

VOTE ON AMENDMENT NO. 4868

The PRESIDING OFFICER. The question is on agreeing to the amendment.

Mr. MARSHALL. 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 bill clerk called the roll.

Mr. BARRASSO. The following Senators are necessarily absent: the Senator from Tennessee (Mr. HAGERTY) and the Senator from South Dakota (Mr. THUNE).

The result was announced—yeas 48, nays 50, as follows:

[Rollcall Vote No. 476 Leg.]

YEAS—48

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

NAYS—50

Baldwin	Hickenlooper	Reed
Bennet	Hirono	Rosen
Blumenthal	Kaine	Sanders
Booker	Kelly	Schatz
Brown	King	Schumer
Cantwell	Klobuchar	Shaheen
Cardin	Leahy	Sinema
Carper	Lujan	Smith
Casey	Manchin	Stabenow
Coons	Markey	Tester
Cortez Masto	Menendez	Van Hollen
Duckworth	Merkley	Warner
Durbin	Murphy	Warnock
Feinstein	Murray	Warren
Gillibrand	Ossoff	Whitehouse
Hassan	Padilla	Wyden
Heinrich	Peters	

NOT VOTING—2

Hagerty Thune

The amendment (No. 4868) was rejected.

(Mrs. MURRAY assumed the Chair.)

The PRESIDING OFFICER (Mr. KING). The clerk will read the bill by title for the third time.

The bill was ordered to a third reading and was read the third time.

The PRESIDING OFFICER. There will be 6 minutes of debate equally divided prior to a vote on the passage of the bill.

The Senator from Vermont.

Mr. LEAHY. Mr. President, I will be very brief.

I will note that, as chairman of the Appropriations Committee, this bill was negotiated on a bipartisan-bicameral basis to keep the government open and operating until February 18.

I urge every Member to vote "aye." We have to pass it tonight, but I warn and remind every Senator: It is not a substitute for doing our work. We have to use the next 2 months to negotiate and enact full-year appropriations

bills. I hope my Republican friends will come to the table to negotiate topline. The Democrats have made a fair offer, a strong offer, and we need a response.

So I thank Vice Chairman SHELBY for his cooperation and hard work on this bill. I look forward to working with him, as I did earlier today, and will continue to until we get an agreement on a topline and all 12 appropriations bills by February 18.

Let's get to work and show the country the Senate can do its work.

I yield the floor.

VOTE ON H.R. 6119

Mrs. GILLIBRAND. Mr. President, I ask unanimous consent that all time be yielded back.

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

With all time having been yielded back, the question is, Shall the bill pass?

Mrs. GILLIBRAND. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. The yeas and nays have been requested.

Is there a sufficient second?

There is a sufficient second.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. BARRASSO. The following Senators are necessarily absent: the Senator from Tennessee (Mr. HAGERTY), the Senator from Oklahoma (Mr. INHOFE), and the Senator from South Dakota (Mr. THUNE).

The result was announced—yeas 69, nays 28, as follows:

[Rollcall Vote No. 477 Leg.]

YEAS—69

Baldwin	Heinrich	Portman
Bennet	Hickenlooper	Reed
Blumenthal	Hirono	Rosen
Blunt	Hyde-Smith	Rounds
Booker	Kaine	Rubio
Brown	Kelly	Sanders
Burr	Kennedy	Schatz
Cantwell	King	Schumer
Capito	Klobuchar	Shaheen
Cardin	Leahy	Shelby
Carper	Lujan	Sinema
Casey	Manchin	Smith
Cassidy	Markey	Stabenow
Collins	McConnell	Tester
Coons	Menendez	Tillis
Cornyn	Merkley	Van Hollen
Cortez Masto	Moran	Warner
Duckworth	Murkowski	Warnock
Durbin	Murphy	Warren
Feinstein	Murray	Whitehouse
Gillibrand	Ossoff	Wicker
Graham	Padilla	Wyden
Hassan	Peters	Young

NAYS—28

Barrasso	Fischer	Risch
Blackburn	Grassley	Romney
Boozman	Hawley	Sasse
Braun	Hoeven	Scott (FL)
Cotton	Johnson	Scott (SC)
Cramer	Lankford	Sullivan
Crapo	Lee	Toomey
Cruz	Lummis	Tuberville
Daines	Marshall	
Ernst	Paul	

NOT VOTING—3

Hagerty Inhofe Thune

The bill (H.R. 6119) was passed.

The PRESIDING OFFICER. The majority leader.

Mr. SCHUMER. Mr. President, I am happy to let the American people know the government remains open.

(Applause.)

Mr. SCHUMER. Thank you.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. SCHUMER. Mr. President, I move to proceed to executive session to consider Executive Calendar No. 567.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Jessica Rosenworcel, of Connecticut, to be a Member of the Federal Communications Commission for a term of five years from July 1, 2020. (Reappointment)

CLOTURE MOTION

Mr. SCHUMER. 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 Executive Calendar No. 567, Jessica Rosenworcel, of Connecticut, to be a Member of the Federal Communications Commission for a term of five years from July 1, 2020. (Reappointment)

Charles E. Schumer, Richard Blumenthal, Richard J. Durbin, Angus S. King, Jr., Chris Van Hollen, Elizabeth Warren, Debbie Stabenow, Gary C. Peters, Tammy Baldwin, Maria Cantwell, Mark R. Warner, Benjamin L. Cardin, Tammy Duckworth, Tina Smith, Margaret Wood Hassan, Tim Kaine, Patty Murray.

LEGISLATIVE SESSION

Mr. SCHUMER. Mr. President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. SCHUMER. Mr. President, I move to proceed to executive session to consider Executive Calendar No. 480.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Deirdre Hamilton, of the District of Columbia, to be a Member of the National Mediation Board for a term expiring July 1, 2022.

CLOTURE MOTION

Mr. SCHUMER. 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 Executive Calendar No. 480, Deirdre Hamilton, of the District of Columbia, to be a Member of the National Mediation Board for a term expiring July 1, 2022.

Charles E. Schumer, Richard Blumenthal, Richard J. Durbin, Angus S. King, Jr., Chris Van Hollen, Elizabeth Warren, Debbie Stabenow, Gary C. Peters, Tammy Baldwin, Tina Smith, Mark R. Warner, Benjamin L. Cardin, Tammy Duckworth, Margaret Wood Hassan, Tim Kaine, Patrick J. Leahy, Jeff Merkley, Sheldon Whitehouse, Jack Reed.

LEGISLATIVE SESSION

Mr. SCHUMER. Mr. President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. SCHUMER. Mr. President, I move to proceed to executive session to consider Executive Calendar No. 513.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Chris Magnus, of Arizona, to be Commissioner of U.S. Customs and Border Protection, Department of Homeland Security.

CLOTURE MOTION

Mr. SCHUMER. 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 Executive Calendar No. 513, Chris Magnus, of Arizona, to be Commissioner of U.S. Customs and Border Protection, Department of Homeland Security.

Charles E. Schumer, Richard Blumenthal, Richard J. Durbin, Angus S. King, Jr., Chris Van Hollen, Elizabeth Warren, Debbie Stabenow, Gary C. Peters, Tammy Baldwin, Maria Cantwell, Mark R. Warner, Benjamin L. Cardin, Tammy Duckworth, Tina Smith, Margaret Wood Hassan, Tim Kaine, Patty Murray.

Mr. SCHUMER. Finally, I ask unanimous consent that the mandatory

quorum calls for the cloture motions filed today, December 2, be waived and that the cloture motions ripen at 5:30 p.m., Monday, December 6.

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

LEGISLATIVE SESSION

Mr. SCHUMER. Mr. President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. SCHUMER. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider the following nominations en bloc: Calendar Nos. 543 and 544; that the Senate vote on the nominations en bloc without intervening action or debate; that the motions to reconsider be considered made and laid upon the table with no intervening action or debate; that any statements related to the nominations be printed in the RECORD; and that the President be immediately notified of the Senate's action, and the Senate resume legislative session.

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

The question is, Will the Senate advise and consent to the nominations of Larry D. Turner, of North Carolina, to be Inspector General, Department of Labor; and Sandra D. Bruce, of Delaware, to be Inspector General, Department of Education, en bloc?

The nominations were confirmed.

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will resume legislative session.

MORNING BUSINESS

NOTICE OF TIE VOTES UNDER S. RES. 27

Mr. DURBIN. Mr. President, I ask unanimous consent to print the following letters in the CONGRESSIONAL RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

U.S. SENATE,
COMMITTEE ON THE JUDICIARY,
Washington, DC.

To the Secretary of the Senate:

PN999, the nomination of Charlotte N. Sweeney, of Colorado, to be United States District Judge for the District of Colorado, having been referred to the Committee on the Judiciary, the Committee, with a quorum present, has voted on the nomination as follows—

(1) on the question of reporting the nomination favorably with the recommendation that the nomination be confirmed, 11 ayes to 11 noes; and

In accordance with section 3, paragraph (1)(A) of S. Res. 27 of the 117th Congress, I hereby give notice that the Committee has not reported the nomination because of a tie vote, and ask that this notice be printed in the Record pursuant to the resolution.

U.S. SENATE,
COMMITTEE ON THE JUDICIARY,
Washington, DC.

To the Secretary of the Senate:

PN1170, the nomination of Hernan D. Vera, of California, to be United States District Judge for the Central District of California, having been referred to the Committee on the Judiciary, the Committee, with a quorum present, has voted on the nomination as follows—

(1) on the question of reporting the nomination favorably with the recommendation that the nomination be confirmed, 11 ayes to 11 noes; and

In accordance with section 3, paragraph (1)(A) of S. Res. 27 of the 117th Congress, I hereby give notice that the Committee has not reported the nomination because of a tie vote, and ask that this notice be printed in the Record pursuant to the resolution.

U.S. SENATE,
COMMITTEE ON THE JUDICIARY,
Washington, DC.

To the Secretary of the Senate:

PN1169, the nomination of Holly A. Thomas, of California, to be United States Circuit Judge for the Ninth Circuit, having been referred to the Committee on the Judiciary, the Committee, with a quorum present, has voted on the nomination as follows—

(1) on the question of reporting the nomination favorably with the recommendation that the nomination be confirmed, 11 ayes to 11 noes; and

In accordance with section 3, paragraph (1)(A) of S. Res. 27 of the 117th Congress, I hereby give notice that the Committee has not reported the nomination because of a tie vote, and ask that this notice be printed in the Record pursuant to the resolution.

TRIBUTE TO LIEUTENANT COLONEL RENETTE HILTON

Ms. SINEMA. Mr. President, I rise today to congratulate and thank Air Force Lt. Col. Renette Hilton. Renette has been serving as a Department of Defense fellow in my office this year, and she has been an asset to the people of Arizona and the U.S. Congress.

Arizona is home to key parts of the U.S. Air Force working every day to keep our Nation safe and secure. Luke Air Force Base is home to the world's largest fighter wing, the 56th Fighter Wing, where they train on and operate the F-35 Lightning. The F-35 is America's preeminent fifth-generation fighter. Luke Air Force Base also trains pilots for our partner nations, strengthening or relationship with and the security of our allies. Davis-Monthan Air Force Base is similarly critical to our national security. Davis-Monthan has a diverse mission that includes search and rescue, Air Force Southern Command, electronic warfare, and the Aerospace Maintenance and Regeneration Group. Arizona also has one of the most capable Air National Guard units in the country. They organize the busiest aerial refueling operation and continue to innovate to stay on the cutting edge of Air Force capabilities.