

NAYS—45

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

NOT VOTING—3

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|--------|--------|--------|
| Booker | Cardin | Cotton |
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The PRESIDING OFFICER. The yeas are 52, the nays 45.

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 Adriana Debora Rugler, of Maryland, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 2012.

The PRESIDING OFFICER. The Senator from Minnesota.

LEGISLATIVE SESSION

MORNING BUSINESS

Ms. SMITH. Mr. President, I ask unanimous consent that the Senate proceed to legislative session for 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.

NATIONAL POW/MIA RECOGNITION DAY

Mr. CRAPO. Mr. President, in honor of America's prisoners of war, POWs, and missing in action, MIA, I join in acknowledging National POW/MIA Recognition Day this September 15, 2023.

Each year before POW/MIA Recognition Day, the Defense POW/MIA Accounting Agency, DPAA, the Agency primarily responsible for recovering America's servicemembers, creates a poster commemorating the lives of U.S. servicemembers still unaccounted for from past conflicts. This year's poster features the words: "Though not here, their sacrifice is not forgotten."

The sacrifice of America's unaccounted-for servicemembers is not forgotten thanks in large part to the POW/MIA families and veterans who have remained committed to keeping the pursuit of facts at the forefront of our national conscience. The sacrifice is not forgotten due to the hard work of those who work for and assist the DPAA and related efforts to get needed answers and bring all American servicemembers home. And the sacrifice is

not forgotten due to the commitment of the members of the POW*MIA Awareness Rally Corp. of Pocatello, ID, and others across our country who keep a spotlight on the need to keep pressing forward until every American servicemember is brought home.

As I thank all involved in this effort, I urge the enactment of the Bring Our Heroes Home Act, which I joined Senator JEANNE SHAHEEN, in re-introducing this Congress, to help eliminate obstacles preventing families and case-workers from accessing the records needed for recovering America's POWs and MIA. America's heroes and their families deserve this reduction in bureaucratic redtape as we make a strong effort to identify and recover those who have not yet made it back home.

On National POW/MIA Day, we honor those Americans who have thankfully returned home, the families and loved ones who stood by awaiting their return, and we remain committed to finding answers for the families who continue to await the return of their missing and unaccounted-for loved ones. Thank you to America's servicemembers, veterans and their families for their extraordinary commitment to our country and to all those who work to ensure their return home.

ADDITIONAL STATEMENTS

TRIBUTE TO DR. CHERYL A. MCCONNELL

• Mr. FETTERMAN. Mr. President, I rise today to congratulate Dr. Cheryl A. McConnell on her historic inauguration as the 29th and first female president of Saint Joseph's University. She is to be inaugurated on September 8, 2023.

Since joining Saint Joseph's University 3 years ago, Dr. McConnell has served in integral roles as provost and senior vice president for academic affairs. Her presidential inauguration is the result of an exceptional 35-year career in higher education.

As a first-generation college graduate and dedicated leader of Jesuit higher education, Dr. McConnell has demonstrated her commitment to learning and uplifting the next generation. Among her many accomplishments, she has created new, in-demand academic programs to expand Saint Joseph's University's impact throughout the greater Philadelphia community and has focused on diversity, equity, and inclusion to create a more robust and productive learning environment. Further, in the height of the COVID-19 pandemic, Dr. McConnell's leadership was essential to the university's response to keep students, faculty, and staff healthy and safe.

I am proud that Saint Joseph's University has selected Dr. McConnell as its next president and know she will continue the university's commitment to academic excellence and service to generations of students.

I ask my colleagues to join me in congratulating Dr. Cheryl A. McConnell on her historic inauguration and continuing her career in public service to students in Pennsylvania.●

TRIBUTE TO SCOTT AZBELL

• Mr. TUBERVILLE. Mr. President, if you travel to Fort Payne, you would be stretched to find someone who doesn't know U.S. Air Force MSgt Scott Azbell. Scott joined the military just about as soon as he could, right after high school. He quickly became a skilled aircraft mechanic and training instructor.

He spent his entire 23-year enlistment during times of conflict, serving multiple deployments around the globe. His efforts ensured our aircraft were up to speed on the latest technology and on the advancements necessary for a strong defense.

Scott continues to serve this country, even in his retirement. After he retired, he retrained as a diesel mechanic for Fort Payne City Schools and also is actively involved in its JROTC Program, inspiring a spirit of service in the next generation.

He has used his skills as a mechanic to help countless folks in the community with car repairs throughout the years—not for attention, but because he wants to use his talents to be a blessing to others. Scott is also an active member of Fort Payne Church of Christ and serves as quartermaster for VFW Post 3128. He dedicates his time to supporting other veterans and their families. He has served as a regional spokesperson and coordinator for Wreaths Across America for the past 2 years. His work has helped ensure that we do not forget those who made the ultimate sacrifice for freedom.

We are thankful for veterans like Scott who are committed to making Alabama a better place. I am proud to recognize him as the September Veteran of the Month.●

TRIBUTE TO CHUCK MAGLOTHIN

• Mr. TUBERVILLE. Mr. President, our servicemembers put their lives on the line to preserve this Nation for generations to come. Many of them also hand down that ethic of service to their own children. That is certainly true of CW4 Chuck Maglothin of Foley.

Chuck channeled his love of flying to serve in various aviation roles during his 25 years in the U.S. Army. He specialized in Blackhawk and Kiowa warrior helicopters, climbing the ranks to become an instructor pilot and maintenance examiner.

Chuck's bravery and expertise provided critical war support in the aftermath of 9/11. He was in one of the first groups to be deployed to Iraq. He went on to do three more combat tours to Iraq and Afghanistan. In 2016, Chuck finished his time in the Army with more than 3,200 flight hours, most of which were in combat.

Chuck says one of his greatest honors during his time in the military was swearing his son Jarrod into the U.S. Army in 2013. Jarrod carries on Chuck's love of flying as a UH-60 Blackhawk crew chief.

Chuck continues to use his aviation skills as a mechanical assembler for Collins Aerospace. He works on Boeing 787 inlets to keep our military and commercial planes safe and efficient. Chuck also gives back to local agencies through his involvement in the Marshalls krewes.

We are thankful for Alabamians like Chuck who have put country ahead of self to protect our freedom. I am proud to recognize him as the August Veteran of the Month.●

MESSAGES FROM THE PRESIDENT

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

EXECUTIVE MESSAGES REFERRED

In executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The messages received today are printed at the end of the Senate proceedings.)

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-1779. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Fluxapyroxad; Pesticide Tolerances" (FRL No. 10679-01-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on August 23, 2023; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1780. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pesticide Tolerances; Implementing Registration Review Decisions for Certain Pesticides; Aluminum tris (O-ethylphosphonate), Carbon disulfide, et al.; Technical Correction" (RIN2070-ZA16) (FRL No. 10840-02-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on August 23, 2023; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1781. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pyraclostrobin; Pesticide Tolerances" (FRL No. 10953-01-OCSPP) received during adjournment of the Senate in the Office of the President of the Senate on August 23, 2023; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1782. A communication from the Director of the Regulatory Management Division,

Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Indaziflam; Pesticide Tolerance" (FRL No. 11131-01-OCSPP) received in the Office of the President of the Senate on July 27, 2023; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1783. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "N-(n-Octyl)-2-pyrrolidone in Pesticide Formulations; Tolerance Exemption" (FRL No. 11166-01-OCSPP) received in the Office of the President of the Senate on July 27, 2023; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1784. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Sodium Salt of Acifluorfen; Pesticide Tolerances" (FRL No. 11130-01-OCSPP) received in the Office of the President of the Senate on July 27, 2023; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1785. A communication from the President of the United States, transmitting, pursuant to law, a report of the continuation of the national emergency that was declared in Executive Order 13222 of August 17, 2001, in light of the expiration of the Export Administration Act of 1979; to the Committee on Banking, Housing, and Urban Affairs.

EC-1786. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13224 with respect to persons who commit, threaten to commit, or support terrorism; to the Committee on Banking, Housing, and Urban Affairs.

EC-1787. A communication from the Chair and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to a transaction involving U.S. exports to South Korea; to the Committee on Banking, Housing, and Urban Affairs.

EC-1788. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Regulatory Guide (RG) 4.27 Rev 0, 'Use Of Plant Parameter Envelope In Early Site Permit Applications for Nuclear Power Plants'" received in the Office of the President of the Senate on July 27, 2023; to the Committee on Environment and Public Works.

EC-1789. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Regulatory Guide (RG) 1.163 Rev 1, 'Performance-based Containment Leak-Test Program'" received in the Office of the President of the Senate on July 27, 2023; to the Committee on Environment and Public Works.

EC-1790. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Regulatory Guide (RG) 1.152 Rev 4, 'Criteria for Programmable Digital Devices in Safety-Related Systems of Nuclear Power Plants'" received in the Office of the President of the Senate on July 27, 2023; to the Committee on Environment and Public Works.

EC-1791. A communication from the Director of Congressional Affairs, Office of Nuclear Security and Incident Response, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Security Frequently Asked Question, 2022-01 HHS Lab Audits" received in the Office of the President of the Senate on July 27, 2023;

to the Committee on Environment and Public Works.

EC-1792. A communication from the Biologist of the Branch of Domestic Listing, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Designation of Experimental Populations" (RIN1018-BF98) received in the Office of the President of the Senate on July 27, 2023; to the Committee on Environment and Public Works.

EC-1793. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Air Plan Approval; West Virginia; 2022 Amendments to West Virginia's Ambient Air Quality Standards" (FRL No. 10083-02-R3) received in the Office of the President of the Senate on July 27, 2023; to the Committee on Environment and Public Works.

EC-1794. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Air Plan Approval; State of Missouri; Construction Permits by Rule" (FRL No. 10826-02-R7) received in the Office of the President of the Senate on July 27, 2023; to the Committee on Environment and Public Works.

EC-1795. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Air Plan Approvals; California; South Coast Air Quality Management District, Imperial and Ventura County Air Pollution Control Districts; Non-attainment New Source Review; 2015 Ozone Standard" (FRL No. 9514-02-R9) received during adjournment of the Senate in the Office of the President of the Senate on August 23, 2023; to the Committee on Environment and Public Works.

EC-1796. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Montana: Final Authorization of State Hazardous Waste Management Program Revisions and Incorporation by Reference" (FRL No. 10606-02-R8) received during adjournment of the Senate in the Office of the President of the Senate on August 23, 2023; to the Committee on Environment and Public Works.

EC-1797. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval of Air Quality Implementation Plans; New Jersey; New Jersey 2017 Periodic Emission Inventory SIP for the Ozone Nonattainment Area and PM2.5/ Regional Haze Areas, New Jersey Nonattainment Emission Inventory for 2008 Ozone NAAQS" (FRL No. 10785-02-R2) received during adjournment of the Senate in the Office of the President of the Senate on August 23, 2023; to the Committee on Environment and Public Works.

EC-1798. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Air Plan Approval; Illinois; Base Year Emissions Inventory for the 2015 Ozone Standard" (FRL No. 11148-02-R5) received during adjournment of the Senate in the Office of the President of the Senate on August 23, 2023; to the Committee on Environment and Public Works.

EC-1799. A communication from the Associate Director of the Regulatory Management Division, Environmental Protection