

are rushing Mr. Bove through tonight, hoping the American people aren't paying attention. That includes the Judiciary chairman, someone who prides himself on standing up for whistleblowers but who rushed the process through in committee without fully vetting this nominee and without getting to the bottom of the facts underpinning these grave accusations.

Honestly, how have Republicans allowed the bar to fall so low—so dismally low—that they would confirm someone accused of lying to judges to the bench without turning over every stone and examining every lead before making this decision?

How have our Republican colleagues forgotten the horrors of January 6 so soon that they would let Mr. Bove—one of the great defenders of the insurrectionists—sail through this Chamber?

This is a dark, dark day, a dark vote, and a dangerous nominee Republicans are confirming.

I yield the floor.

The PRESIDING OFFICER. The Senator from New Jersey.

Mr. BOOKER. Madam President, I want to thank Senator SCHUMER, the Democratic leader, for his words.

This is a really tough moment for me, not just because this is in New Jersey. This is someone who has had something I have never seen before—hundreds of judges, hundreds of Federal prosecutors and Federal public defenders from both parties come forward, saying that Emil Bove should not be on the Third Circuit as a judge for a lifetime position; not only that, but that his temperament of using vulgarities to show, it is claimed, that folks should disobey—that the Trump administration should disobey—court orders disqualifies him from being on the bench. That is one thing that bothered me.

The other thing is the fact that he has had some of the worst ethics violations of any judge I have seen come before the Judiciary Committee in holding back exculpatory evidence when he was a prosecutor. He was called by former prosecutors and former defense attorneys the drunk driving version of a prosecutor—reckless and dangerous.

Then, finally, what was the ultimate frustration was we saw a whistleblower come forward who had impinged his testimony with receipts, but there were other whistleblowers trying to come forward who were afraid for themselves because of this climate in which people who stand up and speak the truth are often targeted and attacked. Contrary to what my colleague was saying on the floor, their lawyers were trying to get somebody in the Republican Party just to listen to the evidence, and no one wanted to even listen.

This is a sad day for our democracy. This is a sad day for the judiciary and a sad day for the U.S. Senate, whose constitutional obligation is to advise and consent, to look at all of the evidence, especially when you have whis-

tleblowers standing up with courage and wanting to speak the truth—not even to listen to it. We saw those tactics in the Judiciary Committee: not wanting to have debate, not wanting to have a discussion, rushing this nominee through as quickly as possible to this floor for a vote before any more evidence could come out before another 200, 300, 400 judges or prosecutors could come out with damning indictments of this man's qualifications.

This is a very unfortunate day for the U.S. Senate, a very unfortunate day for the State of New Jersey, and a very unfortunate day for the Third Circuit. I am expressing my deepest disappointment in this body in its abdication of its responsibilities.

#### LEGISLATIVE SESSION

Mr. THUNE. Madam President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

#### EXECUTIVE SESSION

##### EXECUTIVE CALENDAR

Mr. THUNE. Madam President, I move to proceed to executive session to consider Calendar No. 271.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Cheryl Mason, of North Carolina, to be Inspector General, Department of Veterans Affairs.

##### CLOTURE MOTION

Mr. THUNE. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

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. 271, Cheryl Mason, of North Carolina, to be Inspector General, Department of Veterans Affairs.

John Thune, Tommy Tuberville, Bernie Moreno, Tim Sheehy, John Barrasso, John R. Curtis, Cindy Hyde-Smith, Mike Rounds, Katie Boyd Britt, Roger Marshall, Pete Ricketts, John Boozman, David McCormick, Tim Scott of South Carolina, Rick Scott of Florida, Eric Schmitt, Lindsey Graham.

#### LEGISLATIVE SESSION

Mr. THUNE. Madam President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

#### EXECUTIVE SESSION

##### EXECUTIVE CALENDAR

Mr. THUNE. Madam President, I move to proceed to executive session to consider Calendar No. 254.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Andrea Lucas, of Virginia, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2030 (Reappointment).

##### CLOTURE MOTION

Mr. THUNE. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

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. 254, Andrea Lucas, of Virginia, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2030. (Reappointment)

John Thune, Tommy Tuberville, Bernie Moreno, Tim Sheehy, John Barrasso, John R. Curtis, Cindy Hyde-Smith, Mike Rounds, Katie Boyd Britt, Roger Marshall, Pete Ricketts, John Boozman, David McCormick, Tim Scott of South Carolina, Rick Scott of Florida, Eric Schmitt, Lindsey Graham.

#### LEGISLATIVE SESSION

Mr. THUNE. Madam President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

#### EXECUTIVE SESSION

##### EXECUTIVE CALENDAR

Mr. THUNE. Madam President, I move to proceed to executive session to consider Calendar No. 59.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Casey Mulligan, of Illinois, to be Chief Counsel for Advocacy, Small Business Administration.

##### CLOTURE MOTION

Mr. THUNE. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

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. 59, Casey Mulligan, of Illinois, to be Chief Counsel for Advocacy, Small Business Administration.

John Thune, John Barrasso, Cindy Hyde-Smith, John R. Curtis, Rick Scott of Florida, Bernie Moreno, Pete Ricketts, Eric Schmitt, Jon Husted, Roger Marshall, Jim Justice, Tommy Tuberville, Bill Hagerty, Joni Ernst, James E. Risch, Marsha Blackburn, Tim Sheehy.

#### LEGISLATIVE SESSION

Mr. THUNE. Madam President, I move to proceed to legislative session. The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. THUNE. Madam President, I move to proceed to executive session to consider Calendar No. 118.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of David Woll, of Virginia, to be General Counsel of the Department of Housing and Urban Development.

#### CLOTURE MOTION

Mr. THUNE. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

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. 118, David Woll, of Virginia, to be General Counsel of the Department of Housing and Urban Development.

John Thune, Tommy Tuberville, Bernie Moreno, Tim Sheehy, John Barrasso, John R. Curtis, Cindy Hyde-Smith, Mike Rounds, Katie Boyd Britt, Roger Marshall, Pete Ricketts, John Boozman, David McCormick, Tim Scott of South Carolina, Rick Scott of Florida, Eric Schmitt, Lindsey Graham.

#### LEGISLATIVE SESSION

Mr. THUNE. Madam President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. THUNE. Madam President, I move to proceed to executive session to consider Calendar No. 165.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Nicholas Kent, of Virginia, to be Under Secretary of Education.

#### CLOTURE MOTION

Mr. THUNE. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

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. 165, Nicholas Kent, of Virginia, to be Under Secretary of Education.

John Thune, John R. Curtis, Bernie Moreno, Tommy Tuberville, Kevin Cramer, Ron Johnson, Shelley Moore Capito, John Boozman, John Barrasso, Marsha Blackburn, Roger Marshall, Jon A. Husted, Roger F. Wicker, Jim Banks, Cindy Hyde-Smith, Ted Budd, David McCormick.

#### LEGISLATIVE SESSION

#### MORNING BUSINESS

Mr. THUNE. Madam 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.

#### DISCLOSURE OF CONGRESSIONALLY DIRECTED SPENDING ITEMS UNDER RULE XLIV OF THE STANDING RULES OF THE SENATE

Ms. COLLINS. Madam President, the information required by rule XLIV of the Standing Rules of the Senate related to congressionally directed spending items is included in the committee reports (Senate Reports 119-37, 119-43, and 119-44) that are referenced in Senate amendment No. 3038 to H.R. 3944. I hereby incorporate that information into this disclosure by reference.

#### ARMS SALES NOTIFICATION

Mr. RISCH. Madam 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. 25-0R. 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 22-71 of December 6, 2022.

Sincerely,

MICHAEL F. MILLER,  
Director.

Enclosure.

TRANSMITTAL NO. 25-0R

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.: 22-71; Date: December 6, 2022; Implementing Agency: Army.

Funding Source: National Funds.

(iii) Description: On December 6, 2022, Congress was notified by congressional certification transmittal number 22-71 of the possible sale under Section 36(b)(1) of the Arms Export Control Act, of one hundred sixteen (116) M1A1 Abrams Main Battle Tanks; twelve (12) M88A2 HERCULES Combat Recovery Vehicles; eight (8) M1110 Joint Assault Bridges; six (6) M577A3 Command Vehicles; twenty-six (26) M1152A1 High Mobility Multipurpose Wheeled Vehicles (HMMWV); twenty-six (26) M1279A1 Joint Light Tactical Vehicles (JLTV); one hundred sixteen (116) M2.50 caliber machine guns; two hundred thirty-two (232) M240 7.62mm machine guns; six (6) AGT 1500 gas turbine engines; thirty thousand nine hundred twenty-eight (30,928) 120mm M865 Target Practice, Cone Stabilized, Discarding Sabot—Tracer (TPCSDS-T) cartridges; twenty thousand eight hundred twenty-three (20,823) 120mm M1002 Target Practice Multipurpose Tracer (TPMP-T) projectiles; sixty thousand (60,000) 120mm M829A4 Armor Piercing, Fin Stabilized, Discarding Sabot—Tracer (APFSDS-T) cartridges; two thousand (2,000) 120mm M829A3 Armor Piercing, Fin Stabilized, Discarding Sabot—Tracer (APFSDS-T) cartridges; fifty thousand (50,000) 120mm M829A2 Armor Piercing, Fin Stabilized, Discarding Sabot—Tracer (APFSDS-T) cartridges; ten thousand (10,000) 120mm M830A1 High Explosive Anti-