of Ambassador.

Thereupon, the Senate proceeded to consider the nominations en bloc.

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate vote on the nominations en bloc with no intervening action or debate; that if confirmed, the motions to reconsider be considered made and laid upon the table en bloc; that the President be immediately notified of the Senate's action; that no further motions be in order; and that any statements relating to the nominations be printed in the RECORD.

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

The question is, Will the Senate advise and consent to the Doud, Kearns, Shea, and Mahoney nominations en bloc?

The nominations were confirmed en bloc.

EXECUTIVE CALENDAR

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar Nos. 700 through 709 and all nominations on the Secretary's desk; that the nominations be confirmed, the motions to reconsider be considered made and laid upon the table with no intervening action or debate; that no further motions be in order; that any statements related to the nominations be printed in the RECORD; and that the President be immediately notified of the Senate's action, all en bloc.

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

The nominations considered and confirmed are as follows:

IN THE AIR FORCE

The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

To be brigadier general

Col. Lee H. Harvis

The following named Air National Guard of the United States officers for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., sections 12203 and 12212:

To be brigadier general

Col. Michael L. Ahmann
Col. Peter G. Bailey
Col. Malinda M. Beggs
Col. Eric L. Bratu
Col. Benjamin M. Cason
Col. Mark A. Chidley
Col. Troy T. Daniels
Col. Nicholas A. Gentile, Jr.
Col. Thomas F. Grabowski
Col. Andrew W. Love
Col. Richard R. Neely
Col. Russell L. Ponder
Col. Donna M. Prigmore
Col. Robert D. Reyner
Col. James A. Roberts
Col. Raymond S. Robinson, IV
Col. James P. Ryan
Col. Darrin E. Slaten
Col. Christopher L. Smith

Col. Jeffrey S. Smith
Col. Justin B. Smith
Col. Mark A. Weber
Col. Jeffrey L. Wilkinson
Col. John P. York

The following named Air National Guard of the United States officers for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., sections 12203 and 12212:

To be brigadier general

Col. Christopher R. Alderdice
Col. Robert S. Grant
Col. Paul N. Loisel
Col. Wayne M. McCaughey
Col. David J. Mounkes

IN THE MARINE CORPS

The following named officers for appointment in the United States Marine Corps Reserve to the grade indicated under title 10, U.S.C., section 12203:

To be brigadier general

Col. Timothy L. Adams
Col. Mark A. Hashimoto
Col. Karl D. Pierson

IN THE AIR FORCE

The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

To be major general

Brig. Gen. John J. DeGoes
Brig. Gen. Robert I. Miller
Brig. Gen. Lee E. Payne

IN THE ARMY

The following named Army National Guard of the United States officer for appointment in the Reserve of the Army to the grade indicated under title 10, U.S.C., sections 12203 and 12211:

To be major general

Brig. Gen. Jeffrey P. Kramer

IN THE NAVY

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be vice admiral

Rear Adm. (lh) Gordon D. Peters

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be vice admiral

Rear Adm. Brian B. Brown

IN THE AIR FORCE

The following named officer for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

To be brigadier general

Col. John J. Allen

IN THE ARMY

The following named officer for appointment in the Reserve of the Army to the grade indicated under title 10, U.S.C., section 12203:

To be brigadier general

Col. Todd M. Lazaroski

NOMINATIONS PLACED ON THE SECRETARY'S DESK

IN THE AIR FORCE

PN1235 AIR FORCE nominations (25) beginning PAUL OBI AMALIRI, and ending MEOSHIA A. WILSON, which nominations were received by the Senate and appeared in the Congressional Record of November 14, 2017.

PN1502 AIR FORCE nominations (17) beginning CARL P. BHEND, and ending CHRISTOPHER M. WOLBERT, which nominations were received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1503 AIR FORCE nominations (56) beginning STEVEN J. ACEVEDO, and ending HEATHER C. YUN, which nominations were received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1504 AIR FORCE nominations (289) beginning NATALIYA A. ABLES, and ending MICHELLE L. ZIELINSKI, which nominations were received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1505 AIR FORCE nominations (67) beginning GEORGE Z. ABERETH, and ending VERANIKA ZAKHARYEVA, which nominations were received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1506 AIR FORCE nominations (121) beginning KEVIN D. ALFORD, and ending WINNIFRED M. WONG, which nominations were received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1507 AIR FORCE nominations (6) beginning ANN E. ALEXANDER, and ending PATRICK B. PARSONS, which nominations were received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1557 AIR FORCE nomination of David J. Caswell, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1558 AIR FORCE nomination of Bruce P. Heseltine, Jr., which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1559 AIR FORCE nominations (2) beginning MICHAEL T. CAIN, and ending ILDA Y. ISAZA, which nominations were received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1560 AIR FORCE nominations (3) beginning KERRY L. HIRZEL, and ending JOSHUA S. TRICE, which nominations were received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1561 AIR FORCE nomination of Miguel J. Morales, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1562 AIR FORCE nominations (3) beginning JULIE A. BOWMAN, and ending LARRIN S. WAMPLER, which nominations were received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1599 AIR FORCE nominations (375) beginning MARC M. ADAIR, and ending JESSE B. ZYDALLIS, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

IN THE ARMY

PN1154 ARMY nomination of Devry C. Anderson, which was received by the Senate and appeared in the Congressional Record of October 16, 2017.

PN1508 ARMY nominations (90) beginning ANDREW A. ARNDT, and ending D013347, which nominations were received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1509 ARMY nomination of Tyler M. Abercrombie, which was received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1510 ARMY nomination of Randolph S. Carpenter, which was received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1511 ARMY nomination of Angel Soto, which was received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1512 ARMY nominations (2) beginning MATTHEW C. DAWSON, and ending LEE C.

NOVY, which nominations were received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1565 ARMY nomination of Thomas A. Summers, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1566 ARMY nomination of Christina M. Buchner, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1567 ARMY nomination of Marcia L. Lewis, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1568 ARMY nomination of Jack E. Shields, III, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1569 ARMY nomination of Jerzy M. Matyszczyk, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1570 ARMY nominations (8) beginning ALECIA D. BIDDISON, and ending ROGER R. WOLD, which nominations were received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1571 ARMY nominations (10) beginning JOSEPH W. BISHOP, and ending ROBERT T. UTLAUT, which nominations were received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1572 ARMY nomination of Jennifer L. White, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1573 ARMY nomination of Patrick E. Mather, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1574 ARMY nominations (4) beginning LUIS G. FUCHU, and ending DEXTER C. NUNNALLY, which nominations were received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1576 ARMY nomination of Olivia H. Ivey, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1577 ARMY nomination of Han S. Kim, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1578 ARMY nomination of John E. Richardson, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1579 ARMY nomination of Paul A. White, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1580 ARMY nominations (4) beginning ROBERT T. CARTER, JR., and ending CHARLES A. PHILLIPS, which nominations were received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1602 ARMY nomination of Kyle R. Stiefel, which was received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1603 ARMY nomination of Adam C. Miller, which was received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1604 ARMY nomination of Mathew M. Condry, which was received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1605 ARMY nominations (45) beginning DAVID A. AMAMOO, and ending D013799, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1606 ARMY nomination of Jason B. Yenrick, which was received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1626 ARMY nomination of David R. Adams, which was received by the Senate and appeared in the Congressional Record of February 13, 2018.

PN1627 ARMY nomination of Pankaj A. Ksheersagar, which was received by the Senate and appeared in the Congressional Record of February 13, 2018.

PN1628 ARMY nomination of Michael P. Sargent, which was received by the Senate and appeared in the Congressional Record of February 13, 2018.

PN1630 ARMY nomination of Nicholas E. Hurd, which was received by the Senate and appeared in the Congressional Record of February 13, 2018.

PN1631 ARMY nomination of Michael C. Agbay, which was received by the Senate and appeared in the Congressional Record of February 13, 2018.

PN1632 ARMY nomination of Jay A. Iannacito, which was received by the Senate and appeared in the Congressional Record of February 13, 2018.

IN THE MARINE CORPS

PN1494 MARINE CORPS nomination of Lonnie M. McGhee, Jr., which was received by the Senate and appeared in the Congressional Record of January 18, 2018.

PN1591 MARINE CORPS nominations (7) beginning MICHAEL E. FEUQUAY, and ending HEATH E. RUPPERT, which nominations were received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1607 MARINE CORPS nominations (7) beginning SHAWN P. CHABOT, and ending RICARDO B. RIVERA, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1608 MARINE CORPS nominations (5) beginning ENRIQUE LUZ, JR., and ending JEREMY J. WILLOUGHBY, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1609 MARINE CORPS nominations (4) beginning JEFFREY A. BRYANT, and ending JOE A. SAENZ, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1610 MARINE CORPS nominations (2) beginning ANDREW E. CHEATUM, and ending JOSEPH M. DAVID, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1612 MARINE CORPS nominations (4) beginning BRIAN K. EVANS, and ending JEREMY F. ORTIZ, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1613 MARINE CORPS nominations (3) beginning DANIEL H. FLICK, and ending JESSE C. TALLMAN, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1614 MARINE CORPS nominations (2) beginning EZRA H. BARDO, and ending MICHAEL C. MEDLEY, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1615 MARINE CORPS nominations (2) beginning MATTHEW C. PAMPUSH, and ending STEPHEN T. SUTTON, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1616 MARINE CORPS nominations (2) beginning ODIN PINEDA, and ending JAMES M. ROD, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2018.

PN1633 MARINE CORPS nominations (2) beginning NATALIE E. MOORE, and ending BROOKE J. SPEERS, which nominations were received by the Senate and appeared in the Congressional Record of February 13, 2018.

IN THE NAVY

PN1246 NAVY nomination of Henry J. Kennedy, which was received by the Senate and appeared in the Congressional Record of November 14, 2017.

PN1302 NAVY nomination of John A. Mills, which was received by the Senate and appeared in the Congressional Record of December 1, 2017.

PN1513 NAVY nomination of Eric C. Correll, which was received by the Senate and appeared in the Congressional Record of January 19, 2018.

PN1584 NAVY nomination of Jamal L. Headen, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1585 NAVY nominations (44) beginning PATRICK P. ARRIGO, and ending OLIVER C. ZUFELT, which nominations were received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1586 NAVY nomination of Jessica M. Ferraro, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1587 NAVY nomination of Vijay M. Ravindra, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

PN1589 NAVY nomination of Elisabeth S. Stephens, which was received by the Senate and appeared in the Congressional Record of February 5, 2018.

LEGISLATIVE SESSION

MORNING BUSINESS

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate resume legislative session for a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

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

ARMS SALES NOTIFICATION

Mr. CORKER. Mr. President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications which have been received. If the cover letter references a classified annex, then such annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

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

DEFENSE SECURITY
COOPERATION AGENCY,
Arlington, VA.

Hon. BOB CORKER,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of

the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 18-02, concerning the Army's proposed Letter(s) of Offer and Acceptance to the Government of Ukraine for defense articles and services estimated to cost \$47 million. After this letter is delivered to your office, we plan to issue a news release to notify the public of this proposed sale.

Sincerely,
GREGORY M. KAUSNER
(For Charles W. Hooper, Lieutenant
General, USA, Director.)

Enclosures.

TRANSMITTAL NO. 18-02

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: Government of Ukraine.

(ii) Total Estimated Value:
Major Defense Equipment* \$29.5 million.
Other \$17.5 million.
Total \$47.0 million.

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MDE):
Two hundred ten (210) Javelin Missiles.
Thirty-seven (37) Javelin Command Launch Units (CLU) (includes two (2) CLUs to be used as spares).

Non-MDE: Also included are Basic Skill Trainers (BST); United States Government (USG) and contractor technical assistance, transportation, training and other related elements of logistics and program support.

(iv) Military Department: Army (UP-B-UBT).

(v) Prior Related Cases, if any: None.
(vi) Sales Commission. Fee, etc., Paid, Offered, or Agreed to be Paid: None.

(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Attached Annex.

(viii) Date Report Delivered to Congress: March 1, 2018.

*As defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Ukraine—Javelin Missiles and Command Launch Units

The Government of Ukraine has requested to buy two hundred ten (210) Javelin Missiles and thirty-seven (37) Javelin Command Launch Units (CLUs) (includes two (2) Javelin CLUs to be used as spares). Also included are Basic Skill Trainers (BST); United States Government and contractor technical assistance, transportation, training and other related elements of logistics and program support. The total estimated cost is not to exceed \$47 million.

This proposed sale will contribute to the foreign policy and national security of the United States by improving the security of Ukraine. The Javelin system will help Ukraine build its long-term defense capacity to defend its sovereignty and territorial integrity in order to meet its national defense requirements. Ukraine will have no difficulty absorbing this system into its armed forces.

The proposed sale of this equipment and support will not alter the basic military balance in the region.

The prime contractors will be Raytheon/Lockheed Martin Javelin Joint Venture of Orlando, Florida and Tucson, Arizona. However, these missiles are being provided from U.S. Army stocks and the CLUs will be obtained from on-hand Special Defense Acquisition Fund (SDAF)-purchased stocks. There are no known offset agreements proposed in conjunction with this potential sale.

Implementation of this proposed sale will require U.S. Government and/or contractor

representatives to travel to Ukraine temporarily in order to conduct training.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

TRANSMITTAL NO. 18-02

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act

Annex Item No. vii

(vii) Sensitivity of Technology:

1. The Javelin Weapon System is a medium-range, man portable, shoulder-launched, fire and forget, anti-tank system for infantry, scouts, and combat engineers. The system weighs 49.5 pounds and has a maximum range in excess of 2,500 meters. The system is highly lethal against tanks and other systems with conventional and reactive armors. The system possesses a secondary capability against bunkers.

2. Javelin's key technical feature is the use of fire-and-forget technology which allows the gunner to fire and immediately relocate or take cover. Additional special features are the top attack and/or direct fire modes, an advanced tandem warhead and imaging infrared seeker, target lock-on before launch, and soft launch from enclosures or covered fighting positions. The Javelin missile also has a minimum smoke motor thus decreasing its detection on the battlefield.

3. The Javelin Weapon System is comprised of two major tactical components, which are a reusable Command Launch Unit (CLU) and a round contained in a disposable launch tube assembly. The CLU incorporates an integrated day-night sight that provides a target engagement capability in adverse weather and countermeasure environments. The CLU may also be used in a stand-alone mode for battlefield surveillance and target detection. The CLU's thermal sight is a second generation Forward Looking Infrared (FLIR) sensor. To facilitate initial loading and subsequent updating of software, all onboard missile software is uploaded via the CLU after mating and prior to launch.

4. The missile is autonomously guided to the target using an imaging infrared seeker and adaptive correlation tracking algorithms. This allows the gunner to take cover or reload and engage another target after firing a missile. The missile has an advanced tandem warhead and can be used in either the top attack or direct fire modes (for target undercover). An onboard flight computer guides the missile to the selected target.

5. The Javelin Missile System hardware and the documentation are UNCLASSIFIED. The missile software which resides in the CLU is considered SENSITIVE. The sensitivity is primarily in the software programs which instruct the system how to operate in the presence of countermeasures. The overall hardware is also considered sensitive in that the infrared wavelengths could be useful in attempted countermeasure development.

6. If a technologically advanced adversary obtains knowledge of the specific hardware and software elements, the information could be used to develop countermeasures or equivalent systems that might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

7. A determination has been made that Ukraine can provide substantially the same degree of protection for the sensitive technology being released as the U.S. Government. This proposed sale is necessary to further the U.S. foreign policy and national security objectives outlined in the Policy Justification.

8. All defense articles and services listed on this transmittal are authorized for release and export to the Government of Ukraine.