

way to serve on the Third Circuit Court of Appeals.

She is very highly regarded in Delaware as a member of our supreme court. She is someone highly regarded by our bench and bar.

We have, in front of our committee, letters of endorsement from Governor John Carney as well as former Governor Jack Markell.

And as you heard from my colleague, the Delaware State Senate unanimously endorsed her.

She served on the Delaware Court of Chancery, the premier business court in our country, from 2015 to 2019.

And she is a trailblazer: the first Black woman to serve on the Delaware Court of Chancery and on the Delaware Supreme Court and soon on the Third Circuit Court of Appeals.

Her confirmation today will add diversity to a court that represents three States and the Virgin Islands, which are demonstrably diverse. And in our country, this helps to further advance representation and justice.

I want to thank my chief counsel, Cassie Fields, for playing a central role in shepherding her nomination through the committee and through this floor.

And I want to close by saying that I want to express my deepest personal thanks to this native of Jackson, MS, this graduate of the University of Mississippi and University of Georgia School of Law, who, through the good offices of Chancellor Bill Chandler, found her way to practice in Delaware, to service on the Delaware Court of Chancery; through the help and leadership of our State Senate and our Governor to service on our State supreme court; and in just a few moments, to the Third Circuit Court of Appeals.

To Justice Tamika Montgomery-Reeves, to your husband Jeffrey, your sons Jackson and Tyson: Congratulations. Know that our President and our Senate is proud of you, has confidence in you, and looks forward to your years of service on this most important Federal Circuit Court.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

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 President, I ask unanimous consent that the order for the quorum call be rescinded.

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

Mr. SCHATZ. I ask unanimous consent that we start the 5:30 vote right now.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

VOTE ON MONTGOMERY-REEVES NOMINATION

The question is, Will the Senate advise and consent to the Montgomery-Reeves nomination?

Mr. CARPER. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Maryland (Mr. CARDIN), the Senator from Colorado (Mr. HICKENLOOPER), the Senator from Oregon (Mr. MERKLEY), the Senator from New Hampshire (Mrs. SHAHEEN), and the Senator from Oregon (Mr. WYDEN) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Wyoming (Mr. BARRASSO), the Senator from Indiana (Mr. BRAUN), the Senator from North Dakota (Mr. CRAMER), the Senator from Texas (Mr. CRUZ), the Senator from Kansas (Mr. MORAN), the Senator from Idaho (Mr. RISCH), and the Senator from Florida (Mr. RUBIO).

Further, if present and voting, the Senator from Idaho (Mr. RISCH) would have voted "Nay."

The result was announced—yeas 53, nays 35, as follows:

[Rollcall Vote No. 387 Ex.]

YEAS—53

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

NAYS—35

Blackburn	Hoeven	Sasse
Boozman	Hyde-Smith	Scott (FL)
Capito	Inhofe	Scott (SC)
Cassidy	Johnson	Shelby
Cotton	Kennedy	Sullivan
Crapo	Lankford	Thune
Daines	Lee	Tillis
Ernst	Lummis	Toomey
Fischer	Marshall	Tuberville
Grassley	McConnell	Wicker
Hagerty	Paul	Young
Hawley	Romney	

NOT VOTING—12

Barrasso	Cruz	Risch
Braun	Hickenlooper	Rubio
Cardin	Merkley	Shaheen
Cramer	Moran	Wyden

The nomination was confirmed.

The PRESIDING OFFICER (Mr. HEINRICH). 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 action.

The majority leader.

LEGISLATIVE SESSION

MORNING BUSINESS

Mr. SCHUMER. Mr. 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 PRESIDING OFFICER. Without objection, it is so ordered.

TRIBUTE TO CHIEF MASTER SERGEANT LEBARON M. KING

Mr. BOOZMAN. Mr. President, I rise today to recognize CMSgt Lebaron M. King for his dedicated service to the U.S. Air Force and the Senate as a legislative defense fellow. Lebaron has served as a vital part of my team since January 2022. He has been a trusted adviser on issues relating to the Departments of Defense, Veterans Affairs, and Homeland Security.

Lebaron enlisted in the U.S. Air Force in May 2001. His continued service is a reminder of the dedication and sacrifice of every servicemember to protect our Nation and defend our freedoms.

His effort and passion distinguished him as a valuable member of my legislative team. His determination helped lead to passage of a resolution commemorating the 75th anniversary of the Air Force as an independent military branch. As the son of a retired USAF master sergeant, I am proud to have someone like Lebaron on my staff who understands the significance of maintaining America's air superiority.

He also spearheaded an initiative to better support military spouses through the introduction of the Military Spouse Hiring Act. This important legislation would address underemployment for military spouses by amending the Tax Code to incentivize businesses to hire military spouses.

When he was promoted to the rank of chief master sergeant in September of 2022, Lebaron's character and consistent display of the knowledge, leadership, and devotion were recognized and rewarded. I am confident he will continue to serve our country honorably.

I am especially grateful for his support of the people of Arkansas. Both in the Nation's Capital and while visiting the Natural State, he spoke with and listened to the concerns of Arkansas' veterans and their families, then worked tirelessly to ensure their concerns were heard and issues were resolved.

We have been very fortunate to have Lebaron join our office this past year. I also want to thank his mother, Mrs. Maxine King-Green, and his beloved family, Mrs. Rosemary, Gloria, Cynthia, and Davetta for their support of Lebaron's time in uniform. Having grown up in a military family, I understand service in the Armed Forces is a family affair and is impossible without their sacrifice and unconditional support.

Lebaron, thank you for your continued service to the U.S. Air Force and for all your heartfelt, committed work as a member of my staff. It was our privilege to have you as a part of our team, and our office will always welcome you. I know that you will remain an asset to our military and veterans

in addition to any other endeavors you pursue, and I wish you and your family the best.

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Roberts, one of his secretaries.

PRESIDENTIAL MESSAGES

REPORT OF THE CONTINUATION OF THE NATIONAL EMERGENCY THAT WAS ORIGINALLY DECLARED IN EXECUTIVE ORDER 13818 OF DECEMBER 20, 2017, WITH RESPECT TO SERIOUS HUMAN RIGHTS ABUSE AND CORRUPTION—PM 39

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, within 90 days prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency declared in Executive Order 13818 of December 20, 2017, is to continue in effect beyond December 20, 2022.

The prevalence and severity of human rights abuse and corruption that have their source, in whole or in substantial part, outside the United States, continue to threaten the stability of international political and economic systems. Human rights abuse and corruption undermine the values that form an essential foundation of stable, secure, and functioning societies; have devastating impacts on individuals; weaken democratic institutions; degrade the rule of law; perpetuate violent conflicts; facilitate the activities of dangerous persons; undermine economic markets; and continue to pose an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States.

Therefore, I have determined that it is necessary to continue the national emergency declared in Executive Order 13818 with respect to serious human rights abuse and corruption.

JOSEPH R. BIDEN, Jr.,
THE WHITE HOUSE, December 12, 2022.

REPORT OF THE CONTINUATION OF THE NATIONAL EMERGENCY THAT WAS ORIGINALLY DECLARED IN EXECUTIVE ORDER 14059 OF DECEMBER 15, 2021, WITH RESPECT TO GLOBAL ILLICIT DRUG TRAFFICKING—PM 40

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, within 90 days prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency with respect to global illicit drug trafficking declared in Executive Order 14059 of December 15, 2021, is to continue in effect beyond December 15, 2022.

The trafficking into the United States of illicit drugs, including fentanyl and other synthetic opioids, is causing the deaths of tens of thousands of Americans annually, as well as countless more non-fatal overdoses with their own tragic human toll. Drug cartels, transnational criminal organizations, and their facilitators are the primary sources of illicit drugs and precursor chemicals that fuel the current opioid epidemic, as well as drug-related violence that harms our communities. International drug trafficking—including the illicit production, global sale, and widespread distribution of illegal drugs; the rise of extremely potent drugs such as fentanyl and other synthetic opioids; as well as the growing role of Internet-based drug sales—continues to pose an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. Therefore, I have determined that it is necessary to continue the national emergency declared in Executive Order 14059 with respect to global illicit drug trafficking.

JOSEPH R. BIDEN, Jr.,
THE WHITE HOUSE, December 12, 2022.

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-5782. A communication from the Board Chairman and Chief Executive Officer, Farm Credit Administration, transmitting, pursuant to law, the 2021 annual report of the Farm Credit Administration Regulator of

the Farm Credit System; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5783. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Nitric Acid; Exemption from the Requirement of a Tolerance” (FRL No. 10247-01-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on November 7, 2022; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5784. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Acetic Acid, 2-Ethylhexyl Ester; Exemption from the Requirement of a Tolerance” (FRL No. 10295-01-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on November 7, 2022; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5785. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “1,3-Benzenedicarboxylic acid, 5-sulfo-, sodium salt (1:1), polymer with 1,3-benzenedicarboxylic acid, 1,4-cyclohexanedimethanol and 2,2'-oxybis[ethanol]; Tolerance Exemption” (FRL No. 10301-01-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on November 7, 2022; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5786. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Pesticides; Addition of Chitosan (Including Chitosan Salts) to the List of Active Ingredients Permitted in Exempted Minimum Risk Pesticide Products” ((RIN2070-AK56) (FRL No. 7542-05-OCSPP)) received during adjournment of the Senate in the Office of the President of the Senate on November 7, 2022; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5787. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Cyclaniliprole; Pesticide Tolerances” (FRL No. 10030-01-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on November 21, 2022; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5788. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Sulfur Dioxide; Pesticide Tolerances” (FRL No. 10212-01-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on November 21, 2022; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5789. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “N,N-Dimethylnonanamide; Tolerance Exemption” (FRL No. 10423-01-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2022; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5790. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection