

Mitch McConnell, Roy Blunt, John Barrasso, Pat Roberts, Mike Crapo, John Cornyn, John Thune, Kevin Cramer, Roger F. Wicker, John Boozman, John Hoeven, Thom Tillis, Johnny Isakson, Tim Scott, Mike Braun, Richard Burr, Lindsey Graham.

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 Allen Cothrel Winsor, of Florida, to be United States District Judge for the Northern District of Florida, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from New York (Mrs. GILLIBRAND), the Senator from California (Ms. HARRIS), the Senator from Hawaii (Ms. HIRONO), and the Senator from Oregon (Mr. WYDEN) are necessarily absent.

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

The yeas and nays resulted—yeas 54, nays 42, as follows:

[Rollcall Vote No. 169 Ex.]

#### YEAS—54

Alexander	Fischer	Paul
Barrasso	Gardner	Perdue
Blackburn	Graham	Portman
Blunt	Grassley	Risch
Boozman	Hawley	Roberts
Braun	Hoeven	Romney
Burr	Hyde-Smith	Rounds
Capito	Inhofe	Rubio
Cassidy	Isakson	Sasse
Collins	Johnson	Scott (FL)
Cornyn	Kennedy	Scott (SC)
Cotton	Lankford	Shelby
Cramer	Lee	Sullivan
Crapo	Manchin	Thune
Cruz	McConnell	Tillis
Daines	McSally	Toomey
Enzi	Moran	Wicker
Ernst	Murkowski	Young

#### NAYS—42

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

#### NOT VOTING—4

Gillibrand	Hirono
Harris	Wyden

The PRESIDING OFFICER. On this vote, the yeas are 54, the nays are 42.

The motion is agreed to.

#### 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 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 James David Cain, Jr., of Louisiana, to be United States District Judge for the Western District of Louisiana.

Mitch McConnell, Roy Blunt, John Barrasso, Pat Roberts, Mike Crapo, John Cornyn, John Thune, Kevin Cramer, Roger F. Wicker, John Boozman, John Hoeven, Thom Tillis, Johnny Isakson, Tim Scott, Mike Braun, Richard Burr, Lindsey Graham.

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 James David Cain, Jr., of Louisiana, to be U.S. District Judge for the Western District of Louisiana 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. DURBIN. I announce that the Senator from New York (Mrs. GILLIBRAND), the Senator from California (Ms. HARRIS), the Senator from Hawaii (Ms. HIRONO), and the Senator from Oregon (Mr. WYDEN) are necessarily absent.

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

The yeas and nays resulted—yeas 76, nays 20, as follows:

[Rollcall Vote No. 170 Ex.]

#### YEAS—76

Alexander	Gardner	Portman
Barrasso	Graham	Reed
Bennet	Grassley	Risch
Blackburn	Hassan	Roberts
Blunt	Hawley	Romney
Boozman	Heinrich	Rosen
Braun	Hoeven	Rounds
Burr	Hyde-Smith	Rubio
Capito	Inhofe	Sasse
Cardin	Isakson	Scott (FL)
Carper	Johnson	Scott (SC)
Cassidy	Jones	Shaheen
Collins	Kaine	Shelby
Cornyn	Kennedy	Sinema
Cortez Masto	King	Sullivan
Cotton	Lankford	Tester
Cramer	Leahy	Thune
Crapo	Lee	Tillis
Cruz	Manchin	Toomey
Daines	McConnell	Udall
Durbin	McSally	Warner
Enzi	Moran	Whitehouse
Ernst	Murkowski	Wicker
Feinstein	Murphy	Young
Fischer	Paul	
	Perdue	

#### NAYS—20

Baldwin	Klobuchar	Schatz
Blumenthal	Markey	Schumer
Booker	Menendez	Smith
Brown	Merkley	Stabenow
Cantwell	Murray	Van Hollen
Casey	Peters	Warren
Duckworth	Sanders	

#### NOT VOTING—4

Gillibrand	Hirono
Harris	Wyden

The PRESIDING OFFICER. On this vote, the yeas are 76, and the nays are 20.

The motion is agreed to.

#### 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 bill 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 Greg Gerard Guidry, of Louisiana, to be United States District Judge for the Eastern District of Louisiana.

Mitch McConnell, John Cornyn, Mike Crapo, Mike Rounds, David Perdue, John Thune, Roy Blunt, Thom Tillis, Roger F. Wicker, Johnny Isakson, John Boozman, Marco Rubio, Kevin Cramer, Mike Braun, James E. Risch, Pat Roberts, Bill Cassidy.

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 Greg Gerard Guidry, of Louisiana, to be United States District Judge for the Eastern District of Louisiana, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The bill clerk called the roll.

Mr. DURBIN. I announce that the Senator from New York (Mrs. GILLIBRAND), the Senator from California (Ms. HARRIS), the Senator from Hawaii (Ms. HIRONO), and the Senator from Oregon (Mr. WYDEN) are necessarily absent.

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

The yeas and nays resulted—yeas 53, nays 43, as follows:

[Rollcall Vote No. 171 Ex.]

#### YEAS—53

Alexander	Fischer	Perdue
Barrasso	Gardner	Portman
Blackburn	Graham	Risch
Blunt	Grassley	Roberts
Boozman	Hawley	Romney
Braun	Hoeven	Rounds
Burr	Hyde-Smith	Rubio
Capito	Inhofe	Sasse
Cassidy	Isakson	Scott (FL)
Collins	Johnson	Scott (SC)
Cornyn	Kennedy	Shelby
Cotton	Lankford	Sullivan
Cramer	Lee	Thune
Crapo	McConnell	Tillis
Cruz	McSally	Toomey
Daines	Moran	Wicker
Enzi	Murkowski	Young
Ernst	Paul	

#### NAYS—43

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

#### NOT VOTING—4

Gillibrand	Hirono
Harris	Wyden

The PRESIDING OFFICER. On this vote, the yeas are 53, the nays are 43.

The motion is agreed to.

## EXECUTIVE CALENDAR

The clerk will report the nomination.

The legislative clerk read the nomination of Greg Gerard Guidry, of Louisiana, to be United States District Judge for the Eastern District of Louisiana.

The PRESIDING OFFICER. The Senator from Texas.

## BORDER SECURITY

Mr. CORNYN. Mr. President, it doesn't matter whether you are watching FOX News or reading the editorial page of the New York Times, the media—indeed the Nation—is in broad agreement that there is a crisis on our southern border, and the responsibility lies squarely with Congress to fix it.

Month after month, the number of people crossing our border has ticked up and up and up, and the only people who seem unfazed by these mind-boggling numbers—144,000 last month alone—are House Democrats.

Despite continued pleading from officials at the Department of Homeland Security, the Department of Health and Human Services, and some of our Democratic friends in the House, the leadership in the House of Representatives is still trying to absolve themselves of any responsibility to act. Well, it is getting harder and harder for them to ignore this crisis that continues to get worse on our border. The recordbreaking number of migrants who cross our border make a difficult and dangerous journey to get here. They travel in the company of human smugglers, appropriately known by most as coyotes. These criminal entrepreneurs do not view the migrants in their custody as human beings. They view them as cargo. It is really their meal ticket.

Coyotes get their customers to the United States, but a safe journey is not part of the deal. Migrants, especially children, often arrive at our border in poor health, suffering from dehydration, exposure, any one of a number of infectious diseases, and, unfortunately, sadly, many are left for dead by their smugglers.

Last week, Border Patrol found a young girl believed to be about 7 years old from India, dead and alone along the border in Arizona. The area where she was found is a rugged desert, and the temperature that day was 108 degrees.

Stories like this are heartbreaking and more common than many want to believe. Those who survive the torturous journey from Central America up through Mexico and into the United States often arrive in critical health. The national Border Patrol Council vice president, Jon Anfinson, has been an agent for 12 years and is based in Del Rio, TX. He said the number of people in custody and the high rate of illnesses is “unprecedented.”

He has seen cases of scabies, chickenpox, mumps, measles, flu, body lice, and countless common colds. Overcrowded facilities make these illnesses

spread like wildfire, and even the Border Patrol agents and people offering assistance to these migrants are getting sick too. That is because Congress has not appropriated the money for the facilities, funding, and for the personnel to manage these record-breaking numbers. They are obviously in dire need of our assistance.

Last month, the administration requested \$4.5 billion for the Department of Homeland Security, Health and Human Services, the Department of Defense, and the Department of Justice to address this growing crisis.

Two weeks after this request, the situation had grown so much worse than expected that the Secretary of Health and Human Services notified Congress that the Department would soon be running out of funding and that another \$1.4 billion could be needed for humanitarian assistance alone. That brings the total to almost \$6 billion. Since the funding request was submitted, more than 144,000 individuals have illegally crossed our border, adding to the growing weight these folks are feeling.

Without providing the necessary funding, we are sending these dedicated law enforcement officials out on a losing mission. We are asking them to carry the weight of hundreds of thousands of migrants without giving them the tools they need to do so.

Enough is enough. It is high time Congress steps up and come to an agreement to get much needed and long overdue funding to the men and women struggling to manage this humanitarian crisis not of their making. This critical funding is needed along the entire southern border but particularly in the Rio Grande Valley and El Paso sectors, which have been disproportionately affected by the dramatic increase in crossings.

For months, communities in Texas have requested help in feeding, transporting, and sheltering these migrants. They have gone above and beyond the call of duty, diverting millions of dollars in local taxpayer funds that are traditionally intended for things like clean water and power for their own residents.

Today I am sending a letter to the Appropriations Committee and asking them to include assistance to these communities. The Appropriations Committee is holding a markup tomorrow, and I hope they can come to an agreement to provide the Departments, Agencies, and local communities in Texas struggling to manage this crisis with the resources they need to be successful. To borrow a saying from Border Patrol Chief Carla Provost, the current situation is akin to holding a bucket under a faucet. It doesn't matter how many buckets you have if you can't turn the water off. The emergency funding is a bucket, and hopefully it will be a sufficient bucket, but we still have to get to the source of the problem.

Last week, Acting Secretary of Homeland Security Kevin McAleenan

testified before the Judiciary Committee and said: “I want to make clear that this crisis is unlike anything we've ever seen at our border and it, in large part, is due to the gaps in our immigration laws that are driving it, causing a dramatic demographic shift in the flow of illegal immigration into the United States that is placing children at unique and critical risk.”

Of the more than 144,000 people who illegally crossed the border in May, 69 percent were either unaccompanied children or families. The number of unaccompanied children apprehended last month is larger than any monthly total from the surge in 2014, back when President Obama called it “a humanitarian and security crisis.” It is an understatement to say we lack the resources to properly care for these children.

In addition to providing more resources and better care, we need to get to the “why” of these rising numbers. I have no doubt this surge in humanity is being driven by the pull factors in the immigration system, most notably the Flores settlement agreement. By “pull factors,” I mean the thing that attracts the migrants to attempt to make this dangerous journey from their homes into the United States.

The Flores settlement agreement is one of them. In the beginning, the Flores settlement agreement provided additional standards of care for children, including a limit on the time they could remain in DHS custody, but a subsequent, flawed court ruling expanded this agreement, in effect applying it to families as well. That essentially turned children into a “get out of jail free” card for migrants, something which is now openly advertised by the coyotes in Central America.

In other words, the coyotes—the smugglers who earn money off of each person they bring into the United States—are letting these people know that if you just come as a child or if you come as a family, you are going to be able to make it successfully into the United States, and it is a money-making proposition, obviously, for them.

A recent Washington Post article quoted a man as saying the following:

That is the thing that everyone knows now. If you go, you need to bring a child.

This has gotten so bad that Acting Secretary McAleenan said the Border Patrol is now running DNA tests and is discovering significant numbers of adults who are claiming a biological connection to a child that is not theirs. This is the ultimate “get out of jail free” card: Bring a child—anybody's child.

This loophole has turned into a major pull factor, and single adults are using it to their advantage. Rather than arriving at the border alone, they are bringing kids with them so they can pose as a family unit and be released in 20 days. These aren't all legitimate families, as I said. It is no exaggeration to say that children are literally being kidnapped to serve as a