

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 Executive Calendar No. 1185, John Frank Murphy, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

Charles E. Schumer, Richard J. Durbin, Alex Padilla, Tina Smith, Michael F. Bennet, Christopher A. Coons, Margaret Wood Hassan, Catherine Cortez Masto, Tim Kaine, Ben Ray Lujan, Tammy Duckworth, Kirsten E. Gillibrand, Angus S. King, Jr., Patty Murray, Robert P. Casey, Jr., Martin Heinrich, Jack Reed.

Mr. SCHUMER. Finally, Madam President, I ask unanimous consent that the mandatory quorum calls for the cloture motions filed today, December 1, be waived.

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

Mr. SCHUMER. I yield the floor.

I suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. KING. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

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

LEGISLATIVE SESSION

MORNING BUSINESS

Mr. KING. Madam President, I ask unanimous consent that the Senate proceed to legislative session and be in 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.

NOTICE OF A TIE VOTE UNDER S. RES. 27

Mr. DURBIN. Madam President, I ask unanimous consent to print the following letter in the 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:

PN2435, the nomination of Julie Rikelman, of Massachusetts, to be United States Circuit Judge for the First 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.

RICHARD J. DURBIN.

ARMS SALES NOTIFICATION

Mr. MENENDEZ. Madam President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications which have been received. If the cover letter references a classified annex, then such annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

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

DEFENSE SECURITY
COOPERATION AGENCY,
Washington, DC.

Hon. ROBERT MENENDEZ,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 22-64, concerning the Navy's proposed Letter(s) of Offer and Acceptance to the Government of Finland for defense articles and services estimated to cost \$323.3 million. After this letter is delivered to your office, we plan to issue a news release to notify the public of this proposed sale.

Sincerely,

J. AARON HARDING
(For James A. Hursch, Director).

Enclosures.

TRANSMITTAL NO. 22-64

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: Government of Finland.

(ii) Total Estimated Value:

Major Defense Equipment* \$164.1 million.

Other \$159.2 million.

Total \$323.3 million.

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MDE):

Forty (40) AIM 9X Block II Tactical Missiles.

Four (4) AIM 9X Block II Tactical Guidance Units.

Forty-eight (48) AGM-154 Joint Stand Off Weapons (JSOW).

Non-MDE: Also included are Dummy Air Training Missiles (DATM); Captive Air Training Missile (CATM); Captive Flight Vehicles (CFVs); Free Flight Vehicles (FFVs); containers; mission planning; integration

support and testing; munitions storage security and training; weapon operational flight program software development; transportation; tools and test equipment; support equipment; spare and repair parts; publications and technical documentation; personnel training and training equipment; U.S. Government and contractor engineering and logistics support services; books and other publications; training; training aids and devices; space parts; support equipment; weapon system software support; U.S. Government and contractor engineering; technical and logistics support services; studies and surveys; missile technical assistance; other technical assistance; and other related elements of program and logistics support.

(iv) Military Department: Navy (FI-P-AAT, FI-P-AAU).

(v) Prior Related Cases, if any: FI-P-AAS, FI-P-AAI, FI-P-GAT, FI-P-LDB, FI-P-LBM.

(vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None.

(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Attached Annex.

(viii) Date Report Delivered to Congress: November 28, 2022.

*As defined in Section 47 (6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Finland—AIM 9X Block II Tactical Missiles and AGM-154 Joint Standoff Weapons

The Government of Finland has requested to buy forty (40) AIM 9X Block II tactical missiles; four (4) AIM 9X Block II tactical guidance units; and forty-eight (48) AGM-154 Joint Stand Off Weapons (JSOW). Also included are Dummy Air Training Missiles (DATM); Captive Air Training Missile (CATM); Captive Flight Vehicles (CFVs); Free Flight Vehicles (FFVs); containers; mission planning; integration support and testing; munitions storage security and training; weapon operational flight program software development; transportation; tools and test equipment; support equipment; spare and repair parts; publications and technical documentation; personnel training and training equipment; U.S. Government and contractor engineering and logistics support services; books and other publications; training; training aids and devices; space parts; support equipment; weapon system software support; U.S. Government and contractor engineering; technical and logistics support services; studies and surveys; missile technical assistance; other technical assistance; and other related elements of program and logistics support. The total estimated cost is \$323.3 million.

This proposed sale will support the foreign policy and national security of the United States by improving the security of a trusted partner, which is an important force for political stability and economic progress in Europe. It is vital to the U.S. national interest to assist Finland in developing and maintaining a strong and ready self-defense capability.

The proposed sale will improve Finland's air-to-air and air-to-surface weapons capabilities and will positively impact U.S. relations with countries in the Nordic region. Finland intends to use these defense articles and services for its fighter aircraft fleet. Finland will have no difficulty absorbing this equipment into its armed forces.

The proposed sale of this equipment and support will not alter the basic military balance in the region.

The principal contractors will be Raytheon Missiles and Defense, Tucson, AZ. There are no known offset agreements proposed in connection with this potential sale.

Implementation of the proposed sale will require U.S. Government and contractor representatives to visit Finland on a temporary basis in conjunction with program technical oversight and support requirements, including program and technical reviews.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

TRANSMITTAL NO. 22-64

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act

Annex Item No. vii

(vii) Sensitivity of Technology:

1. The AIM 9X Block II Tactical Missile is a datalink-enabled, launch and leave, air combat munition that uses passive Infrared (IR) energy to acquire and track enemy air targets. The AIM-9X Block II Sidewinder continues the evolution of the AIM-9 series of missiles.

2. The AGM-154 JSOW is a precision strike weapon with a 500-pound blast/fragmentation/penetrator warhead effective against fixed-point targets. It includes GPS/INS guidance, and an uncooled, long-wave imaging infrared seeker with autonomous target acquisition algorithms for precise targeting.

3. The highest level of classification of defense articles, components, and services included in this potential sale is SECRET.

4. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures that might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

5. A determination has been made that Finland can provide substantially the same degree of protection for the sensitive technology being released as the U.S. Government. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification.

6. All defense articles and services listed in this transmittal have been authorized for release and export to the Government of Finland.

ARMS SALES NOTIFICATION

Mr. MENENDEZ, Madam President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications which have been received. If the cover letter references a classified annex, then such annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

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

DEFENSE SECURITY
COOPERATION AGENCY,
Washington, DC.

Hon. ROBERT MENENDEZ,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 22-67, concerning the Army's proposed Letter(s) of Offer and Acceptance to the Government of Finland for defense articles and services estimated to cost \$380 million. We will issue a news release to notify the public of this proposed sale upon delivery of this letter to your office.

Sincerely,

JAMES A. HURSCHE,
Director.

Enclosures.

TRANSMITTAL NO. 22-67

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: Government of Finland.

(ii) Total Estimated Value:

Major Defense Equipment * \$310 million.

Other \$70 million.

Total \$380 million.

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MOE):

Three hundred fifty (350) FIM-92K Stinger Man Portable Missiles.

Five (5) Production Verification Flight Test (PVFT) FIM-92K Stinger Man Portable Missiles.

Non-MOE:

Also included is support equipment; production support, engineering and technical services; transportation services; and other related elements of program and logistics support.

(iv) Military Department: Army (FI-B-VBF).

(v) Prior Related Cases, if any: FI-B-VAJ, FI-B-VBA.

(vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None.

(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Attached Annex.

(viii) Date Report Delivered to Congress: December 1, 2022.

* As defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Finland—Stinger Man Portable Ground-to-Air Missiles

The Government of Finland has requested to buy three hundred fifty (350) FIM-92K Stinger Man Portable missiles; and five (5) Production Verification Flight Test (PVFT) FIM-92K Stinger Man Portable missiles. Also included is support equipment; production support, engineering and technical services; transportation services; and other related elements of program and logistics support. The total estimated cost is \$380 million.

This proposed sale will support the foreign policy and national security of the United States by improving the security of a trusted partner which is an important force for political stability and economic progress in Europe. It is vital to the U.S. national interest to assist Finland in developing and maintaining a strong and ready self-defense capability.

The proposed sale will improve Finland's defense and deterrence capabilities. Finland intends to use these defense articles and services to increase its national stock. This critical platform will bolster the land and

air defense capabilities in Europe's northern flank, supporting the U.S. European Command's top priorities. Finland will have no difficulty absorbing this equipment into its armed forces.

The proposed sale of this equipment and support will not alter the basic military balance in the region.

The principal contractors will be Raytheon Missiles and Defense, Tucson, AZ and Lockheed Martin Corporation, Syracuse, NY. There are no known offset agreements in connection with this potential sale.

Implementation of this proposed sale will not require the assignment of U.S. Government or contractor representatives to Finland.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

TRANSMITTAL NO. 22-67

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act

Annex Item No. vii

(vii) Sensitivity of Technology:

1. The Stinger missile is a lightweight, self-contained air defense system that can be rapidly deployed by ground troops. Its seeker and guidance systems enables the weapon to acquire, track and engage a target with one shot.

2. The highest level of classification of defense articles, components, and services included in this potential sale is SECRET.

3. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures that might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

4. A determination has been made that Finland can provide substantially the same degree of protection for the sensitive technology being released as the U.S. Government. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification.

5. All defense articles and services listed in this transmittal have been authorized for release and export to the Government of Finland.

ARMS SALES NOTIFICATION

Mr. MENENDEZ, Madam President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

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