

That is a sentiment I hope will long outlast the memorials, the tributes, and the observances this week.

I also propose that we recognize Senator McCain's legacy by renaming the Russell Senate Office Building in his honor. For three decades, Senator McCain was a fixture in those marble halls, an institution of the Senate. It is only fitting that his name should adorn a physical institution of the Senate, particularly one that housed the Armed Services Committee. What better way to encourage future Senators, their staffs, reporters, and average Americans to study his noble but imperfect example.

Today I will be circulating a letter with Senator FLAKE, asking all of our colleagues if they will be willing to join us in a resolution to officially rename the Russell Building the McCain Building. I hope that many, if not most or all, will join because Senator McCain was a dear friend to all of us and a great American, a great Senator, a great man. Let his name be an example to future generations, as his service and character were to every one of us.

NOMINATION OF BRETT KAVANAUGH

Mr. SCHUMER. Madam President, on another matter, next week the Senate Judiciary Committee will begin hearings on President Trump's nomination to the Supreme Court, Judge Brett Kavanaugh. For Senators both on and off the committee to do their constitutional duty, to advise and consent on his nomination, they must have time to review the nominee's record.

Unfortunately, Chairman GRASSLEY has so far frustrated our effort to get full access to the judge's records.

First, he requested only 10 to 15 percent of Kavanaugh's White House record, unilaterally declaring the bulk of his time in the White House irrelevant.

As the National Archives works through that request, the Judiciary Committee has been accepting documents from a lawyer hired by the Bush Library to prescreen documents. That lawyer, Mr. Burck, who counts Steve Bannon, Reince Priebus, and White House Counsel Don McGahn among his clients, has provided only 6 percent—6 percent—of Kavanaugh's White House record to the Judiciary Committee, recently declaring some documents personal rather than Presidential records, a determination we have been given no basis for.

Judiciary Republicans went even further in their efforts to conceal Judge Kavanaugh's record by labeling another small portion of those documents committee confidential. So of the 6 percent, close to one-third cannot be seen by anyone but members of the Judiciary Committee, and they can't talk about it to others. That is 4 percent of Kavanaugh's record being made public, and there are no guidelines, no rules, as to which 4 percent is being made

public and which 96 percent is being withheld. Obviously, one might think the lawyer, who is clearly totally hooked into the Republican appointment of Kavanaugh mechanism, would not allow things that might be controversial, that might put Kavanaugh in not such a good light. Yet there is not even a standard as to which documents are made public and which are kept confidential.

Does that sound fair to the Senate? Does that sound fair to the American people who have a right to read and understand who this potential future Supreme Court Justice may be?

The burden of proof should not be on disclosure of documents. We believe in disclosure. We are an open place. Senator GRASSLEY has made disclosure of things throughout the executive branch a hallmark of his career. Yet now they make the burden of proof on those who want to disclose, and the presumption is documents will not be disclosed. It is so wrong.

Any fairminded observer would be hard pressed to say that the review of Judge Kavanaugh's record has been transparent, open, and fair. It has not been.

The Supreme Court Justice, the next one, will have immense influence over the lives of Americans for generations on issues ranging from women's reproductive rights to healthcare, protections for preexisting conditions, civil rights, labor rights, environmental rights, LGBTQ rights, and so much more. The next Supreme Court Justice may very well make crucial decisions about the limits of Executive power and accountability, something that hangs in the balance right now with all of President Trump's actions.

We know already that Judge Kavanaugh has some deeply troubling views on these issues, both because of his writings and because he was selected by a President who explicitly promised to pick pro-life judges and judges hostile to our Nation's healthcare law.

So, in order to get a complete picture of Judge Kavanaugh's views on these crucial issues, his record should be made public. There may be some highly relevant information on issues like *Roe v. Wade*, campaign finance, affirmative action, and more, contained within the documents Chairman GRASSLEY has labeled "committee confidential."

Again, there is very relevant and significant information, even in the committee confidential documents, about *Roe*, campaign finance, affirmative action, and more. They should be made public, and Senator GRASSLEY can do it with a flick of his pen. I would appeal to him as a man, again, who has stood for disclosure and openness, who has probed and gotten angry at executive branch members of both parties for withholding information. Now, of course, we have this 180-degree turn. It is not like the best of Chairman GRASSLEY, and I hope he will change his mind.

Certainly, there is an offer to allow Senators to view these documents, but they ought to be released to the public. We don't have secret proceedings when we choose a Supreme Court Justice. It is not the Senate going into the Old Chamber and debating among themselves. These documents should be made public. The Senate should not be in the practice of shrouding the eyes of the public from the crucial business of learning what a Supreme Court nominee will be like.

I yield the floor.

CONCLUSION OF MORNING BUSINESS

The PRESIDING OFFICER. Morning business is closed.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

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

The senior assistant legislative clerk read the nomination of Lynn A. Johnson, of Colorado, to be Assistant Secretary for Family Support, Department of Health and Human Services.

The PRESIDING OFFICER. Under the previous order, all time has expired.

The question is, Will the Senate advise and consent to the Johnson nomination?

Mr. WHITEHOUSE. Madam President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The PRESIDING OFFICER. The clerk will call the roll.

The senior assistant legislative clerk called the roll.

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

The result was announced—yeas 67, nays 28, as follows:

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Texas (Mr. CRUZ), the Senator from South Carolina (Mr. GRAHAM), and the Senator from Alaska (Ms. MURKOWSKI).

Mr. DURBIN. I announce that the Senator from Vermont (Mr. LEAHY) is necessarily absent.

[Rollcall Vote No. 195 Ex.]

YEAS—67

Alexander	Collins	Gardner
Baldwin	Corker	Grassley
Barrasso	Cornyn	Hassan
Bennet	Cotton	Hatch
Blunt	Crapo	Heitkamp
Boozman	Daines	Heller
Burr	Donnelly	Hirono
Cantwell	Enzi	Hoeven
Capito	Ernst	Hyde-Smith
Casey	Fischer	Inhofe
Cassidy	Flake	Isakson

Johnson	Murray	Shaheen
Jones	Nelson	Shelby
Kaine	Paul	Sullivan
Kennedy	Perdue	Tester
King	Portman	Thune
Lankford	Risch	Tillis
Lee	Roberts	Toomey
Manchin	Rounds	Wicker
McCaskill	Rubio	Wyden
McConnell	Sasse	Young
Moran	Schumer	
Murphy	Scott	

NAYS—28

Blumenthal	Gillibrand	Schatz
Booker	Harris	Smith
Brown	Heinrich	Stabenow
Cardin	Klobuchar	Udall
Carper	Markey	Van Hollen
Coons	Menendez	Warner
Cortez Masto	Merkley	Warren
Duckworth	Peters	Whitehouse
Durbin	Reed	
Feinstein	Sanders	

NOT VOTING—4

Cruz	Leahy
Graham	Murkowski

The nomination was confirmed. The PRESIDING OFFICER. The majority whip.

Mr. CORNYN. Mr. President, I ask unanimous consent that the motion to reconsider be considered made and laid upon the table and that the President be immediately notified of the Senate's action with respect to the Johnson nomination. I further ask consent that the mandatory quorum call be waived.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

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 Richard Clarida, of Connecticut, to be Vice Chairman of the Board of Governors of the Federal Reserve System for a term of four years.

Mitch McConnell, Richard C. Shelby, Cory Gardner, John Boozman, Johnny Isakson, John Thune, John Cornyn, Pat Roberts, Ron Johnson, James M. Inhofe, Chuck Grassley, Lamar Alexander, Richard Burr, Lisa Murkowski, Michael B. Enzi, Roy Blunt, Bob Corker.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Richard Clarida, of Connecticut, to be Vice Chairman of the Board of Governors of the Federal Reserve System, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Texas (Mr. CRUZ), the Senator from South Carolina (Mr. GRAHAM),

and the Senator from Alaska (Ms. MURKOWSKI).

Mr. DURBIN. I announce that the Senator from Vermont (Mr. LEAHY) is necessarily absent.

The yeas and nays resulted—yeas 69, nays 26, as follows:

[Rollcall Vote No. 196 Ex.]

YEAS—69

Alexander	Flake	Nelson
Barrasso	Gardner	Perdue
Bennet	Grassley	Peters
Blumenthal	Hassan	Portman
Blunt	Hatch	Reed
Boozman	Heitkamp	Risch
Burr	Heller	Roberts
Capito	Hoeven	Rounds
Cardin	Hyde-Smith	Rubio
Carper	Inhofe	Sasse
Casey	Isakson	Scott
Cassidy	Johnson	Shaheen
Collins	Jones	Shelby
Coons	Kaine	Smith
Corker	Kennedy	Sullivan
Cornyn	Klobuchar	Tester
Cotton	Lankford	Thune
Crapo	Lee	Tillis
Daines	Manchin	Toomey
Donnelly	McCaskill	Van Hollen
Enzi	McConnell	Warner
Ernst	Moran	Wicker
Fischer	Murphy	Young

NAYS—26

Baldwin	Harris	Sanders
Booker	Heinrich	Schatz
Brown	Hirono	Schumer
Cantwell	King	Stabenow
Cortez Masto	Markey	Udall
Duckworth	Menendez	Warren
Durbin	Merkley	Whitehouse
Feinstein	Murray	Wyden
Gillibrand	Paul	

NOT VOTING—4

Cruz	Leahy
Graham	Murkowski

The PRESIDING OFFICER. The yeas are 69, the nays are 26.

The motion is agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Richard Clarida, of Connecticut, to be Vice Chairman of the Board of Governors of the Federal Reserve System for a term of four years.

The PRESIDING OFFICER. The majority whip.

REMEMBERING JOHN MCCAIN

Mr. CORNYN. Mr. President, we have been hit with some hard news in recent days. The toughest of all, perhaps, was losing our friend and colleague John McCain this past weekend. He was a man who loved his country and was beloved in return.

One of the things I appreciate the most about our friend Senator McCain is he truly believed in all his heart, in all his being, in all his soul, in American exceptionalism and that America had to lead in the world because in the absence of American leadership, that void would be destabilizing and even dangerous.

We know that John cast a long shadow in Congress over the last four decades of American politics, and we will continue to honor and remember him this week and into the future. But tears and sentimentality are not what

he would want from us. Today, instead, we should try to remain a little more grateful than we otherwise would be. We should be grateful for his example. We should be grateful for his daring skill as a pilot and lieutenant commander in the U.S. Navy. We should be grateful for his tenacity and resolve as a prisoner of war in Vietnam—a prisoner subject to unbelievable cruelty and torture but one who endured all of these unspeakable torments and one who was quick to remind us of what that was endured for; that is, our freedom. I think he was one of liberty's best ambassadors.

We should remain grateful for our friend John McCain's willingness and ability to serve his State of Arizona for so many years and to serve our great country, by running for public office, for radiating such a sense of purpose, such a sense of moral seriousness each time, even during tough, grueling political races. And they didn't always turn out the way he would have liked. We should learn from the dignity and honor that he displayed even in defeat after his Presidential campaigns did not work out in his favor.

Like all of us, he was an imperfect man. Let's just say he was a work in progress, as we all are. He won many political battles, and he lost a few along the way, but he always responded admirably. After slipping with some run-in with adversity, he got back up, dusted himself off, and tried harder the next time.

We should also be grateful for Senator McCain's dedication to our Nation's Armed Forces throughout his political career, including as chairman of the Armed Services Committee, where I served with him for a number of years. We should cherish his friendship. We should remember that at the end of the day, the Senator many called a maverick had a gruff, sometimes intimidating exterior, but he also was a compassionate man and one who displayed not only tremendous loyalty to friends but a tremendous love for his family, who are now grieving.

As our Nation mourns the loss of John McCain and as my colleagues and I are all too aware of his absence here today, we are all challenged to be stronger patriots and better citizens. That is what he would want from us.

As Senator McCain told cadets during a 1993 commencement address at the U.S. Naval Academy, "My time is slipping by. Yours is fast approaching. You will know where your duty lies." Our duty now lies in continuing the difficult, courageous work Senator McCain devoted his life to, and it is not a burden that we take lightly. We do so gladly, and we mourn for those for whom the last few days have been most difficult.

As we express our condolences to Senator McCain's mother, his seven children and five grandchildren, and, of course, his wife Cindy and the entire McCain family, we want them to know that we continue to think of them. We