

Kansas, to be Ambassador at Large for International Religious Freedom.

#### 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 nomination of Samuel Dale Brownback, of Kansas, to be Ambassador at Large for International Religious Freedom.

Mitch McConnell, John Boozman, Jerry Moran, Marco Rubio, Deb Fischer, John Barrasso, Richard Burr, Ben Sasse, Richard C. Shelby, Cory Gardner, Mike Crapo, James E. Risch, Shelley Moore Capito, John Hoeven, Dan Sullivan, Rob Portman, John Thune.

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the mandatory quorum calls for the cloture motions be waived.

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

### LEGISLATIVE SESSION

#### MORNING BUSINESS

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

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

#### FISA AMENDMENTS REAUTHORIZATION ACT

Mr. VAN HOLLEN. Mr. President, providing for the security of the American people is one of our greatest responsibilities. I salute the officers and analysts in our intelligence community, who are integral in combating our adversaries and protecting our citizenry. The section 702 Program, authorized by the Foreign Intelligence Surveillance Act, FISA, is an essential tool in our fight against international terrorism.

An equally great responsibility, however, is safeguarding the individual liberties enshrined in our Constitution, and it is this debate—the debate on the balance between national security and privacy protections—that is so fundamental to our Nation's history and our democracy.

The proponents of FISA 702 reform raised a series of concerns about how the program could compromise the private communications of law-abiding American citizens and proposed amendments to address those concerns. I believe the Senate should have had an op-

portunity to debate, consider and vote on those proposals before reauthorizing section 702 for 6 more years.

Unfortunately, the Senate Republican leadership shuttered this critical debate by preventing amendments from consideration. For this reason, I voted against the FISA Amendments Reauthorization Act of 2017.

#### TRIBUTE TO EMILY PATROLIA

Mr. THUNE. Mr. President, today I recognize Ms. Emily Patroliia, a Knauss Sea Grant fellow on the U.S. Senate Committee on Commerce, Science, and Transportation, for all of the hard work she has done for me, my staff, and other members of the committee over the past year. Ms. Patroliia has used her scientific expertise to inform public policy. I would like to extend my sincere thanks and appreciation to Ms. Patroliia for all of the fine work she has done.

Ms. Patroliia has had a significant impact during her time as a fellow. She has worked on several pieces of legislation that have passed the Senate and several others being considered by the Committee on Commerce, Science, and Transportation. Her contributions have helped ensure the proper management of our natural resources and the continued protection and prosperity of our Nation. I would like to extend my sincere thanks and appreciation to Ms. Patroliia and wish her success in the years to come.

#### ADDITIONAL STATEMENTS

##### REMEMBERING SHAWN BRIMLEY

• Mr. MURPHY. Mr. President, I wish to pay tribute to my friend, Shawn Brimley. Earlier this month, Shawn was stolen from this world at the tender age of 40, after being diagnosed with colon cancer in early December. What Shawn Brimley accomplished in 40 years was simply breathtaking, and the story of the life he lived, brimming with passion for his family, his friends, his vocation, and his country, is one that this U.S. Senate should hear.

Shawn was eulogized correctly as one of the leading American national security intellectuals, but he didn't start off as an American. He was born outside of Toronto, Canada, and served for 5 years in the Canadian Army before attending Queen's University in Ontario. After college, he traveled to Tokyo to teach English, and there met the love of his life, Marjorie Clark. They relocated to Washington, where Shawn quickly became one of the founding members of the Center for New American Security, CNAS, a defense and foreign policy think tank that gave rise to many of the top security staffers of the Obama administration.

At CNAS, and then during two stints in the Obama administration, first as a special adviser at the Pentagon and

then as director of strategic planning at the National Security Council, Shawn helped develop the Pentagon's "third-offset strategy," which foresaw a future military conflict with Russia or China that would heavily depend on technology and robotics. Shawn's out-of-the-box focus on the future of military conflicts pushed our national security leadership to innovate and adapt. America is safer for his contributions. Shawn's enthusiasm for this work was driven by a sense that America could be a true force for good and order in the world. His boss at the White House, Derek Chollet, said: "Maybe because he was an immigrant, he really believed in the power of American leadership and America's unique role in the world. There was that idealism about him."

Both in the Obama administration and at CNAS, Shawn was renowned for his mentorship of younger national security professionals. The day after his passing, staffers who had worked under Shawn remarked on social media how Shawn often went out of his way to befriend and guide newer entrants to the field. So many young national security professionals in Washington attended his funeral, a testament to the reach of his influence and generosity during his short 20 years in the field.

But as his wife remarked during her beautiful eulogy, Shawn knew that "work was work." Home, for Shawn, was his center of gravity. This is the setting in which I came to know Shawn over the past few years. Our home in Washington is just a few blocks from the Brimleys in northwest Washington. Our children are schoolmates, and I got to see up close over the past several years how utterly devoted Shawn was to his family and friends. My son regularly reports that his oldest daughter is the nicest, most generous student in his class. His sons are spirited, precocious, and kind-hearted. They were, and are, their father's children.

His generosity extended to his friends. Every weekend, I return to Connecticut, and one night, when I was away, the basement of our Washington house flooded. My wife sent out a text to our neighbors asking for advice, and literally, within minutes, Shawn was knocking on our door. Having dealt with a similar problem at their house, Shawn, constantly the oversharer, was eager to dispense all the knowledge he had gained regarding flood remediation. After an exhaustive consultation, he went home and looked up every part and device he recommended my wife buy and sent her a comprehensive email with the links to the websites where she could get the best deal. I imagine most of Shawn's other friends have similar stories. To his co-workers, his family, and his friends, Shawn was a superman.

In preparing for his 40th birthday, Shawn decided to get in shape. He became a fanatical crossfit enthusiast and, upon his diagnosis, was in arguably the best condition of his life. It is

part of the reason why his death is so unfathomable. A young man who had done everything right—built an amazing family, gave so much to his country, kept himself physically strong—was stolen from us, in an instant. It gives us all cause to take stock of our own lives, knowing that our time on this Earth can be so cruelly fleeting.

What I know about Shawn Brimley is that he lived 80 years of life in half the time. He didn't want to leave this Earth, but as he told his friends in an email sent just days before he passed, he wouldn't have changed a single thing about his life if he could. That is a standard by which we would all be wise to measure ourselves.●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Pate, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations and a withdrawal which were referred to the appropriate committees.

(The messages received today are printed at the end of the Senate proceedings.)

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4102. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Oranges, Grapefruit, Tangerines, and Pummelos Grown in Florida and Imported Grapefruit; Change in Size Requirements for Grapefruit" (Docket No. AMS-SC-17-0063; SC17-905-1 IR) received in the Office of the President of the Senate on January 17, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4103. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Pecans Grown in the States of Alabama, Arkansas, Arizona, California, Florida, Georgia, Kansas, Louisiana, Mississippi, North Carolina, New Mexico, Oklahoma, South Carolina, and Texas; Establishment of Reporting Requirements and New Information Collection" (Docket No. AMS-SC-17-0032, SC17-986-2 FR) received in the Office of the President of the Senate on January 17, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4104. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Hazelnuts Grown in Oregon and Washington; Increased Assessment Rate" (Docket

No. AMS-SC-17-0036; SC17-982-1 FR) received in the Office of the President of the Senate on January 17, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4105. A communication from the Acting Administrator of the Specialty Crops Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Walnuts Grown in California; Decreased Assessment Rate" (Docket No. AMS-SC-17-0035; SC17-984-1 FR) received in the Office of the President of the Senate on January 17, 2018; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4106. A communication from the Senior Official performing the duties of the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report entitled "Fiscal Year 2018 Operational Energy Budget Certification Report"; to the Committees on Armed Services; and Appropriations.

EC-4107. A communication from the Alternate Federal Register Liaison Officer, Office of the Secretary, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "End Use Certificates (EUCs)" (RIN0790-AJ05; DOD-2017-OS-0004) received in the Office of the President of the Senate on January 18, 2018; to the Committee on Armed Services.

EC-4108. A communication from the Director of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act Regulations" (RIN3064-AE58) received in the Office of the President of the Senate on January 17, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-4109. A communication from the Director of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Rules of Practice and Procedure (2018 Adjustment to Civil Money Penalties)" (RIN3064-AE71) received in the Office of the President of the Senate on January 18, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-4110. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Agency Reorganization" (RIN3133-AE81) received in the Office of the President of the Senate on January 18, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-4111. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility (New York: Montgomery County, City of Amsterdam)" ((44 CFR Part 64) (Docket No. FEMA-2017-0002)) received in the Office of the President of the Senate on January 18, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-4112. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility (Louisiana: Beauregard Parish, Unincorporated Areas)" ((44 CFR Part 64) (Docket No. FEMA-2017-0002)) received in the Office of the President of the Senate on January 18, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-4113. A communication from the Secretary of Commerce, transmitting, pursuant to law, the Department of Commerce's "2018 Report on Foreign Policy-Based Export Controls"; to the Committee on Banking, Housing, and Urban Affairs.

EC-4114. A communication from the Chief of the Regulations and Standards Branch,

Bureau of Safety and Environmental Enforcement, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Oil and Gas and Sulphur Operations in the Outer Continental Shelf-Lease Civil Penalty Inflation Adjustment" (RIN1014-AA36) received in the Office of the President of the Senate on January 18, 2018; to the Committee on Energy and Natural Resources.

EC-4115. A communication from the Secretary of the Interior, transmitting, pursuant to law, an annual report related to the Colorado River System Reservoirs for 2018; to the Committee on Energy and Natural Resources.

EC-4116. A communication from the Regulatory Affairs Specialist, Bureau of Ocean Energy Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Oil Spill Financial Responsibility Adjustment of the Limit of Liability for Offshore Facilities" (RIN1010-AD98) received in the Office of the President of the Senate on January 17, 2018; to the Committee on Environment and Public Works.

EC-4117. A communication from the Associate General Counsel for General Law, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the position of Commissioner, U.S. Customs and Border Protection, Department of Homeland Security, received in the Office of the President of the Senate on January 17, 2018; to the Committee on Finance.

EC-4118. A communication from the Associate General Counsel for General Law, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the position of Commissioner, U.S. Customs and Border Protection, Department of Homeland Security, received in the Office of the President of the Senate on January 18, 2018; to the Committee on Finance.

EC-4119. A communication from the Executive Analyst (Political), Department of Health and Human Services, transmitting, pursuant to law, six (6) reports relative to vacancies in the Department of Health and Human Services, received in the Office of the President of the Senate on January 18, 2018; to the Committee on Finance.

EC-4120. A communication from the Assistant Secretary of State, Bureau of Legislative Affairs, transmitting, pursuant to law, a report relative to the interdiction of aircraft engaged in illicit drug trafficking; to the Committee on Foreign Relations.

EC-4121. A communication from the Acting Assistant Secretary for Legislation, Department of Health and Human Services, transmitting, pursuant to law, a report entitled "Delays in Approvals of Applications Related to Citizen Petitions and Petitions for Stay of Agency Action for Fiscal Year 2016"; to the Committee on Health, Education, Labor, and Pensions.

EC-4122. A communication from the Deputy Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "18-Month Extension of Transition Period and Delay of Applicability Dates; Best Interest Contract Exemption (PTE 2016-01); Class Exemption for Principal Transactions in Certain Assets Between Investment Advice Fiduciaries and Employee Benefit Plans and IRAs (PTE 2016-02); Prohibited Transaction Exemption 84-24 for Certain Transactions Involving Insurance Agents and Brokers, Pension Consultants, Insurance Companies, and Investment Company Principal Underwriters (PTE 84-24); Correction" (ZRN1210-ZA27) received in the Office of the President of the Senate on January 17, 2018; to the Committee on Health, Education, Labor, and Pensions.