

Since President Trump's unprovoked war, gasoline prices have risen over 30 percent in Colorado. They have cut investments in the cheapest types of electricity, while promoting the most expensive. Everything the administration has done has made it harder for parents in Colorado to pay their bills and heat their homes, and now to take their children to enjoy some of the incredible national parks and public lands our State has to offer.

If this ruling stands, it won't stop in Colorado. It could open the door to similar challenges across the country, weakening air quality protections and leaving States in an impossible position—responsible for results but stripping them of the tools and the authority to achieve them.

And so I urge my colleagues to support S.J. Res. 139 to overturn the EPA's decision.

I ask consent to yield back all time. I ask for the yeas and nays.

PROVIDING FOR CONGRESSIONAL DISAPPROVAL UNDER CHAPTER 8 OF TITLE 5, UNITED STATES CODE, OF THE RULE SUBMITTED BY THE ENVIRONMENTAL PROTECTION AGENCY RELATING TO "AIR PLAN DISAPPROVAL; COLORADO; REGIONAL HAZE PLAN FOR THE SECOND IMPLEMENTATION PERIOD"—Motion to Proceed

Mr. BENNET. I move to proceed to Calendar No. 364, S.J. Res. 139.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The senior assistant legislative clerk read as follows:

Motion to proceed to Calendar No. 364, S.J. Res. 139, 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 "Air Plan Disapproval; Colorado; Regional Haze Plan for the Second Implementation Period".

VOTE ON MOTION

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

Mr. DURBIN. 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 senior assistant legislative clerk called the roll.

Mr. BARRASSO. The following Senator is necessarily absent: the Senator from Alabama (Mr. TUBERVILLE).

Mr. DURBIN. I announce that the Senator from Maryland (Ms. ALSOBROOKS) is necessarily absent.

The result was announced—yeas 46, nays 52, as follows:

[Rollcall Vote No. 110 Leg.]

YEAS—46

Baldwin	Booker	Duckworth
Bennet	Cantwell	Durbin
Blumenthal	Coons	Fetterman
Blunt Rochester	Cortez Masto	Gallego

Gillibrand	Merkley	Shaheen
Hassan	Murphy	Slotkin
Heinrich	Murray	Smith
Hickenlooper	Ossoff	Van Hollen
Hirono	Padilla	Warner
Kaine	Peters	Warnock
Kelly	Reed	Warren
Kim	Rosen	Welch
King	Sanders	Whitehouse
Klobuchar	Schatz	Wyden
Lujan	Schiff	
Markey	Schumer	

NAYS—52

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

NOT VOTING—2

Alsobrooks Tuberville

The motion was rejected.
The PRESIDING OFFICER (Mr. MORENO). The Senator from Nevada.

PROVIDING FOR CONGRESSIONAL DISAPPROVAL UNDER CHAPTER 8 OF TITLE 5, UNITED STATES CODE, OF THE RULE SUBMITTED BY U.S. CITIZENSHIP AND IMMIGRATION SERVICES RELATING TO "REMOVAL OF THE AUTOMATIC EXTENSION OF EMPLOYMENT AUTHORIZATION DOCUMENTS"—Motion to Proceed

Ms. ROSEN. Mr. President, I move to proceed to Calendar No. 366, S.J. Res. 99.

The PRESIDING OFFICER. The clerk will report the motion.

The senior assistant executive clerk read as follows:

Motion to proceed to Calendar No. 366, S.J. Res. 99, a joint resolution providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by U.S. Citizenship and Immigration Services relating to "Removal of the Automatic Extension of Employment Authorization Documents".

VOTE ON MOTION

The PRESIDING OFFICER. The question is on agreeing to the motion to proceed.

Ms. ROSEN. Mr. 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 senior assistant executive clerk called the roll.

Mr. BARRASSO. The following Senators are necessarily absent: the Senator from Kentucky (Mr. PAUL) and the Senator from Alabama (Mr. TUBERVILLE).

Mr. DURBIN. I announce that the Senator from Maryland (Ms. ALSOBROOKS) is necessarily absent.

The result was announced—yeas 47, nays 50, as follows:

[Rollcall Vote No. 111 Leg.]

YEAS—47

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

NAYS—50

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

NOT VOTING—3

Alsobrooks Paul Tuberville

The motion was rejected.
The PRESIDING OFFICER (Mr. JUSTICE). The Senator from Iowa.

THE CALENDAR

Ms. ERNST. Mr. President, COVID-19 fraudsters stole at least \$200 billion, but time is now running out to hold every single one accountable. Starting this week, crooks who defrauded pandemic relief programs are getting away.

Both Republicans and Democrats should be working around the clock to send a clear message to fraudsters past, present, and future: There are real consequences to stealing from taxpayers.

But Democrats have wanted to press "snooze" on passing my SBA Fraud Enforcement Extension Act. This is the third day fraudsters who stole millions in COVID relief funds have been able to escape justice.

You heard me right, folks. Swindlers who took advantage of SBA COVID relief programs are already escaping justice. Every day that passes, another gets away. The clock is ticking, and the countdown is on.

My bill simply gives investigators and prosecutors flexibility to do their jobs by extending the statutes of limitation for defrauding the Shuttered Venue Operators Grant Program and the Restaurant Revitalization Fund by 5 years.

Congress has already passed an extension of the statutes of limitation for SBA's other COVID relief programs with bipartisan support. This body came together against fraud, and we need to again.

Pandemic program fraud investigations have already uncovered \$57 billion in fraud and issued 1,200 indictments. The SBA is currently conducting a manual review of over \$3 billion in Restaurant Revitalization Fund awards, but in this program alone, more than \$9.5 billion of awards still require review.

We can't allow swindlers, scammers, and con artists to run out the clock, because for fraudsters, time flies when you are having fun.

Look no further than rapper Chris Brown, who exploited the SVOG Program to pay for his lavish \$80,000 birthday party and paid himself \$5.1 million in the process, and multilocation franchise CoreLife Eatery, which ignored location limits to feast on \$7.8 million in taxpayer funds.

Make no mistake, when it comes to fraud and abuse, this is just the tip of the iceberg. Thorough investigations take time, and investigators must be able to continue conducting this vital work on behalf of the American taxpayers. That is why I am urging my colleagues to support the SBA Fraud Enforcement Extension Act so fraudsters know the days of getting away with their scams are numbered. But if Congress continues to press "snooze," taxpayers are the ones who lose billions.

With that, I ask unanimous consent that the Senate proceed to the immediate consideration of the following bills en bloc: Calendar No. 134, S. 1199, and Calendar No. 135, S. 2232.

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

Ms. ERNST. I ask that the committee-reported substitute amendment to S. 1199 be withdrawn; that the Ernst substitute amendment at the desk be considered; that the Markey amendment to the Ernst substitute be considered and agreed to; that the Ernst substitute, as amended, be agreed to; further, that the committee-reported substitute to S. 2232 be agreed to; finally, that the bills, as amended, be considered read a third time and passed en bloc and that the motions to reconsider be considered made and laid upon the table, all en bloc.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The bills considered and agreed to en bloc are as follows:

SBA FRAUD ENFORCEMENT EXTENSION ACT

The Senate proceeded to consider the bill (S. 1199) to extend the statute of limitations for fraud under certain pandemic programs, and for other purposes, which had been reported from the Committee on Small Business and Entrepreneurship with an amendment to strike all after the enacting clause and insert the part printed in italic, as follows:

SECTION 1. SHORT TITLE.

This Act may be cited as the "SBA Fraud Enforcement Extension Act".

SEC. 2. STATUTE OF LIMITATIONS FOR CERTAIN PROGRAMS.

(a) *SHUTTERED VENUE OPERATORS.—Section 324 of division N of the Consolidated Appropriations Act, 2021 (15 U.S.C. 9009a) is amended by adding at the end the following:*

"(g) STATUTE OF LIMITATIONS.—Notwithstanding any other provision of law, any criminal prosecution or civil enforcement action for a violation of, or conspiracy to violate, section 371, 641, 1001, 1028A, 1029, 1341, 1343, 1349, 1956, or 1957 of title 18, United States Code, or section 3729 or 3802 of title 31, United States Code, with respect to any grant received or applied for under this section shall be filed not later than 10 years after the date of the violation or conspiracy."

(b) *RESTAURANT REVITALIZATION.—Section 5003 of the American Rescue Plan Act of 2021 (15 U.S.C. 9009c) is amended by adding at the end the following:*

"(d) STATUTE OF LIMITATIONS.—Notwithstanding any other provision of law, any criminal prosecution or civil enforcement action for a violation of, or conspiracy to violate, section 371, 641, 1001, 1028A, 1029, 1341, 1343, 1349, 1956, or 1957 of title 18, United States Code, or section 3729 or 3802 of title 31, United States Code, with respect to any grant received or applied for under this section shall be filed not later than 10 years after the date of the violation or conspiracy."

(c) *CERTAIN ECONOMIC INJURY DISASTER LOANS.—Section 7 of the Small Business Act (15 U.S.C. 636) is amended—*

(1) by redesignating the matter appearing between paragraphs (12)(A) and (13) of subsection (a) and designated as subsection (b) (relating to deferred participation in loans) as subparagraph (B) and adjusting the margins 2 ems to the right; and

(2) in the second subsection (b), relating to disaster loans—

(A) by inserting after "(b)" the following: "FEDERAL DISASTER LOANS.—"; and

(B) by striking the second paragraph (16), relating to the statute of limitations, and inserting the following:

"(17) STATUTE OF LIMITATIONS.—Notwithstanding any other provision of law, any criminal prosecution or civil enforcement action for a violation of, or conspiracy to violate, section 371, 641, 1001, 1028A, 1029, 1341, 1343, 1349, 1956, or 1957 of title 18, United States Code, or section 3729 or 3802 of title 31, United States Code, in which a borrower engaged in fraud with respect to a loan made under this subsection in response to COVID-19 during the covered period (as defined in section 1110(a) of the CARES Act (15 U.S.C. 9009(a))) shall be filed not later than 10 years after the date of the violation or conspiracy."

(d) *PAYCHECK PROTECTION PROGRAM.—Section 7(a)(36) of the Small Business Act (15 U.S.C. 636(a)(36)) is amended by striking subparagraph (W) and inserting the following:*

"(W) STATUTE OF LIMITATIONS.—Notwithstanding any other provision of law, any criminal prosecution or civil enforcement action for a violation of, or conspiracy to violate, section 371, 641, 1001, 1028A, 1029, 1341, 1343, 1349, 1956, or 1957 of title 18, United States Code, or section 3729 or 3802 of title 31, United States Code, in which a borrower engaged in fraud with respect to a covered loan guaranteed under this paragraph shall be filed not later than 10 years after the offense was committed."

(e) *PAYCHECK PROTECTION PROGRAM SECOND DRAW LOANS.—Section 7(a)(37) of the Small Business Act (15 U.S.C. 636(a)(37)) is amended by striking subparagraph (P) and inserting the following:*

"(P) STATUTE OF LIMITATIONS.—Notwithstanding any other provision of law, any criminal prosecution or civil enforcement action for a violation of, or conspiracy to violate, section 371, 641, 1001, 1028A, 1029, 1341, 1343, 1349, 1956, or 1957 of title 18, United States Code, or section

3729 or 3802 of title 31, United States Code, in which a borrower engaged in fraud with respect to a covered loan guaranteed under this paragraph shall be filed not later than 10 years after the offense was committed."

The committee-reported amendment, in the nature of a substitute, was withdrawn.

The amendment (No. 5440) in the nature of a substitute was considered as follows:

(Purpose: In the nature of a substitute)

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "SBA Fraud Enforcement Extension Act".

SEC. 2. STATUTE OF LIMITATIONS FOR CERTAIN PROGRAMS.

(a) *SHUTTERED VENUE OPERATORS.—Section 324 of division N of the Consolidated Appropriations Act, 2021 (15 U.S.C. 9009a) is amended by adding at the end the following:*

"(g) STATUTE OF LIMITATIONS.—Notwithstanding any other provision of law, any criminal prosecution or civil enforcement action for a violation of, or conspiracy to violate, section 371, 641, 1001, 1028A, 1029, 1341, 1343, 1349, 1956, or 1957 of title 18, United States Code, or section 3729 or 3802 of title 31, United States Code, with respect to any grant for shuttered venue operators under this section shall be filed not later than 10 years after the date of the violation or conspiracy."

(b) *RESTAURANT REVITALIZATION.—Section 5003 of the American Rescue Plan Act of 2021 (15 U.S.C. 9009c) is amended by adding at the end the following:*

"(d) STATUTE OF LIMITATIONS.—Notwithstanding any other provision of law, any criminal prosecution or civil enforcement action for a violation of, or conspiracy to violate, section 371, 641, 1001, 1028A, 1029, 1341, 1343, 1349, 1956, or 1957 of title 18, United States Code, or section 3729 or 3802 of title 31, United States Code, with respect to any restaurant revitalization grant under this section shall be filed not later than 10 years after the date of the violation or conspiracy."

The amendment (No. 5441), to amendment No. 5440, was considered and agreed to as follows:

(Purpose: To require a report on Department of Justice activity relating to certain programs)

At the appropriate place, insert the following:

(c) **REQUIREMENT.**—Not later than 90 days after the date of enactment of this Act, and every 90 days thereafter until the date that is 5 years after the date of enactment of this Act, the Attorney General shall submit to Congress a report on activities of the Department of Justice relating to the shuttered venue operators program under section 324 of division N of the Consolidated Appropriations Act, 2021 (15 U.S.C. 9009a) and the restaurant revitalization program under section 5003 of the American Rescue Plan Act of 2021 (15 U.S.C. 9009c), which shall include—

- (1) the total number of investigations initiated, the total number of prosecutions initiated, the total dollar amount recovered by prosecutions, and the total number of referrals and source of such referrals; and
- (2) with respect to such programs—

(A) the number of investigations initiated, the number of prosecutions initiated, and the disposition of each prosecution;

(B) the number of prosecutions and the number of investigations of applicants of such programs in each State and territory based on the address listed on the application of the entity that is the subject of an investigation or prosecution;