

I am excited about the nomination of Dr. Jacobs-Young, and I know that she will help protect scientific integrity at the USDA and build a diverse and resilient scientific workforce. I appreciate the cooperation of my colleague and friend, our Ranking Member Senator BOOZMAN, in moving this nomination forward, and I urge my colleagues to vote to confirm Dr. Jacobs-Young today.

## EXECUTIVE SESSION

### EXECUTIVE CALENDAR

The PRESIDING OFFICER. Under the previous order, the Senate will resume executive session.

The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Chavonda J. Jacobs-Young, of Georgia, to be Under Secretary of Agriculture for Research, Education, and Economics.

#### VOTE ON JACOBS-YOUNG NOMINATION

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Jacobs-Young nomination?

Ms. STABENOW. 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 senior assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Oregon (Mr. MERKLEY) is necessarily absent.

The result was announced—yeas 95, nays 4, as follows:

[Rollcall Vote No. 216 Ex.]

#### YEAS—95

Baldwin	Graham	Portman
Barrasso	Grassley	Reed
Bennet	Hagerty	Risch
Blackburn	Hassan	Romney
Blumenthal	Heinrich	Rosen
Blunt	Hickenlooper	Rounds
Booker	Hirono	Rubio
Boozman	Hoeven	Sanders
Braun	Hyde-Smith	Sasse
Brown	Inhofe	Schatz
Burr	Johnson	Schumer
Cantwell	Kaine	Scott (FL)
Capito	Kelly	Scott (SC)
Cardin	Kennedy	Shaheen
Carper	King	Shelby
Casey	Klobuchar	Sinema
Cassidy	Lankford	Smith
Collins	Leahy	Stabenow
Coons	Lee	Tester
Cornyn	Lujan	Thune
Cortez Masto	Lummis	Tillis
Cotton	Manchin	Toomey
Cramer	Markey	Tuberville
Crapo	Marshall	Van Hollen
Cruz	McConnell	Warner
Daines	Menendez	Warnock
Duckworth	Moran	Warren
Durbin	Murphy	Whitehouse
Ernst	Murray	Wicker
Feinstein	Ossoff	Young
Fischer	Padilla	
Gillibrand	Peters	

#### NAYS—4

Hawley	Paul	Sullivan
Murkowski		

#### NOT VOTING—1

Merkley

The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's actions.

### EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Kenneth L. Wainstein, of Virginia, to be Under Secretary for Intelligence and Analysis, Department of Homeland Security.

#### VOTE ON WAINSTEIN NOMINATION

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Wainstein nomination?

Ms. DUCKWORTH. 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 legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Oregon (Mr. MERKLEY) is necessarily absent.

Mr. THUNE. The following Senator is necessarily absent: the Senator from North Dakota (Mr. CRAMER).

The result was announced—yeas 63, nays 35, as follows:

[Rollcall Vote No. 217 Ex.]

#### YEAS—63

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

#### NAYS—35

Barrasso	Hagerty	Paul
Blackburn	Hawley	Risch
Boozman	Hoeven	Rubio
Braun	Hyde-Smith	Scott (FL)
Cassidy	Inhofe	Scott (SC)
Cotton	Johnson	Shelby
Crapo	Kennedy	Sullivan
Cruz	Lankford	Thune
Daines	Lee	Tuberville
Ernst	Lummis	Wicker
Fischer	Marshall	Young
Grassley	Moran	

#### NOT VOTING—2

Merkley

The nomination was confirmed.

The PRESIDING OFFICER (Mr. MARKEY). Under the previous order, the motion to reconsider is considered made and laid upon the table, and the Presi-

dent will be immediately notified of the Senate's action.

#### NOMINATION OF SHALANDA H. BAKER

Mr. MANCHIN. Mr. President, I am pleased to support the nomination of Ms. Shalanda Baker to be the Director of the Office of Minority Economic Impact at the Department of Energy.

Congress established the Office of Minority Economic Impact within the Department of Energy in 1978. Congress recognized that the energy shortages and rising energy prices we faced at the time would have an overwhelming impact on the quality of life for our socially or economically disadvantaged citizens.

The Office of Minority Economic Impact was created to provide a mechanism to ensure that the energy needs of minorities were fairly considered and addressed. Its goals were, first, to understand the impacts of our energy policies and programs on the quality of life in minority communities and, second, to ensure that minority business enterprises are afforded an equal opportunity to participate fully in the energy programs of the Department.

The position of Director was created not only to head this office, but also to advise the Secretary of Energy on the effect of the energy policies, regulations, and actions of the Department on minorities and on how to increase minority participation in the Department's programs. The position does not carry with it the policy making or regulatory or adjudicatory powers of many other senior offices in the Department of Energy, but it plays an important role in ensuring that the needs of minority and disadvantaged communities are justly and fairly addressed and that they are treated fairly.

The Director also helps ensure that the Department complies with our civil rights and equal employment laws and that it maintains a diverse workforce and inclusive work environment.

The Department of Energy's commitment to fairness, equality, and diversity has always been important. But it is especially important today, as we face record high fuel prices, come to grips with the global climate crisis, and transform how we fuel our economy. We must ensure that our energy policies do not leave anyone behind or impose an unfair or disproportionate burden on minority or disadvantaged communities.

I believe Ms. Baker is very well qualified for this position. She has spent the past decade studying the impact of the transition from fossil fuels to cleaner energy resources on disadvantaged communities. And she has spent the past 17 months serving as the Deputy Director for Energy Justice and as Secretary Granholm's Advisor on Equity.

I strongly support her nomination, and I urge a favorable vote on her nomination.

## EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the next nomination.

The senior assistant executive clerk read the nomination of Shalanda H. Baker, of Texas, to be Director of the Office of Minority Economic Impact, Department of Energy.

## VOTE ON BAKER NOMINATION

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Baker nomination?

Ms. STABENOW. 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 senior assistant executive clerk called the roll.

Mr. DURBIN. I announce that the Senator from Oregon (Mr. MERKLEY) is necessarily absent.

The result was announced—yeas 54, nays 45, as follows:

[Rollcall Vote No. 218 Ex.]

## YEAS—54

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

## NAYS—45

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

## NOT VOTING—1

Merkley

The nomination was confirmed.

The PRESIDING OFFICER (Mr. PETERS). Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's actions.

The Senator from Rhode Island.

## 250TH ANNIVERSARY OF THE "GASPEE" RAID

Mr. WHITEHOUSE. Mr. President, this week marks the 250th anniversary of the first blow struck in the American Colonies' struggle for independence from the British Crown. I come to the Senate floor every year to commemorate this moment because it took place in Rhode Island at the hands of some brave and bold Rhode Islanders.

Before recounting the tale of those bold Rhode Islanders, I would like to

acknowledge a special guest with us in the Gallery today: Michael Tatham, Deputy Head of Mission for the British Embassy here in Washington. A lot has happened over the last 250 years, and Great Britain is now America's closest ally and great, great friend. It is an honor to have the Deputy Ambassador here today.

So it was 1772, and the Royal Navy's revenue cutter, the HMS *Gaspee*, patrolled Narragansett Bay in the wake of the Seven Years War, where Great Britain had emerged the victor. The Crown owed, by some estimates, between 74 and 133 million pounds. That was a colossal burden on the empire's finances. The *Gaspee*'s mission was to collect taxes from the Colonies to help repay British debt.

I will concede that part of the *Gaspee*'s mission was righteous. Rhode Island's rum distilleries formed a corner of the so-called triangle trade, with enslaved people from Africa and sugar from the Caribbean forming the other legs of this foul business. Rum-running to support the slave trade was repugnant and a worthy target of British authorities.

But Britain's heavy hand reached far beyond that. British customs agents seized Colonial vessels and cargo at whim, leaving rightful owners with no recourse to reclaim their property. One such owner was John Hancock, whose signature would soon become famous. Authorities even pressed Colonial sailors into service on His Majesty's vessels against their will.

The *Gaspee* and her captain, Lieutenant William Dudingston, drew particular ire. One of Dudingston's first acts was to stop the merchant ship *Fortune*. Dudingston and his crew roughed up the *Fortune*'s commander, Rufus Greene, condemned the ship and her cargo, and sent the *Fortune* to Boston for the admiralty to sell.

This did not please the *Fortune*'s owner, Rhode Island's Nathanael Greene, who would go on to become General Washington's aide-de-camp and wartime administrator and then command the southern campaign of the Revolutionary War, which he did so effectively that British General Cornwallis would write:

That damned Greene is more dangerous than Washington.

Dudingston's reputation only worsened from there. British law awarded revenue cutter commanders a share of the cargo they seized. Dudingston seized so much cargo that he was able to nearly double his salary, and he earned, along with that bounty, a well-deserved reputation for arrogance. Soon Rhode Islanders were protesting his conduct formally, but those protests yielded no accommodation.

On June 9, 1772, simmering anger at Dudingston and the *Gaspee* boiled over. Dudingston spotted a small trading ship, the *Hannah*, bound for Providence. The *Gaspee* gave chase, and Dudingston hailed the *Hannah*'s captain, Benjamin Lindsey, and ordered

the *Hannah* to submit to a search. Captain Lindsey declined that invitation and ignored the *Gaspee*'s warning shots and sailed on toward Providence.

Now, the *Hannah* was smaller and lighter than the *Gaspee*, and Captain Lindsey was more familiar than Dudingston with the waters between Newport and Providence. Lindsey steered his *Hannah* across the shallow waters outside Namquid Point. The *Hannah* could sail over the shallows, but the heavier *Gaspee* could not. Dudingston and his crew ran aground on a sandbar off Pawtuxet Cove, stranded, as the Sun was setting in a falling tide. The *Gaspee* would need to wait for the next day's high tides to lift it free.

When the *Hannah* arrived in Providence, Captain Lindsey summoned local patriots to Sabin's Tavern for refreshments and for planning. The result of the plan was that under the leadership of John Brown, later to be famous for Brown University, and Abraham Whipple, a group of men boarded a half dozen longboats to row from Providence down to Pawtuxet. Through the dark night, with oars muffled, the Rhode Islanders descended on the *Gaspee*. Whipple reputedly called out to Dudingston—and I hope the young pages will forgive my language, but this is apparently the language used in that moment:

I am the sheriff of the county of Kent, God damn you. I have got a warrant to apprehend you, God damn you; so surrender, God damn you.

I believe I mentioned that the Rhode Islanders had fortified themselves at Sabin's Tavern, which might explain some of the language. In any event, Lieutenant Dudingston refused that invitation so a brief, sharp battle ensued.

At this moment those 250 years ago, Rhode Islanders drew the first blood of what would become our revolutionary struggle when a musket ball struck Lieutenant Dudingston. The Rhode Island patriots boarded the *Gaspee*. In the melee, Dudingston cried out:

Lord, have mercy upon me—I am done for.

But he was not. The British sailors soon gave up the fight. The Rhode Islanders took the crew prisoner and ferried the captives to shore. A marker still stands at the place where the captive crew was brought ashore. And there, Dudingston received the care of a doctor and, ultimately, recovered from his wounds. Indeed, Dudingston would not only heal, but go on to live a long life. He commanded other vessels. He moved back to his native Scotland and married and raised four children in a coastal town called Elie overlooking the Firth of Fife and the North Sea, but he never patrolled Narragansett Bay again.

A quick side story. A few years ago, a couple from Scotland, Angela and Roddy Innes, visited Pawtuxet during Gaspee Days, our annual celebration of the Gaspee raid, coming up this weekend. The Inneses are connected through