

The senior assistant bill clerk read as follows:

A resolution (S. Res. 143) supporting the designation of May 29, 2025, as "Mental Health Awareness in Agriculture Day" to raise awareness around mental health in the agricultural industry and workforce and to continue to reduce stigma associated with mental illness.

There being no objection, the committee was discharged, and the Senate proceeded to consider the resolution.

Mr. THUNE. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be considered made and laid upon the table.

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

The resolution (S. Res. 143) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in the RECORD of March 26, 2025, under "Submitted Resolutions.")

RESOLUTIONS SUBMITTED TODAY

Mr. THUNE. Mr. President, I ask unanimous consent that the Senate proceed to the en bloc consideration of the following resolutions, which are at the desk: S. Res. 234 and S. Res. 235.

There being no objection, the Senate proceeded to consider the resolutions en bloc.

Mr. THUNE. I ask unanimous consent that the resolutions be agreed to, the preambles be agreed to, and the motions to reconsider be considered made and laid upon the table, all en bloc.

The resolutions were agreed to.

The preambles were agreed to.

(The resolutions, with their preambles, are printed in today's RECORD under "Submitted Resolutions.")

MORNING BUSINESS

ARMS SALES NOTIFICATION

Mr. RISCH. Mr. 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 still available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications that have been received. If the cover letter references a classified annex, then such an 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. JAMES E. RISCH,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(5)(C) of the Arms Export Control Act (AECA), as amended, we are forwarding Transmittal No. 25-0N. This notification relates to enhancements or upgrades from the level of sensitivity of technology or capability described in the Section 36(b)(1) AECA certification 18-35 of September 13, 2018.

Sincerely,

MICHAEL F. MILLER,
Director.

Enclosure.

TRANSMITTAL NO. 25-0N

Report of Enhancement or Upgrade of Sensitivity of Technology or Capability (Sec. 36(b)(5)(C), AECA)

(i) Prospective Purchaser: Republic of Korea.

(ii) Sec. 36(b)(1), AECA Transmittal No.: 18-35; Date: September 13, 2018; Implementing Agency: Army.

(iii) Description: On September 13, 2018, Congress was notified by congressional certification transmittal number 18-35 of the possible sale, under Section 36(b)(1) of the Arms Export Control Act, of sixty-four (64) Patriot Advanced Capability-3 (PAC-3) Missile Segment Enhancement (MSE) missiles. Also included were two (2) PAC-MSE test missiles, range and test programs, publications and technical documentations, training equipment, spare parts, personnel training, U.S. Government and contractor technical, engineering, and logistics support services, and other related elements of logistics and program support. The estimated total value was \$501 million. Major Defense Equipment (MDE) constituted \$365 million of this total.

On December 22, 2022, Congress was notified by congressional certification transmittal number 23-0C of the inclusion of the following additional MDE items: one-hundred sixteen (116) PAC-3 Missile Segment Enhancement (MSE) missiles; and two (2) PAC-3 MSE test missiles. Also included were spare parts; U.S. Government and contractor technical, engineering, and logistics support services; and other related elements of logistics and program support. The estimated total value of the additional items was \$533 million. The estimated non-MDE value increased by \$19 million to a revised \$155 million. The revised estimated total case value was \$1.034 billion. MDE constituted \$879 million of this total.

This transmittal notifies the inclusion of the following additional MDE items: up to one hundred seven (107) PAC-3 MSE missiles; and up to five (5) PAC-3 MSE test missiles. The following non-MDE is also included: spare parts; U.S. Government and contractor technical, engineering, and logistics support services; and other related elements of logistics and program support. The estimated total value of the new items is \$1.006 billion. The estimated non-MDE value will increase by \$300 million to a revised \$455 million. The revised estimated total case value will be \$2.04 billion. MDE will constitute \$1.585 billion of this total.

(iv) Significance: This notification is being provided as the MDE items were not enumerated in the original notification. The proposed sale will improve the Republic of Korea's air and missile defense capability and ensure greater interoperability with other PAC-3 MSE missile users in the region.

(v) Justification: This proposed sale will support the foreign policy goals and national security objectives of the United States by

improving the security of a major non-NATO ally that is a force for political stability and economic progress in the Pacific region

(vi) Sensitivity of Technology:

The Sensitivity of Technology statement contained in the original notification applies to items reported here.

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

(vii) Date Report Delivered to Congress: May 15, 2025.

ARMS SALES NOTIFICATION

Mr. RISCH. Mr. 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 still available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications that have been received. If the cover letter references a classified annex, then such an 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. JAMES E. RISCH,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(5)(C) of the Arms Export Control Act (AECA), as amended, we are forwarding Transmittal No. 25-0Q. This notification relates to enhancements or upgrades from the level of sensitivity of technology or capability described in the Section 36(b)(1) AECA certification 17-67 of November 14, 2017.

Sincerely,

MICHAEL F. MILLER,
Director.

Enclosure.

TRANSMITTAL NO. 25-0Q

Report of Enhancement or Upgrade of Sensitivity of Technology or Capability (Sec. 36(b)(5)(C), AECA)

(i) Prospective Purchaser: Government of Poland.

(ii) Sec. 36(b)(1), AECA Transmittal No.: 17-67; Date: November 14, 2017; Implementing Agency: Army.

Funding Source: National Funds.

(iii) Description: On November 14, 2017, Congress was notified by congressional certification transmittal number 17-67 of the possible sale, under Section 36(b)(1) of the Arms Export Control Act, of phase one of a two-phase program for an Integrated Air and Missile Defense (IAMD) Battle Command System (IBCS) enabled Patriot Configuration-3+ with Modernized Sensors and Components consisting of four (4) AN/MPQ-65 radar sets, four (4) engagement control stations, four (4) Radar Interface Units (RIU) modification kits, sixteen (16) M903 Launching stations adapted, eighteen (18) Launcher Integrated Network Kits (LINKs) (included two

(2) spares), two hundred eight (208) Patriot Advanced Capability-3 (PAC-3) Missile Segment Enhancement (MSE) missiles, eleven (11) PAC-3 MSE test missiles, IBCS software, two (2) future operations—IBCS Engagement Operations Centers (EOCs), six (6) current operations—IBCS EOCs, six (6) engagement operations—IBCS EOCs, fifteen (15) Integrated Fire Control Network (IFCN) relays, four (4) Electrical Power Plants (EPP) III, and five (5) Multifunctional Information Distribution Systems/Low Volume Terminals (MIDS/LVTs). Also included with this request was communications equipment, tools and test equipment, range and test programs, support equipment, prime movers, generators, publications and technical documentation, training equipment, spare and repair parts, personnel training, Technical Assistance Field Team (TAFT), U.S. Government and contractor technical, engineering, and logistics support services, Systems Integration and Checkout (SICO), field office support, and other related elements of logistics and program support. The total estimated program cost was \$10.5 billion. Major Defense Equipment (MDE) constituted \$6.8 billion of that total.

This transmittal notifies inclusion of the following additional MDE items: seven hundred eighty-eight (788) PATRIOT Guidance Enhanced Missile-Tactical (GEM-T) missiles. There are no additional non-MDE items being reported with this notification. The estimated total value of the new items is \$5.8 billion. The estimated total MDE value will increase by \$5.8 billion. The non-MDE value will remain at \$3.7 billion. The total case value will increase by \$5.8 billion, resulting in a revised estimated total case value of \$16.3 billion. MDE will constitute \$12.6 billion of this total.

(iv) Significance: The proposed sale will improve Poland's capability to meet current and future threats by enabling it to field a credible force that can deter adversaries and participate in NATO operations.

(v) Justification: This proposed sale will support the foreign policy goals and national security objectives of the United States by improving the security of a NATO Ally that is an important force for political stability and economic progress in Europe.

(vi) Sensitivity of Technology:

The PATRIOT Guidance Enhanced Missile-Tactical (GEM-T) missile is one of the variants available to both U.S. forces and international customers. The GEM-T missile provides improved ability to defeat tactical ballistic missiles, cruise missiles, or enemy aircraft in complement to the PAC-3 missile. A modernized, digital fuze eliminates obsolescence and introduces significant performance improvements against tactical ballistic missile targets. This design increases sensitivity for improved performance against high-speed tactical ballistic missile targets.

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

(vii) Date Report Delivered to Congress: May 15, 2025.

ARMS SALES NOTIFICATION

Mr. RISCH. Mr. 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 still available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications that have been received. If the cover letter references a classified annex, then such an 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. JAMES E. RISCH,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(5)(C) of the Arms Export Control Act (AECA), as amended, we are forwarding Transmittal No. 25-0H. This notification relates to enhancements or upgrades from the level of sensitivity of technology or capability described in the Section 36(b)(1) AECA certification 24-45 of May 16, 2024.

Sincerely,

MICHAEL F. MILLER,
Director.

Enclosure.

TRANSMITTAL NO. 25-0H

Report of Enhancement or Upgrade of Sensitivity of Technology or Capability (Sec. 36(b)(5)(C), AECA)

(i) Purchaser: Government of Ukraine.
(ii) Sec. 36(b)(1), AECA Transmittal No.: 24-45.

Date: May 16, 2024.
Implementing Agency: Army.
Funding Source: Foreign Military Financing.

(iii) Description: On May 16, 2024, Congress was notified by congressional certification transmittal number 24-45, of the possible sale, under Section 36(b)(1) of the Arms Export Control Act, of equipment and services for sustainment support of U.S. Army supplied vehicles and weapon systems, utilizing Blanket Orders, Cooperative Logistics Supply Support Arrangement (CLSSA), and/or Simplified Non-Standard Acquisition Program (SNAP), as well as other related elements of logistics and program support. The estimated total program cost was \$100 million. There was no Major Defense Equipment (MDE) associated with this sale.

This transmittal notifies inclusion of additional non-MDE equipment and services for sustainment support of U.S. Army supplied vehicles and weapon systems, utilizing Blanket Orders, Cooperative Logistics Supply Support Arrangement (CLSSA), and/or Simplified Non-Standard Acquisition Program (SNAP), and other related elements of logistics and program support. The estimated total value of the new items is \$200 million. The estimated non-MDE value will increase by \$200 million to a revised \$300 million. The estimated total case value will increase by \$200 million to a revised \$300 million. There is no MDE included in this potential sale.

(iv) Significance: This proposed sale will directly contribute to Ukraine's battlefield effectiveness through improved logistics and will contribute to more resilient and rapid repair cycle times.

(v) Justification: This proposed sale will support the foreign policy goals and national security objectives of the United States by improving the security of a partner country that is a force for political stability and economic progress in Europe.

(vi) Sensitivity of Technology:

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

(vii) Date Report Delivered to Congress: May 16, 2025.

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

NOMINATIONS FOR THE U.S. ENVIRONMENTAL PROTECTION AGENCY

Mr. PADILLA. Mr. President, I must object to the Senate proceeding to any of the four nominations pending on the Senate's Executive Calendar for the U.S. Environmental Protection Agency (EPA).

This objection is a direct result of the Agency's cynical attempt to weaponize the Congressional Review Act (CRA) by attempting to submit as "rules" three waivers issued to the State of California under the Clean Air Act (CAA). If this attempt is successful, the consequences will be far-reaching, not only for our clean energy economy, the air our children breathe, and for our climate, but for the future of the CRA and for the Senate as an institution.

The EPA has issued over 100 individual waivers or waiver-related decisions to California pursuant to the waiver authority that Congress passed with overwhelming bipartisan support in 1967. During administrations of both parties, for over 50 years, the EPA has never once submitted these waivers to the Government Accountability Office (GAO) or Congress as "rules" because the Agency knew that they were not rules. Even as EPA Administrators denied or attempted to withdraw a previously granted waiver, as under the George W. Bush and prior Trump administration, the EPA explicitly stated that their actions denying or withdrawing a waiver did not qualify as a rule.

During the first Trump administration, in 2019, the EPA attempted to use administrative procedures to rescind a waiver. The current Trump administration could pursue its own strategy from 2019 and again attempt to rescind these waivers administratively. Instead, it is choosing a much more reckless track, with far-reaching consequences for future Senate procedures. Perhaps because the EPA is firing so many of its own staff experts, they worry the Agency does not have the capacity to take an administrative route, so they must seek a made-up shortcut.

In 2022, a U.S. Senator sought GAO's legal opinion as to whether EPA's restoration of a prior waiver was a rule for the purposes of the CRA. GAO's legal opinion was clear: No, California's waivers are not rules. Further, GAO found that even if the waivers were somehow rules, they would still not be covered by the CRA because they would be rules of particular applicability which are not covered under the CRA.