

Ms. Torres Small's confirmation is a great opportunity for the Senate to show that we can work together in a bipartisan manner.

Ms. Torres Small has a proven track record as a strong leader with deep knowledge of farm, food, and rural policy. I know she will serve the Department and the American people well in her new position, and I urge my colleagues to support her confirmation.

I yield the floor.

VOTE ON TORRES SMALL NOMINATION

The PRESIDING OFFICER. Under the previous order, the question is, Will the Senate advise and consent to the Torres Small 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 legislative clerk called the roll.

Mr. SCHUMER. I announce that the Senator from Illinois (Mr. DURBIN), the Senator from Pennsylvania (Mr. FETTERMAN), the Senator from Maine (Mr. KING), and the Senator from New Hampshire (Mrs. SHAHEEN) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Wyoming (Mr. BARRASSO), the Senator from Nebraska (Mr. RICKETTS), the Senator from Alaska (Mr. SULLIVAN), and the Senator from North Carolina (Mr. TILLIS).

Further, if present and voting: the Senator from North Carolina (Mr. TILLIS) would have voted "yea."

The result was announced—yeas 84, nays 8, as follows:

[Rollcall Vote No. 174 Ex.]

YEAS—84

Baldwin	Gillibrand	Murray
Bennet	Graham	Ossoff
Blumenthal	Grassley	Padilla
Booker	Hagerty	Peters
Boozman	Hassan	Reed
Braun	Heinrich	Risch
Britt	Hickenlooper	Romney
Brown	Hirono	Rosen
Budd	Hoeben	Rounds
Cantwell	Hyde-Smith	Sanders
Capito	Kaine	Schatz
Cardin	Kelly	Schumer
Carper	Kennedy	Scott (SC)
Casey	Klobuchar	Sinema
Cassidy	Lankford	Smith
Collins	Lee	Stabenow
Coons	Luján	Tester
Cornyn	Lummis	Thune
Cortez Masto	Manchin	Tuberville
Cotton	Markey	Van Hollen
Cramer	Marshall	Warner
Crapo	McConnell	Warnock
Cruz	Menendez	Warren
Daines	Merkley	Welch
Duckworth	Moran	Whitehouse
Ernst	Mullin	Wicker
Feinstein	Murkowski	Wyden
Fischer	Murphy	Young

NAYS—8

Blackburn	Paul	Scott (FL)
Hawley	Rubio	Vance
Johnson	Schmitt	

NOT VOTING—8

Barrasso	King	Sullivan
Durbin	Ricketts	Tillis
Fetterman	Shaheen	

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 action.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

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. 56, Rosemarie Hidalgo, of the District of Columbia, to be Director of the Violence Against Women Office, Department of Justice.

Charles E. Schumer, Ben Ray Luján, Peter Welch, Tina Smith, Tammy Duckworth, Tim Kaine, Richard J. Durbin, Alex Padilla, Raphael G. Warnock, Christopher Murphy, John W. Hickenlooper, Catherine Cortez Masto, Tammy Baldwin, Benjamin L. Cardin, Edward J. Markey, Jack Reed, Mazie K. Hirono.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Rosemarie Hidalgo, of the District of Columbia, to be Director of the Violence Against Women Office, Department of Justice, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. SCHUMER. I announce that the Senator from Illinois (Mr. DURBIN), the Senator from Pennsylvania (Mr. FETTERMAN), the Senator from Maine (Mr. KING), and the Senator from New Hampshire (Mrs. SHAHEEN) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Wyoming (Mr. BARRASSO), the Senator from Nebraska (Mr. RICKETTS), the Senator from Arkansas (Mr. SULLIVAN), and the Senator from North Carolina (Mr. TILLIS).

Further, if present and voting: the Senator from North Carolina (Mr. TILLIS) would have voted "nay."

The yeas and nays resulted—yeas 50, nays 42, as follows:

[Rollcall Vote No. 175 Ex.]

YEAS—50

Baldwin	Cortez Masto	Klobuchar
Bennet	Duckworth	Luján
Blumenthal	Feinstein	Manchin
Booker	Gillibrand	Markey
Brown	Graham	Menendez
Cantwell	Hassan	Merkley
Cardin	Heinrich	Murkowski
Carper	Hickenlooper	Murphy
Casey	Hirono	Murray
Collins	Kaine	Ossoff
Coons	Kelly	Padilla

Peters	Sinema	Warnock
Reed	Smith	Warren
Rosen	Stabenow	Welch
Sanders	Tester	Whitehouse
Schatz	Van Hollen	Wyden
Schumer	Warner	

NAYS—42

Blackburn	Fischer	Mullin
Boozman	Grassley	Paul
Braun	Hagerty	Risch
Britt	Hawley	Romney
Budd	Hoeben	Rounds
Capito	Hyde-Smith	Rubio
Cassidy	Johnson	Schmitt
Cornyn	Kennedy	Scott (FL)
Cotton	Lankford	Scott (SC)
Cramer	Lee	Thune
Crapo	Lummis	Tuberville
Cruz	Marshall	Vance
Daines	McConnell	Wicker
Ernst	Moran	Young

NOT VOTING—8

Barrasso	King	Sullivan
Durbin	Ricketts	Tillis
Fetterman	Shaheen	

(Mr. HICKENLOOPER assumed the Chair.)

The PRESIDING OFFICER (Mr. LUJÁN). On this vote, the yeas are 50, the nays are 42.

The motion is agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Rosemarie Hidalgo, of the District of Columbia, to be Director of the Violence Against Women Office, Department of Justice.

Thereupon, the Senate proceeded to consider the nomination.

RECESS

The PRESIDING OFFICER. Under the previous order, the Senate stands in recess until 2:15 p.m.

Thereupon, the Senate, at 1:18 p.m., recessed until 2:15 p.m. and reassembled when called to order by the Presiding Officer (Mr. LUJÁN).

EXECUTIVE SESSION—Continued

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The bill 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. 33, Kymberly Kathryn Evanson, of Washington, to be United States District Judge for the Western District of Washington.

Charles E. Schumer, Richard J. Durbin, Richard Blumenthal, Christopher A. Coons, Benjamin L. Cardin, Tina Smith, Christopher Murphy, Mazie K. Hirono, Tammy Baldwin, Margaret Wood Hassan, John W. Hickenlooper, Sheldon Whitehouse, Catherine Cortez Masto, Brian Schatz, Gary C. Peters, Alex Padilla, Michael F. Bennet.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Kymberly Kathryn Evanson, of Washington, to be United States District Judge for the Western District of Washington, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The bill clerk called the roll.

Mr. SCHUMER. I announce that the Senator from Illinois (Mr. DURBIN), the Senator from Maine (Mr. KING), and the Senator from New Hampshire (Mrs. SHAHEEN) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Wyoming (Mr. BARRASSO), the Senator from Nebraska (Mr. RICKETTS), the Senator from Alaska (Mr. SULLIVAN), and the Senator from North Carolina (Mr. TILLIS).

Further, if present and voting, the Senator from North Carolina (Mr. TILLIS) would have noted “nay.”

The yeas and nays resulted—yeas 51, nays 42, as follows:

[Rollcall Vote No. 176 Ex.]

YEAS—51

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

NAYS—42

Blackburn	Fischer	Mullin
Boozman	Grassley	Paul
Braun	Hagerty	Risch
Britt	Hawley	Romney
Budd	Hoeven	Rounds
Capito	Hyde-Smith	Rubio
Cassidy	Johnson	Schmitt
Cornyn	Kennedy	Scott (FL)
Cotton	Lankford	Scott (SC)
Cramer	Lee	Thune
Crapo	Lummis	Tuberville
Cruz	Marshall	Vance
Daines	McConnell	Wicker
Ernst	Moran	Young

NOT VOTING—7

Barrasso	Ricketts	Tillis
Durbin	Shaheen	
King	Sullivan	

The PRESIDING OFFICER (Mr. WELCH). On this vote, the yeas are 51, the nays 42.

The motion is agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The bill clerk read the nomination of Kymberly Kathryn Evanson, of Washington, to be United States District Judge for the Western District of Washington.

Thereupon, the Senate proceeded to consider the nomination.

RECESS UNTIL 4 P.M. TODAY

The PRESIDING OFFICER. Under the previous order, the Senate stands in recess until 4 p.m.

Thereupon, the Senate, at 3:18 p.m., recessed until 4 p.m. and reassembled when called to order by the Presiding Officer (Mr. WELCH).

EXECUTIVE SESSION—Continued

The PRESIDING OFFICER. The Senator from Texas.

UNANIMOUS CONSENT REQUEST—H.R. 538

Mr. CRUZ. Mr. President, many Americans remember waking up on Saturday morning to watch their favorite cartoons, including shows like “The Jetsons.” As I look at the Senate pages who are here, I suspect none of them have any memory of “The Jetsons.” For those who are under 40 in the Chamber or who are watching at home, “The Jetsons” was a futuristic cartoon that was set in the year 2062, and it depicted a family from the future who had fun, imaginative technologies, like jet packs and holograms and video calls and robot vacuums and smartwatches and flying cars. While we are still waiting to see those flying cars in the air, we already have a lot of “The Jetsons” technology available to us now—in many cases, even better than what was depicted in the cartoon show.

Today, internet-connected smart devices are commonly used in American households. Light bulbs, mirrors, air fryers, coffee makers, trash cans, kitchen faucets, refrigerators, and more are all becoming smart, and we are able to control them with our phones or voice commands. A lot of that is really cool. It is expected that, in a few years, nearly 70 percent of American households—more than 80 million households—will own at least one smart home product. This is, by and large, a good thing, as smart devices can help us improve our quality of life and complete daily tasks more easily.

But, with any technological advancement, there can be tradeoffs, and for smart devices, one of the potential tradeoffs is our privacy. In Texas, we have become very aware of that cost. In the past few years, smart thermostats have allowed electric companies to control the temperature in your own home, from afar, in the name of conserving energy.

Furthermore, a lot of Americans don't realize or expect that the growing number of smart household devices and appliances have cameras on them and microphones that can surreptitiously record families and transmit data. In other words, when you are buying a new refrigerator, you don't expect your fridge to record you or listen to you or to spy on you without

your knowledge. And, while some manufacturers have responsibly taken steps to more clearly label their products and to let consumers know they contain listening devices or cameras, others have not.

So I have introduced bipartisan legislation, which I authored alongside Senator CANTWELL of Washington, a Democrat and the chairman of the Commerce Committee. I am the ranking member of the Commerce Committee. Our bipartisan legislation would simply ensure that this information is clearly communicated to consumers so that you are informed before you buy a product that is going to photograph you or film you or record you, so that it doesn't happen against your wishes and without your knowledge.

Now, I expect, in a minute, we are going to hear opposition to my bill—opposition focused on the proposition that any mandate put on a private company is somehow a burden. And it is a mandate to require your refrigerator manufacturer to tell you if your fridge is spying on you. Now, I am sympathetic to the problem that there are too many mandates from government and that many of the mandates are unnecessary and burdensome and costly, but requiring a manufacturer to tell you if they are spying on you does not fall into that category.

And I have to say, in assessing the minimal burden—the disclosure burden—against the harm, I fall down on the side of individual liberty. I fall down on the side of privacy. I don't think the American people want their air fryer spying on them, and, at a minimum, they have the right to know if their air fryer is spying on them.

Now, I would note that my colleagues on both sides of the aisle agree. The Presiding Officer today serves on the Commerce Committee. This legislation passed the Commerce Committee by voice vote, with bipartisan support from both sides of the aisle. This should be a simple, easy, pro-privacy step to protect consumers.

For that reason, as in legislative session, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be discharged from further consideration of H.R. 538 and that the Senate proceed to its immediate consideration; further, that the Cruz-Cantwell substitute amendment at the desk be considered and agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Is there objection?

The Senator from Kentucky.

Mr. PAUL. Mr. President, reserving the right to object, far too often, Congress operates under the delusion that we know what is best for the American consumer. Instead of allowing market participants to determine the information they want, we seek to manipulate the free market to impose our preferences on private actors.