

The motion was agreed to.

The ACTING PRESIDENT pro tempore. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Diane Gujarati, of New York, to be United States District Judge for the Eastern District of New York.

#### CLOTURE MOTION

Mr. McCONNELL. Mr. President, I send a cloture motion to the desk.

The ACTING PRESIDENT pro tempore. 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 Diane Gujarati, of New York, to be United States District Judge for the Eastern District of New York.

Mitch McConnell, Mike Crapo, Thom Tillis, Mike Rounds, John Hoeven, Roger F. Wicker, Pat Roberts, John Thune, Cindy Hyde-Smith, John Boozman, Tom Cotton, Chuck Grassley, Kevin Cramer, Steve Daines, Todd Young, John Cornyn, Roy Blunt.

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

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

#### EXECUTIVE CALENDAR

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of the following nomination: Executive Calendar No. 819.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The clerk will report the nomination. The senior assistant legislative clerk read the nomination of Michael N. Nemelka, of Utah, 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 nomination.

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate vote on the nomination with no intervening action or debate; that if confirmed, the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

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

The nomination was confirmed.

#### EXECUTIVE CALENDAR

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Sen-

ate proceed to the consideration of the following nomination: Executive Calendar No. 704.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The clerk will report the nomination. The senior assistant legislative clerk read the nomination of Richard Giacalone, of Virginia, to be Federal Mediation and Conciliation Director.

Thereupon, the Senate proceeded to consider the nomination.

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate vote on the nomination with no intervening action or debate; that if confirmed, the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

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

The nomination was confirmed.

#### EXECUTIVE CALENDAR

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the en bloc consideration of the following nominations: Executive Calendar Nos. 817 and 818.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The clerk will report the nominations en bloc.

The senior assistant legislative clerk read the nominations of Alina I. Marshall, of Virginia, to be a Judge of the United States Tax Court for a term of fifteen years; and Christian N. Weiler, of Louisiana, to be a Judge of the United States Tax Court for a term of fifteen years.

There being no objection, 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 and the President be immediately notified of the Senate's action.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The question is, Will the Senate advise and consent to the Marshall and Weiler nominations en bloc?

The nominations were confirmed en bloc.

#### 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 ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Ridgway, 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.)

#### MEASURES READ THE FIRST TIME

The following bills were read the first time:

H.R. 3. An act to establish a fair price negotiation program, protect the Medicare program from excessive price increases, and establish an out-of-pocket maximum for Medicare part D enrollees, and for other purposes.

H.R. 51. An act to provide for the admission of the State of Washington, D.C. into the Union.

H.R. 1425. An act to amend the Patient Protection and Affordable Care Act to provide for a Improve Health Insurance Affordability Fund to provide for certain reinsurance payments to lower premiums in the individual health insurance market.

#### 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-5278. A communication from the Deputy Assistant Secretary of Legislative Affairs, Department of the Treasury, transmitting, pursuant to law, a report to Congress from the Chairman of the National Advisory Council on International Monetary and Financial Policies; to the Committees on Appropriations; and Foreign Relations.

EC-5279. A communication from the President of the United States, transmitting, pursuant to law, a report relative to the issuance of an Executive Order that takes additional steps to address the threat posed by mobile applications, in particular the mobile application TikTok, with respect to the national emergency declared in Executive Order 13873 of May 15, 2019; to the Committee on Banking, Housing, and Urban Affairs.

EC-5280. A communication from the President of the United States, transmitting, pursuant to law, a report relative to the issuance of an Executive Order that takes additional steps to address the threat posed by mobile applications, in particular the mobile application WeChat, with respect to the national emergency declared in Executive Order 13873 of May 15, 2019; to the Committee on Banking, Housing, and Urban Affairs.

EC-5281. A communication from the Chairman and President of the Export-Import

Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Canada and Singapore; to the Committee on Banking, Housing, and Urban Affairs.

EC-5282. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Canada, Mexico, and Saudi Arabia; to the Committee on Banking, Housing, and Urban Affairs.

EC-5283. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the six-month periodic report on the national emergency with respect to the threat of foreign interference in or undermining public confidence in United States elections that was declared in Executive Order 13848 of September 12, 2018; to the Committee on Banking, Housing, and Urban Affairs.

EC-5284. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Regulatory Guide (RG) 1.187 (Rev 2), Guidance for Implementation of 10 CFR 50.59, 'Changes, Tests, and Experiments'" received in the Office of the President of the Senate on August 10, 2020; to the Committee on Environment and Public Works.

EC-5285. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Indexing Adjustments for Certain Provisions Under Section 36B of the Internal Revenue Code" (Rev. Proc. 2020-36) received in the Office of the President of the Senate on August 11, 2020; to the Committee on Finance.

EC-5286. A communication from the Acting Director, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Paid Parental Leave" (RIN3206-AN96) received in the Office of the President of the Senate on August 12, 2020; to the Committee on Homeland Security and Governmental Affairs.

EC-5287. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Robert D. McMurry, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-5288. A communication from the Counsel for Legislation and Regulations, Office of Fair Housing and Equal Opportunity, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Preserving Community and Neighborhood Choice" (RIN2501-AD95) received in the Office of the President of the Senate on August 13, 2020; to the Committee on Banking, Housing, and Urban Affairs.

EC-5289. A communication from the Senior Legal Advisor for Regulatory Affairs, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Definition of 'Principal Place of Business'; Filing Fees for Notices of Certain Investments in the United States by Foreign Persons Involving Real Estate in the United States" (RIN1505-AC65) received in the Office of the President of the Senate on August 13, 2020; to the Committee on Banking, Housing, and Urban Affairs.

EC-5290. A communication from the Director of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Final Rule—Prohibitions and Restrictions on Proprietary Trading and Certain Interests in, and Relationships with, Hedge Funds and Private Equity Funds" (RIN3064-AF17) re-

ceived in the Office of the President of the Senate on August 13, 2020; to the Committee on Banking, Housing, and Urban Affairs.

EC-5291. A communication from the Executive Director, Federal Retirement Thrift Investment Board, transmitting, pursuant to law, the report of a rule entitled "Automatic Enrollment Program" received in the Office of the President of the Senate on August 13, 2020; to the Committee on Homeland Security and Governmental Affairs.

## REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. WICKER, from the Committee on Commerce, Science, and Transportation, without amendment:

S. 10. A bill to require the Inter-Agency Task Force on Harmful Algal Blooms and Hypoxia to develop a plan for reducing, mitigating, and controlling harmful algal blooms and hypoxia in South Florida, and for other purposes (Rept. No. 116-257).

By Mr. WICKER, from the Committee on Commerce, Science, and Transportation, with an amendment in the nature of a substitute:

S. 2453. A bill to assist in the conservation of the North Atlantic right whale by supporting and providing financial resources for North Atlantic right whale conservation programs and projects of persons with expertise required for the conservation of North Atlantic right whales, and for other purposes (Rept. No. 116-258).

By Mr. WICKER, from the Committee on Commerce, Science, and Transportation, without amendment:

S. 2782. A bill to improve provisions of law relating to sexual harassment and assault prevention at the National Oceanic and Atmospheric Administration, and for other purposes (Rept. No. 116-259).

By Mr. WICKER, from the Committee on Commerce, Science, and Transportation:

Report to accompany S. 2909, a bill to extend the authority of the National Aeronautics and Space Administration to enter into leases of non-excess property of the Administration (Rept. No. 116-260).

## INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. PETERS (for himself and Mr. CARPER):

S. 4527. A bill to maintain prompt and reliable postal services during the COVID-19 health emergency, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MENENDEZ:

S. 4528. A bill to strengthen the United States' ties with Latin American and Caribbean countries through diplomatic, economic, and security cooperation, to counter efforts by the People's Republic of China to undermine United States' interests and values in the Americas, and to promote economic development and competitiveness in the Latin America and Caribbean region; to the Committee on Foreign Relations.

By Mr. HEINRICH:

S. 4529. A bill to improve access by Indian Tribes to support from the Schools and Libraries Universal Service Support program (E-rate) of the Federal Communications Commission, and for other purposes; to the Committee on Indian Affairs.

By Mrs. FEINSTEIN (for herself and Ms. HARRIS):

S. 4530. A bill to establish a Snow Water Supply Forecasting Program within the Department of the Interior, and for other purposes; to the Committee on Energy and Natural Resources.

## SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. CORNYN (for himself and Mr. WARNER):

S. Res. 680. A resolution condemning the People's Republic of China's use of military aggression to change the status quo at the Line of Actual Control between India and China; to the Committee on Foreign Relations.

By Ms. CORTEZ MASTO:

S. Res. 681. A resolution recognizing the Chinese railroad workers who worked on the Transcontinental Railroad from 1865 to 1869 and the important contributions of those railroad workers to the growth of the United States; to the Committee on the Judiciary.

By Mr. MENENDEZ (for himself, Mr. RISCH, Mrs. SHAHEEN, Mr. RUBIO, Mr. WARNER, Mr. ROMNEY, Mr. MURPHY, and Mr. PORTMAN):

S. Res. 682. A resolution recognizing the devastating explosion that rocked the Port of Beirut on August 4, 2020, and expressing solidarity with the Lebanese people; to the Committee on Foreign Relations.

By Mr. VAN HOLLEN (for himself, Mr. MERKLEY, Mr. CARDIN, Ms. CANTWELL, Mr. WYDEN, Mr. BOOKER, and Mr. MARKEY):

S. Res. 683. A resolution designating the first week of August 2020 as "World Breastfeeding Week", and designating August 2020 as "National Breastfeeding Month"; to the Committee on the Judiciary.

By Ms. MCSALLY (for herself and Mrs. BLACKBURN):

S. Con. Res. 43. A concurrent resolution expressing the sense of Congress that the President should do everything in his power to achieve resolution and repayment of the defaulted sovereign debt of the People's Republic of China held by 20,000 families in the United States represented by the American Bondholders Foundation, LLC; to the Committee on Foreign Relations.

## ADDITIONAL COSPONSORS

S. 145

At the request of Mr. SCOTT of South Carolina, the name of the Senator from Georgia (Mrs. LOEFFLER) was added as a cosponsor of S. 145, a bill to expand opportunity through greater choice in education, and for other purposes.

S. 393

At the request of Mr. MURPHY, the name of the Senator from Nevada (Ms. ROSEN) was added as a cosponsor of S. 393, a bill to amend title 28, United States Code, to provide for a code of conduct for justices and judges of the courts of the United States.

S. 593

At the request of Mrs. SHAHEEN, her name was added as a cosponsor of S. 593, a bill to amend the Religious Freedom Restoration Act of 1993 to protect civil rights and otherwise prevent