

Coons	Hoeven	Portman
Corker	Hyde-Smith	Risch
Cornyn	Inhofe	Roberts
Cotton	Isakson	Rounds
Crapo	Johnson	Rubio
Cruz	Jones	Sasse
Daines	Kaine	Schatz
Donnelly	Kennedy	Schumer
Durbin	King	Scott
Enzi	Klobuchar	Shaheen
Ernst	Lankford	Shelby
Feinstein	Leahy	Sullivan
Fischer	Lee	Tester
Flake	Manchin	Thune
Gardner	McCaskill	Tillis
Graham	McConnell	Toomey
Grassley	Moran	Udall
Hassan	Murkowski	Van Hollen
Hatch	Murphy	Warner
Heinrich	Nelson	Wicker
Heitkamp	Paul	Young
Heller	Perdue	

NAYS—21

Baldwin	Harris	Reed
Booker	Hirono	Sanders
Brown	Markey	Smith
Cantwell	Menendez	Stabenow
Casey	Merkley	Warren
Cortez Masto	Murray	Whitehouse
Gillibrand	Peters	Wyden

NOT VOTING—2

Duckworth	McCain
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The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's action.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The Senate will resume consideration of the following nomination, which the clerk will report.

The bill clerk read the nomination of John B. Nalbandian, of Kentucky, to be United States Circuit Judge for the Sixth Circuit.

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Nalbandian nomination?

Mr. COTTON. 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 clerk will call the roll.

The assistant bill clerk called the roll.

Mr. CORNYN. The following Senator is necessarily absent: the Senator from Arizona (Mr. MCCAIN).

Mr. DURBIN. I announce that the Senator from Illinois (Ms. DUCKWORTH) is necessarily absent.

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

The result was announced—yeas 53, nays 45, as follows:

[Rollcall Vote No. 95 Ex.]

YEAS—53

Alexander	Corker	Ernst
Barrasso	Cornyn	Fischer
Blunt	Cotton	Flake
Boozman	Crapo	Gardner
Burr	Cruz	Graham
Capito	Daines	Grassley
Cassidy	Donnelly	Hatch
Collins	Enzi	Heitkamp

Heller	McConnell	Sasse
Hoeven	Moran	Scott
Hyde-Smith	Murkowski	Shelby
Inhofe	Paul	Sullivan
Isakson	Perdue	Thune
Johnson	Portman	Tillis
Kennedy	Risch	Toomey
Lankford	Roberts	Wicker
Lee	Rounds	Young
Manchin	Rubio	

NAYS—45

Baldwin	Hassan	Peters
Bennet	Heinrich	Reed
Blumenthal	Hirono	Sanders
Booker	Jones	Schatz
Brown	Kaine	Schumer
Cantwell	King	Shaheen
Cardin	Klobuchar	Smith
Carper	Leahy	Stabenow
Casey	Markey	Tester
Coons	McCaskill	Udall
Cortez Masto	Menendez	Van Hollen
Durbin	Merkley	Warner
Feinstein	Murphy	Warren
Gillibrand	Murray	Whitehouse
Harris	Nelson	Wyden

NOT VOTING—2

Duckworth	McCain
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The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's action.

RECESS

The PRESIDING OFFICER. Under the previous order, the Senate stands in recess until 2:15 p.m.

Thereupon, the Senate, at 12:59 p.m., recessed until 2:15 p.m. and reassembled when called to order by the Presiding Officer (Mr. PORTMAN).

EXECUTIVE CALENDAR

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to the consideration of the following nomination, which the clerk will report.

The senior assistant legislative clerk read the nomination of Mitchell Zais, of South Carolina, to be Deputy Secretary of Education.

The PRESIDING OFFICER. There will now be 10 hours of debate equally divided in the usual form.

The Senator from Washington.

Mrs. MURRAY. Mr. President, I have come to the floor this afternoon to oppose the nomination of GEN Mitchell Zais, who has been nominated to serve as Secretary DeVos's Deputy Secretary at the Department of Education. I am opposing this nomination because those who work at the top of the Department of Education should be committed to its top priority, which is helping educate our next generation of students. They should not be focused on demonizing teachers or public schools or the Federal Government's role in public education, and they should not be promoting their extreme ideological agendas at the expense of our students.

We need a Department of Education with a positive vision for our neighborhood public schools that believes that

everyone has the right to a high-quality public education no matter where they live or how they learn or how much money their parents make. That is what millions of parents and teachers and students stood up for during Secretary DeVos's confirmation hearing.

Despite the public rejection of her extreme ideology and her unprecedented tie-breaking confirmation vote by Vice President PENCE, it is clear Secretary DeVos has led the Department of Education in the opposite direction. She has continued to push her privatization agenda, trying to siphon taxpayer funds away from our public schools. She has ignored key parts of our Nation's K-12 laws, refusing to hold States accountable for the success of our most vulnerable students. She has made it easier for predatory, for-profit companies to take advantage of students, rolling back protections for students and dismantling the unit that investigates claims of fraud and abuse. Time and again, she has failed to protect students' civil rights. She tried to shrink the Office of Civil Rights. She rolled back protections for transgender students. She rescinded guidance for schools on how to investigate claims of campus sexual assault.

With Secretary DeVos's ideological agenda steering this ship, it is clear to me that the Department of Education needs a strong and independent Deputy Secretary of Education to once again start putting students first. Unfortunately, General Zais made it clear that he would be proud to be Secretary DeVos's right-hand man and shares her position on a number of concerning issues. He agrees with Secretary DeVos's extreme privatization agenda to siphon taxpayer funds from our public schools. He largely opposes the Federal role in education and, like Secretary DeVos, seems to lack even an understanding of key issues important to public schools.

As the State superintendent of education, General Zais allowed his partisan ideology to hurt South Carolina students. He refused Federal funding that could have saved teachers' jobs—the only State to do that—and he objected to plans to expand access to universal pre-K, calling 5-year-olds “too young to learn.” That is a particularly shocking comment to those of us who understand the importance of the first 5 years for children's development.

I come to the floor today on behalf of millions of parents and students and teachers who so loudly objected to Secretary DeVos's agenda during her confirmation, and I ask my colleagues to vote against this nomination and not allow another DeVos-like nominee into the Department of Education.

Thank you, Mr. President.

I yield the floor.

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

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

NATIONAL POLICE WEEK

Mr. KING. Mr. President, every morning, across America millions of people get up, get dressed, and go to work. They all have similar experiences. They are getting ready for a new day. They are getting ready for a new set of challenges. They are getting ready to serve their company and the place where they work to the best of their ability.

There is one group of Americans who get up every morning to go to work, and it is a slightly different experience because when those people report for work, they are knowingly and willingly putting their lives on the line. I am referring to our police officers and law enforcement personnel across the country.

I think it is an important distinction. All of us go to work. We all think about it. But stop and think for a moment that when someone puts on that blue uniform or green uniform, or whatever it is, to serve the public, they are taking a risk with their life. They are literally laying their lives on the line for the rest of us.

Fifty-six years ago today, President John F. Kennedy designated May 15 as a law enforcement memorial day, or Peace Officers Memorial Day, and the week in which May 15 falls is designed and set aside by our country ever since to recognize peace officers. I love that term—peace officers. They are here to protect us.

The Constitution in its preamble lays out the basic outlines of our government, and this is one of them: to “insure domestic Tranquility.” What a lovely phrase that is—to “insure domestic Tranquility.” That means, in many cases, law enforcement.

I rise today to recognize law enforcement officials across the country but, also, particularly in my State of Maine. As Governor, I spent 24 hours a day with the State Police. I learned in that job the quality of the people we have serving us, the quality of the people, who often could make more money and have more promotions in another line of work but who had chosen to serve the public and put their lives on the line.

In Washington, there is a memorial to our law enforcement personnel, to our peace officers. On that memorial there are engraved the names of those who have lost their lives in the service of their fellow citizens. Two of those names that will be added this year are from the State of Maine.

One was Chris Gardner. He was only 47 years old. He had worked with the University of Maine Police, and then he worked with the Maine Drug Enforcement Agency. He died November 15, 2016, from complications from a training exercise. He was involved in the Maine Law Enforcement Torch

Run. Many law enforcement people across the country are involved with the Torch Run, which raises money and visibility for the Special Olympics. He is survived by his parents, his brother, his sisters, his stepmother, and by many aunts and uncles. He is also survived by other loved ones. Chris Gardner served his public, served his people, and served his State and community, and he lost his life in that service.

Another loss last year that will be going onto the monument this year is Nathan Desjardins. Nathan was a member of the Fryeburg Police Department. He was only 20 years old. He had just begun his career in law enforcement as a peace officer. He died on his first day of water training, responding to an incident of a capsized canoe. The boat he was on hit an object in the river. He was thrown out. Desjardins and another emergency responder were thrown from the boat. He sustained a head injury and died on June 6, 2017.

Again, he is survived by his parents, his brother, his grandmother, and a large extended family. Both Nathan and Christopher will have their names added to the memorial this week.

They got up, they went to work, they served their public, and they served their citizens and their community. They put their lives on the line, and, in this case, they made the ultimate sacrifice.

A name that will not be added to the memorial this year—the additions are from the prior calendar year, but we had an unbelievably tragic event in Maine barely 3 weeks ago—is that of Eugene P. Cole. He was shot and killed in the line of duty on April 25, 2018. He was born in a little town called Skowhegan, ME. He was raised in that area and was the oldest of five. He graduated from high school and went into the Army. He came back to Maine, worked in a repair shop, and then, in the year 2000, he decided to pursue what was really his calling as a law enforcement officer.

In 2006, at the age of 50, he went to the Maine Criminal Justice Academy, and he became a rural patrol deputy for the Somerset County Sheriff's Office. I used to live right across the street from the Somerset County Sheriff's Office. I remember the sheriff when I was there almost 50 years ago—Francis Henderson. Francis Henderson epitomized law enforcement in Maine and then Somerset County, and his followers as sheriffs have done the same.

Gene Cole was in that mold. He was admired in his community. He was well-known in his community. He was respected. He embodied the values of law enforcement, and he was an inspiration to the officers who served with him.

He is survived by his wife Sheryl of 41 years, four children, several grandchildren, his siblings Tom and Sheryl, his mother, and a large extended family.

His funeral was in Bangor, ME, just a week and a half ago, and 3,600 people

were there. Law enforcement officers from across the Northeast and from across the country were there to pay their respects to one of their fallen comrades.

Eugene Cole was a hero. He wouldn't call himself that. He would be embarrassed to be called that. From my understanding, he was a modest and unassuming man, but he was a hero because every morning he got up to go to work. He put on his uniform, and he put his life on the line for the people of Somerset County, Skowhegan, and Norridgewock and for the people of the State of Maine.

I rise today to pay tribute to Gene Cole, to Chris Gardner, to Nathan Desjardins, and to all of the peace officers, the law enforcement officers—those across our country in our communities—who every day are willing to put their lives on the line for us. Peace Officers Memorial Day—and the week—is a fitting tribute to those brave people across the country who serve us every day and every night around the clock to “insure domestic Tranquility,” in the wonderful phrase of our Founders.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant bill clerk proceeded to call the roll.

Mr. BLUNT. 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. BLUNT. Mr. President, across the country this week and as is evident in the Nation's Capital, people are honoring men and women who serve in law enforcement. If you are visiting the Capitol this week, you will see more law enforcement officers in many different uniforms than you would have expected to see, unless you are already here for law enforcement week.

When the Presiding Officer and I came to the Senate, Senator COONS from Delaware came at the same time. We started the bipartisan Senate Law Enforcement Caucus. It is a privilege for me to speak during law enforcement week as we honor those in law enforcement and to speak on behalf of Senator COONS and myself at a time when we think it is particularly important to recognize what law enforcement officers do.

I want to talk a little bit about the law enforcement officers who lost their lives this year in the line of duty. Too many law enforcement officers around the country have lost their lives or have been fatally injured in the line of duty.

Three law enforcement officers in Missouri were killed in the line of duty in the past year. The Clinton Police Department lost two of those officers—Officers Gary Lee Michael, Jr., and Christopher Ryan Morton.

Miller County Deputy Sheriff Casey Shoemate also lost his life. Deputy