

spew more carbon dioxide and methane so Trump's fossil fuel political donors can sell more oil and gas.

EPA is even attempting to shut down the program that keeps track of how much carbon pollution industrial facilities emit. They don't even want to keep score any longer.

"Hear no evil, see no evil" is Administrator Zeldin's motto over at the EPA.

The corruption in this administration is endless, and the corruption related to the fossil fuel industry is particularly evil and damaging. And the service of David Fotouhi in the cause of the polluters who fund Trump and the Republican Party is, in my view, completely disqualifying. On the other hand, for the polluters, it is the reason they like him.

I will vote no on his nomination, and I urge my colleagues to do the same.

I yield the floor.

The PRESIDING OFFICER. The Senator from West Virginia.

Mrs. CAPITO. Madam President, I rise as chair of the Environment and Public Works Committee. I rise today in support of the nomination of David Fotouhi to be the Deputy Administrator of Environmental Protection Agency.

Behind Administrator Lee Zeldin—who I believe is doing an excellent job—Mr. Fotouhi's position is of the utmost importance to the Agency, and his perspective is essential in returning the Agency to its core mission in support of President Trump's administration's agenda.

Mr. Fotouhi has spent the previous years of his career representing clients on matters relating to all types of environmental law. And before that, he previously served as the acting general counsel and principal deputy general counsel at EPA, so he has tons of experience. Mr. Fotouhi has been recognized by multiple national law publications for his work in environmental and energy law and as a leader on those issues.

Mr. Fotouhi's previous experience at the EPA provides him with a wealth of perspective on the Agency's critical role of protecting our environment, our land, and our water and our air. While doing so within the bounds of the legal authority that Congress has established, EPA Deputy Administrator is generally tasked with overseeing the day-to-day operations of the Agency.

In this role, Mr. Fotouhi will coordinate the work of EPA's important air, water, and chemical offices, in addition to the EPA's regional offices—which touches all of us—the research enforcement and general counsel office teams. Effectively integrating the Agency's work will be at the top of Mr. Fotouhi's list of responsibility.

Facilitating economic growth while protecting public health and the environment requires the Agency to establish consistent and legally defensible regulations, fairly and clearly enforces those rules, and communicate with the

States, communities, and entities that are impacted by those regulations.

Throughout the confirmation process, both in meetings with me and in front of our committee in his testimony before the EPW Committee, Mr. Fotouhi displayed incredible knowledge and understanding of the tasks before him and pledged to uphold the principles of cooperative federalism.

His vast experience has positioned him well for service at the EPA, and his presence will move forward the initiatives that are important to the success of our country.

The fact of the matter is that Mr. Fotouhi is well-qualified and equipped to fulfill this role. I have confidence he will refocus the Agency back to fulfilling its core mission and away from pushing extreme regulations that threaten the reliability of our electric grid and our American competitiveness. Too often, we have nominees that have a lot of experience regulating but no experience advising entities on complying with regulations. This is an important perspective for the Agency to have and one that Mr. Fotouhi brings to the table.

I encourage my colleagues to join me and my fellow EPW Committee members in supporting this nomination so we can get to work together on efforts that improve the lives of Americans across the country and to protect—I will say that again—to protect our environment.

I yield the floor.

#### WAIVING QUORUM CALL

The PRESIDING OFFICER. The Senator from North Dakota.

Mr. HOEVEN. Madam President, I ask unanimous consent to waive the mandatory quorum call with respect to the Fotouhi nomination.

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

#### VOTE ON SHUMATE NOMINATION

The PRESIDING OFFICER. Under the previous order, the question is, Will the Senate advise and consent to the Shumate nomination?

Mrs. CAPITO. Madam President, 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. BARRASSO. The following Senators are necessarily absent: the Senator from Tennessee (Mr. HAGERTY) and the Senator from Indiana (Mr. YOUNG).

Further, if present and voting: the Senator from Tennessee (Mr. HAGERTY) would have voted "yea" and the Senator from Indiana (Mr. YOUNG) would have voted "yea."

Mr. DURBIN. I announce that the Senator from Wisconsin (Ms. BALDWIN), the Senator from Colorado (Mr. BENNET), the Senator from Hawaii (Ms. HIRONO), the Senator from Georgia (Mr. OSSOFF), the Senator from Rhode Island (Mr. REED), and the Senator from

California (Mr. SCHIFF) are necessarily absent.

The result was announced—yeas 51, nays 41, as follows:

[Rollcall Vote No. 297 Ex.]

#### YEAS—51

Banks	Fischer	Moran
Barrasso	Graham	Moreno
Blackburn	Grassley	Mullin
Boozman	Hawley	Murkowski
Britt	Hoehn	Paul
Budd	Husted	Ricketts
Capito	Hyde-Smith	Risch
Cassidy	Johnson	Rounds
Collins	Justice	Schmitt
Cornyn	Kennedy	Scott (FL)
Cotton	Lankford	Scott (SC)
Cramer	Lee	Sheehy
Crapo	Lummis	Sullivan
Cruz	Marshall	Thune
Curtis	McConnell	Tillis
Daines	McCormick	Tuberville
Ernst	Moody	Wicker

#### NAYS—41

Alsobrooks	Hickenlooper	Sanders
Blumenthal	Kaine	Schatz
Blunt Rochester	Kelly	Schumer
Booker	Kim	Shaheen
Cantwell	King	Slotkin
Coons	Klobuchar	Smith
Cortez Masto	Lujan	Van Hollen
Duckworth	Markey	Warner
Durbin	Merkley	Warnock
Fetterman	Murphy	Warren
Gallego	Murray	Welch
Gillibrand	Padilla	Whitehouse
Hassan	Peters	Wyden
Heinrich	Rosen	

#### NOT VOTING—8

Baldwin	Hirono	Schiff
Bennet	Ossoff	Young
Hagerty	Reed	

The nomination was confirmed.

The PRESIDING OFFICER (Mr. RICKETTS). 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. 49, David Fotouhi, of Virginia, to be Deputy Administrator of the Environmental Protection Agency.

John Thune, Tim Scott of South Carolina, Mike Crapo, Lindsey Graham, Tim Sheehy, John Kennedy, John Barrasso, Markwayne Mullin, Roger Marshall, Rick Scott of Florida, Mike Rounds, Tommy Tuberville, Steve Daines, Bernie Moreno, Eric Schmitt, Jon A. Husted, Roger F. Wicker.

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 David Fotouhi, of Virginia, to be Deputy Administrator of the Environmental Protection Agency, 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. DURBIN. I announce that the Senator from Colorado (Mr. BENNET), the Senator from Georgia (Mr. OSSOFF), the Senator from Rhode Island (Mr. REED), and the Senator from California (Mr. SCHIFF) are necessarily absent.

The yeas and nays resulted—yeas 53, nays 43, as follows:

[Rollcall Vote No. 298 Ex.]

#### YEAS—53

Banks	Graham	Moreno
Barrasso	Grassley	Mullin
Blackburn	Hagerty	Murkowski
Boozman	Hawley	Paul
Britt	Hoeben	Ricketts
Budd	Husted	Risch
Capito	Hyde-Smith	Rounds
Cassidy	Johnson	Schmitt
Collins	Justice	Scott (FL)
Cornyn	Kennedy	Scott (SC)
Cotton	Lankford	Sheehy
Cramer	Lee	Sullivan
Crapo	Lummis	Thune
Cruz	Marshall	Tillis
Curtis	McConnell	Tuberville
Daines	McCormick	Wicker
Ernst	Moody	Young
Fischer	Moran	

#### NAYS—43

Alsobrooks	Hickenlooper	Sanders
Baldwin	Hirono	Schatz
Blumenthal	Kaine	Schumer
Blunt Rochester	Kelly	Shaheen
Booker	Kim	Slotkin
Cantwell	King	Smith
Coons	Klobuchar	Van Hollen
Cortez Masto	Lujan	Warner
Duckworth	Markey	Warnock
Durbin	Merkley	Warren
Fetterman	Murphy	Welch
Gallego	Murray	Whitehouse
Gillibrand	Padilla	Wyden
Hassan	Peters	
Heinrich	Rosen	

#### NOT VOTING—4

Bennet	Reed
Ossoff	Schiff

The PRESIDING OFFICER. On this vote, the yeas are 53, the nays are 43, and the motion is agreed to.

The motion was agreed to.

#### EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of David Fotouhi, of Virginia, to be Deputy Administrator of the Environmental Protection Agency.

The PRESIDING OFFICER. The Senator from Alabama.

#### LEGISLATIVE SESSION

#### MORNING BUSINESS

Mrs. BRITT. Mr. President, I ask unanimous consent that the Senate resume 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.

#### NOMINATIONS OBJECTIONS

Ms. ROSEN. Mr. President, in response to the Trump administration's reckless decision to rescind Nevada's approval to receive its share of Broadband, Equity, Access, and Deployment Program funding, I hereby announce that I intend to object to the nominations of Arielle Roth to be Assistant Secretary of Commerce for Communications and Information (PN22-25), Paul Dabbar to be Deputy Secretary of Commerce (PN26-12), Pierre Gentin to be General Counsel of the Department of Commerce (PN22-6), and Harry Kumar to be an Assistant Secretary of Commerce (PN26-26). I have submitted to the legislative clerk formal notices of my intent to object to these nominees.

#### MESSAGE FROM THE HOUSE RECEIVED DURING ADJOURNMENT

##### ENROLLED BILL AND JOINT RESOLUTIONS SIGNED

Under the authority of the order of the Senate of January 3, 2025, the Secretary of the Senate, on June 6, 2025, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker has signed the following enrolled bill:

S. 160. An act to amend the Wildfire Suppression Aircraft Transfer Act of 1996 to reauthorize the sale by the Department of Defense of aircraft and parts for wildfire suppression purposes, and for other purposes.

The message further announced that the Speaker has signed the following enrolled joint resolutions:

S.J. Res. 13. A joint resolution providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Office of the Comptroller of the Currency of the Department of the Treasury relating to the review of applications under the Bank Merger Act.

S.J. Res. 31. A joint resolution providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Environmental Protection Agency relating to "Review of Final Rule Reclassification of Major Sources as Area Sources Under Section 112 of the Clean Air Act".

#### MESSAGE FROM THE HOUSE

At 3:02 p.m., a message from the House of Representatives, delivered by Mrs. Alli, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 2931. An act to direct the Administrator of the Small Business Administration to relocate certain offices of the Small Business Administration in sanctuary jurisdictions, and for other purposes.

H.R. 2966. An act to require the Administrator of the Small Business Administration to require an applicant for certain loans of the Administration to provide certain citizenship status documentation, and for other purposes.

H.R. 2987. An act to amend the Small Business Act to require a limit on the number of small business lending companies, and for other purposes.

##### ENROLLED BILL AND JOINT RESOLUTIONS SIGNED

The President pro tempore (Mr. GRASSLEY) announced that on today, June 9, 2025, he had signed the following enrolled bill, and joint resolutions, which were previously signed by the Speaker of the House:

S. 160. An act to amend the Wildfire Suppression Aircraft Transfer Act of 1996 to reauthorize the sale by the Department of Defense of aircraft and parts for wildfire suppression purposes, and for other purposes.

S.J. Res. 13. A joint resolution providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Office of the Comptroller of the Currency of the Department of the Treasury relating to the review of applications under the Bank Merger Act.

S.J. Res. 31. A joint resolution providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Environmental Protection Agency relating to "Review of Final Rule Reclassification of Major Sources as Area Sources Under Section 112 of the Clean Air Act".

#### MEASURES REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2931. An act to direct the Administrator of the Small Business Administration to relocate certain offices of the Small Business Administration in sanctuary jurisdictions, and for other purposes; to the Committee on Small Business and Entrepreneurship.

H.R. 2966. An act to require the Administrator of the Small Business Administration to require an applicant for certain loans of the Administration to provide certain citizenship status documentation, and for other purposes; to the Committee on Small Business and Entrepreneurship.

H.R. 2987. An act to amend the Small Business Act to require a limit on the number of small business lending companies, and for other purposes; to the Committee on Small Business and Entrepreneurship.

#### PRIVILEGED NOMINATIONS REFERRED TO COMMITTEE

On request by Senator MARIA CANTWELL, under the authority of S. Res. 116, 112th Congress, the following nomination was referred to the Committee on Commerce, Science, and Transportation: Harry Kumar, of New York, to be an Assistant Secretary of Commerce.

#### 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-1070. A communication from the President and CEO, Inter-American Foundation, transmitting, pursuant to law, the Foundation's FY24 Annual Performance Report (APR); to the Committee on Homeland Security and Governmental Affairs.

EC-1071. A communication from the Acting Administrator of the General Services Administration, transmitting, pursuant to law,