



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 117th CONGRESS, SECOND SESSION

Vol. 168

WASHINGTON, WEDNESDAY, MAY 11, 2022

No. 80

Senate

The Senate met at 8:26 p.m. and was called to order by the Honorable MARK KELLY, a Senator from the State of Arizona.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication to the Senate from the President pro tempore (Mr. LEAHY).

The legislative clerk read the following letter:

U.S. SENATE,
PRESIDENT PRO TEMPORE,
Washington, DC, May 11, 2022.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK KELLY, a Senator from the State of Arizona, to perform the duties of the Chair.

PATRICK J. LEAHY,
President pro tempore.

Mr. KELLY thereupon assumed the Chair as Acting President pro tempore.

The ACTING PRESIDENT pro tempore. The Senator from Washington.

CONCLUSION OF MORNING BUSINESS

Ms. CANTWELL. Mr. President, I ask unanimous consent that the morning hour be deemed expired.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

JOURNAL OF PROCEEDINGS

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Journal of proceedings be approved to date.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

RESERVATION OF LEADER TIME

Ms. CANTWELL. Mr. President, I ask unanimous consent that the time for

the two leaders be reserved for their use later in the day.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

MORNING BUSINESS

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Senate be in a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

MEASURES PLACED ON THE CALENDAR—S. 4190, S. 4191, and H.R. 7691

Ms. CANTWELL. Mr. President, I understand that there are three bills at the desk due for a second reading en bloc.

The ACTING PRESIDENT pro tempore. The clerk will read the bills by title for the second time.

The legislative clerk read as follows:

A bill (S. 4190) to provide for the independent and objective conduct and supervision of audits and investigations relating to the programs and operations funded with amounts appropriated or otherwise made available to Ukraine for military, economic, and humanitarian aid.

A bill (S. 4191) to prohibit the expenditure of Federal funds for the establishment or operation of the Disinformation Governance Board in the Department of Homeland Security.

A bill (H.R. 7691) making emergency supplemental appropriations for assistance for the situation in Ukraine for the fiscal year ending September 30, 2022, and for other purposes.

Ms. CANTWELL. Mr. President, in order to place the bills on the calendar under the provisions of rule XIV, I would object to further proceeding en bloc.

The ACTING PRESIDENT pro tempore. Objection having been heard, the bills will be placed on the calendar.

EXPRESSING THE SUPPORT FOR THE DESIGNATION OF THE WEEK OF MAY 1, 2022, THROUGH MAY 7, 2022, AS "NATIONAL SMALL BUSINESS WEEK"

Ms. CANTWELL. Mr. President, I ask unanimous consent the Senate proceed to the immediate consideration of S. Res. 630, which was submitted earlier today.

The ACTING PRESIDENT pro tempore. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 630) expressing the support for the designation of the week of May 1, 2022, through May 7, 2022, as "National Small Business Week" to celebrate the contributions of small businesses and entrepreneurs in every community in the United States.

There being no objection, the Senate proceeded to consider the resolution.

Ms. CANTWELL. I further ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and that the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The resolution (S. Res. 630) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

REAFFIRMING THE IMPORTANCE OF UNITED STATES ALLIANCES AND PARTNERSHIPS

Ms. CANTWELL. Mr. President, I ask unanimous consent the Senate proceed to the consideration of Calendar No. 29, S. Res. 122.

The ACTING PRESIDENT pro tempore. The clerk will report the resolution by title.

The legislative clerk read as follows:

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



Printed on recycled paper.

S2455

A resolution (S. Res. 122) reaffirming the importance of United States alliances and partnerships.

There being no objection, the Senate proceeded to consider the resolution, which had been reported from the Committee on Foreign Affairs, with an amendment to strike all after the resolving clause and insert the part printed in italic, and with an amendment to strike the preamble and insert the part printed in italic, as follows:

Whereas, from the American Revolution, through two World Wars, the Cold War, and the fight against international terrorist organizations, the United States has successfully relied on alliances and partnerships with like-minded countries to further our vital security, political, and economic interests, starting with the Treaty of Alliance with France in 1778 and continuing to the present day;

Whereas these treaty alliances provide a unique strategic advantage to the United States and are among the Nation's most precious assets, enabling the United States to advance its vital national interests, defend its territory, expand its economy through international trade and commerce, establish enduring cooperation among like-minded countries, prevent the domination of Europe or the Indo-Pacific and its surrounding maritime and air lanes by a hostile power or powers, and deter potential aggressors;

Whereas United States treaty alliances advance critical shared interests, including upholding regional stability and security, deterring adversaries, maintaining maritime freedom of navigation, promoting global economic prosperity, combating the proliferation of weapons of mass destruction, supporting international institutions and architecture, advancing democracy, human rights, and the rule of law, upholding international law, and promoting shared values and norms;

Whereas the combined strength conferred by treaty alliances enables the United States and its allies to leverage a multinational response to important challenges and advance joint initiatives that tackle global problems with a unity of purpose;

Whereas, after the end of the Second World War, the United States Government strategically invested in building a global network of alliances and partnerships, including through the Marshall Plan in Europe and with our post-war partners in Asia, which helped these countries grow into democratic, prosperous, peaceful nations with whom the United States could effectively partner;

Whereas the United States-Japan, United States-Republic of Korea, United States-Australia, United States-Philippines, and United States-Thailand alliances are the foundation of regional stability in the Indo-Pacific;

Whereas the United States greatly values other partnerships in the Indo-Pacific region, including with India, Singapore, Indonesia, Taiwan, New Zealand, and Vietnam;

Whereas the United States maintains an unwavering commitment to the defense of Japan under Article 5 of the United States-Japan security treaty, which includes the Senkaku Islands, as recently reaffirmed by President Joseph R. Biden;

Whereas the United States-Japan alliance is one of the most important political, economic, and military alliances in the world, the cornerstone of peace, security, and prosperity in the Indo-Pacific region, and is crucial to maintaining a favorable balance of power in the Indo-Pacific region and advancing a free and open region characterized by a commitment to democratic governance, the free flow of commerce, and shared rules and norms;

Whereas the United States-Republic of Korea alliance is the linchpin of peace, security, and prosperity on the Korean Peninsula and in the

Indo-Pacific region and is critical to closely coordinating to face the challenges posed by the Democratic People's Republic of Korea and addressing future security challenges;

Whereas the United States-Australia alliance remains an anchor of stability in the Indo-Pacific and the world, while Australia's 2020 Defense Strategic Update and 2020 Force Structure Plan recognize and respond to Australia's evolving strategic threat environment, including by committing to boost its defense spending by 40 percent over the next decade and to bolster its high-end military capabilities, which provides further opportunities for the United States and Australia to boost cooperation on defense and strategic and emerging technologies;

Whereas a strong United States-Philippine alliance is vital to a free and open Indo-Pacific region, the Mutual Defense Treaty (MDT) is important for the security of both nations, and Secretary of State Antony Blinken has reaffirmed former Secretary of State Michael R. Pompeo's March 2019 statement regarding the clear application of the MDT to armed attacks against Philippine armed forces, public vessels, or aircraft in the Pacific, which includes the South China Sea;

Whereas the Philippines is of unique geostrategic importance, is a crucial partner in the areas of counterterrorism and maritime security, and plays an important role in upholding regional security in the South and West Pacific, including the First and Second Island Chains, and a strong relationship between the United States military and the Armed Forces of the Philippines, solidified through agreements such as the Enhanced Defense Cooperation Agreement and the Visiting Forces Agreement, is in the national interests of both the Philippines and the United States;

Whereas the United States and Thailand are increasing their defense cooperation to advance shared interests in the Indo-Pacific;

Whereas the United States has an opportunity to strengthen its relationships, including defense relationships, with treaty allies and other partners in Southeast Asia, especially through cooperation that enables these partners to better contend with infringements on their sovereignty, including by encouraging allies to make specific investments to enhance their area denial and mobile defense-in-depth capabilities;

Whereas, in 1949, the United States joined with several European countries to conclude the North Atlantic Treaty, which formed a basis for the North Atlantic Treaty Organization (NATO), in order "to safeguard the freedom, common heritage and civilisation of their peoples, founded on the principles of democracy, individual liberty and the rule of law" and to "promote stability and well-being in the North Atlantic area";

Whereas 30 European and North American nations are members of NATO, and all signatories to the North Atlantic Treaty have "resolved to unite their efforts for collective defence and for the preservation of peace and security";

Whereas, following the terrorist attacks of September 11, 2001, the NATO alliance invoked Article 5 of the North Atlantic Treaty for the first and only time, reaffirming that an armed attack against one member of the alliance shall be considered an attack against all;

Whereas NATO serves as a force multiplier, reducing the burden borne by the United States, has command structures, training institutions, and multilateral exercises that have generated unprecedented contributions to United States national security priorities and enabled NATO soldiers to serve alongside members of the United States Armed Forces, including through NATO's ongoing support of Operation Resolute Support in Afghanistan, NATO's Kosovo Force, Operation Sea Guardian in the Mediterranean Sea, the capacity-building NATO Mission Iraq, support for African Union missions, and air policing missions in member and nonmember nations of Eastern Europe, and has taken a strong

stand against Russian aggression in Eastern Europe;

Whereas, in his February 19, 2021, speech to the Munich Security Conference, President Biden reaffirmed, "The transatlantic alliance is . . . the strong foundation on which our collective security and our shared prosperity are built. The partnership between Europe and the United States, in my view, is and must remain the cornerstone of all that we hope to accomplish in the 21st century, just as we did in the 20th century. . . . The United States is fully committed to our NATO Alliance, and I welcome Europe's growing investment in the military capabilities that enable our shared defense.";

Whereas previous Democratic and Republican Administrations alike have recognized that strong, healthy, and politically sustainable alliances require equitable, fair, reasonable, and mutually beneficial burden-sharing arrangements, and that the key to alliance success is a diplomatic and security posture characterized by the effective marshaling of resources and acquisition and deployment of complementary capabilities, such as the increase in defense spending by all NATO nations since the Wales Declaration of 2014, with 11 members now spending 2 percent of their GDP on defense and several more on track to meet that benchmark by 2024;

Whereas the United States extended nuclear deterrence commitments to NATO and Indo-Pacific allies are foundational to the health, strength, and effectiveness of these alliances and to continued international security and stability;

Whereas maintaining robust United States diplomatic, economic, and defense budgets are critical to advancing cooperation with allies and partners on shared challenges, and deep and precipitous cuts in United States diplomatic, economic, and defense budgets would damage the health, robustness, and effectiveness of United States alliances;

Whereas, in a sign of our shared security objectives and cooperation, our allies and partners have hosted United States military installations and welcomed members of the United States Armed Forces;

Whereas citizens of our allies and partners have sacrificed their lives in support of efforts to combat terrorism and promote security in Afghanistan, Iraq, and elsewhere, and have contributed significant forces to our military endeavors, placing more combat power on the battlefield, while reducing the burden borne by the United States;

Whereas the United States has worked with our allies and partners to mitigate conflict and humanitarian crises around the world, and United States allies have made significant contributions to address humanitarian, food security, health, climate-related, and other pressing challenges around the world;

Whereas the United States and its allies face an increasingly challenging security environment in the 21st century, characterized by strategic competition with revisionist powers such as the People's Republic of China and the Russian Federation, which seek to destabilize the international system;

Whereas this security environment demands United States and allied commitment to strengthening and advancing our alliances so that they are postured to meet these challenges, and will require sustained political will, concrete partnerships, economic, commercial, and technological cooperation, consistent and tangible commitments, high-level and extensive consultations on matters of mutual interest, mutual and shared cooperation in the acquisition of key capabilities important to allied defenses, and unified mutual support in the face of political, economic, or military coercion;

Whereas, on February 4, 2021, President Joseph R. Biden stated that United States diplomacy, including with allies and partners, will be "rooted in America's most cherished democratic values: defending freedom, championing opportunity, upholding universal rights, respecting

the rule of law, and treating every person with dignity,” and that United States foreign policy will “better unite our democratic values with our diplomatic leadership”; and

Whereas successive generations of leaders of the United States and its allies have successfully managed the challenges and constraints inherent in alliances, thus ensuring that the benefits of alliances outweigh the costs: Now, therefore, be it

That the Senate—

(1) reaffirms the enduring commitment of the United States to our treaty allies in the Indo-Pacific region and NATO, as well as to other partners, including our treaty obligations for mutual defense;

(2) emphasizes the primary importance of the United States relationships, alliances, and partnerships to global peace and prosperity;

(3) recognizes the many contributions that alliances and partnerships have made to advance the interests of the United States and to promote shared interests;

(4) underscores that alliances have enhanced mutual security by jointly sharing in common defense, including the defense of the United States, and that strong alliances and partnerships generate decisive and sustained United States military advantages;

(5) encourages dealing constructively with significant tensions in the United States alliance relationships to ensure they do not create fissures that adversaries can exploit;

(6) welcomes and seeks to advance the continued collaboration of the United States and our allies and partners to respect and defend the rules-based international order and the values of democracy, human rights, and the rule of law that undergird our common security and prosperity;

(7) reaffirms bipartisan support for equitable and mutually beneficial burden-sharing arrangements, including fair and additional substantive contributions by United States allies, and acknowledges the special measures agreements (SMA) reached by the Biden Administration with Japan and the Republic of Korea, and urges ongoing consultations to consider additional allied contributions beyond the traditional SMA categories and to use these consultations as an opportunity to strengthen our alliances with these two partners;

(8) reaffirms the commitment of the United States to strengthening and boosting our alliances and partnerships in the Indo-Pacific, including to contend with China’s growing power projection capabilities and use of coercive and grey-zone tactics, and to jointly develop, regulate, and monitor the production, use, and protection of strategic and emerging technologies;

(9) encourages the Biden Administration to focus significantly on growing defense cooperation with Australia, especially in light of the country’s 2020 Defense Strategic Update, and to build on United States-Japan initiatives that advance alliance defense cooperation that contributes to a free and open Indo-Pacific, and to further boost cooperation with both allies on the research, development, and regulation of strategic and emerging technologies, including defense technologies;

(10) reaffirms the commitment of the United States to the NATO alliance and to NATO efforts to counter Kremlin aggression, including military aggression and attempts to erode democratic institutions in the United States and other NATO member states;

(11) urges the Biden Administration to work with its NATO partners to advance the efforts currently underway within NATO to better prepare the alliance to confront future and emerging challenges, and to continue to encourage NATO nations to contribute more to the alliance and improve their capabilities;

(12) calls upon Indo-Pacific and NATO allies to collaborate with the United States in developing the next generation of defense technologies, including disruptive and emerging

technologies, while working together to improve multilateral export controls, common standards for technology security, and norms and standards for new and emerging technologies;

(13) asks all members of NATO, including the United States, to devote significant energy to the development of a new, forward-looking strategy to replace the 2010 Strategic Concept and focus on the many emerging challenges that face the alliance, including China, Russia, and instability on Europe’s southern border;

(14) calls on the Biden Administration to ensure United States policy and posture reflects the requirements of extended deterrence to preserve nonproliferation benefits, assure allies, and to deter, and if necessary, respond, across the spectrum of nuclear and nonnuclear scenarios in defense of allies and partners;

(15) supports maintaining robust diplomatic, economic, and defense budgets as critical to advancing cooperation with allies and partners on shared challenges; and

(16) reaffirms United States commitment to the United Nations Declaration of Human Rights, adopted at Paris on December 10, 1948, and the International Covenant on Civil and Political Rights, adopted by the United States on December 16, 1966, and ratified by the United States on June 8, 1992, and welcomes similar commitments from its allies and partners.

Ms. CANTWELL. I ask unanimous consent that the committee-reported substitute amendment to the resolution be agreed to; that the resolution, as amended, be agreed to; that the committee-reported amendment to the preamble be agreed to; that the preamble, as amended, be agreed to; and that the motions to reconsider be considered made and laid upon the table.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The committee-reported amendment in the nature of a substitute was agreed to.

The resolution (S. Res. 122), as amended, was agreed to.

The committee-reported amendment to the preamble was agreed to.

The preamble, as amended, was agreed to.

The resolution, as amended, with its preamble, as amended, reads as follows:

S. RES. 122

Whereas, from the American Revolution, through two World Wars, the Cold War, and the fight against international terrorist organizations, the United States has successfully relied on alliances and partnerships with like-minded countries to further our vital security, political, and economic interests, starting with the Treaty of Alliance with France in 1778 and continuing to the present day;

Whereas these treaty alliances provide a unique strategic advantage to the United States and are among the Nation’s most precious assets, enabling the United States to advance its vital national interests, defend its territory, expand its economy through international trade and commerce, establish enduring cooperation among like-minded countries, prevent the domination of Europe or the Indo-Pacific and its surrounding maritime and air lanes by a hostile power or powers, and deter potential aggressors;

Whereas United States treaty alliances advance critical shared interests, including upholding regional stability and security, deterring adversaries, maintaining maritime freedom of navigation, promoting global economic prosperity, combating the proliferation of weapons of mass destruction, sup-

porting international institutions and architecture, advancing democracy, human rights, and the rule of law, upholding international law, and promoting shared values and norms;

Whereas the combined strength conferred by treaty alliances enables the United States and its allies to leverage a multinational response to important challenges and advance joint initiatives that tackle global problems with a unity of purpose;

Whereas, after the end of the Second World War, the United States Government strategically invested in building a global network of alliances and partnerships, including through the Marshall Plan in Europe and with our post-war partners in Asia, which helped these countries grow into democratic, prosperous, peaceful nations with whom the United States could effectively partner;

Whereas the United States-Japan, United States-Republic of Korea, United States-Australia, United States-Philippines, and United States-Thailand alliances are the foundation of regional stability in the Indo-Pacific;

Whereas the United States greatly values other partnerships in the Indo-Pacific region, including with India, Singapore, Indonesia, Taiwan, New Zealand, and Vietnam;

Whereas the United States maintains an unwavering commitment to the defense of Japan under Article 5 of the United States-Japan security treaty, which includes the Senkaku Islands, as recently reaffirmed by President Joseph R. Biden;

Whereas the United States-Japan alliance is one of the most important political, economic, and military alliances in the world, the cornerstone of peace, security, and prosperity in the Indo-Pacific region, and is crucial to maintaining a favorable balance of power in the Indo-Pacific region and advancing a free and open region characterized by a commitment to democratic governance, the free flow of commerce, and shared rules and norms;

Whereas the United States-Republic of Korea alliance is the linchpin of peace, security, and prosperity on the Korean Peninsula and in the Indo-Pacific region and is critical to closely coordinating to face the challenges posed by the Democratic People’s Republic of Korea and addressing future security challenges;

Whereas the United States-Australia alliance remains an anchor of stability in the Indo-Pacific and the world, while Australia’s 2020 Defense Strategic Update and 2020 Force Structure Plan recognize and respond to Australia’s evolving strategic threat environment, including by committing to boost its defense spending by 40 percent over the next decade and to bolster its high-end military capabilities, which provides further opportunities for the United States and Australia to boost cooperation on defense and strategic and emerging technologies;

Whereas a strong United States-Philippine alliance is vital to a free and open Indo-Pacific region, the Mutual Defense Treaty (MDT) is important for the security of both nations, and Secretary of State Antony Blinken has reaffirmed former Secretary of State Michael R. Pompeo’s March 2019 statement regarding the clear application of the MDT to armed attacks against Philippine armed forces, public vessels, or aircraft in the Pacific, which includes the South China Sea;

Whereas the Philippines is of unique geostrategic importance, is a crucial partner in the areas of counterterrorism and maritime security, and plays an important role in upholding regional security in the South and West Pacific, including the First and Second Island Chains, and a strong relationship between the United States military and the Armed Forces of the Philippines, solidified

through agreements such as the Enhanced Defense Cooperation Agreement and the Visiting Forces Agreement, is in the national interests of both the Philippines and the United States;

Whereas the United States and Thailand are increasing their defense cooperation to advance shared interests in the Indo-Pacific;

Whereas the United States has an opportunity to strengthen its relationships, including defense relationships, with treaty allies and other partners in Southeast Asia, especially through cooperation that enables these partners to better contend with infringements on their sovereignty, including by encouraging allies to make specific investments to enhance their area denial and mobile defense-in-depth capabilities;

Whereas, in 1949, the United States joined with several European countries to conclude the North Atlantic Treaty, which formed a basis for the North Atlantic Treaty Organization (NATO), in order “to safeguard the freedom, common heritage and civilisation of their peoples, founded on the principles of democracy, individual liberty and the rule of law” and to “promote stability and well-being in the North Atlantic area”;

Whereas 30 European and North American nations are members of NATO, and all signatories to the North Atlantic Treaty have “resolved to unite their efforts for collective defence and for the preservation of peace and security”;

Whereas, following the terrorist attacks of September 11, 2001, the NATO alliance invoked Article 5 of the North Atlantic Treaty for the first and only time, reaffirming that an armed attack against one member of the alliance shall be considered an attack against all;

Whereas NATO serves as a force multiplier, reducing the burden borne by the United States, has command structures, training institutions, and multilateral exercises that have generated unprecedented contributions to United States national security priorities and enabled NATO soldiers to serve alongside members of the United States Armed Forces, including through NATO’s ongoing support of Operation Resolute Support in Afghanistan, NATO’s Kosovo Force, Operation Sea Guardian in the Mediterranean Sea, the capacity-building NATO Mission Iraq, support for African Union missions, and air policing missions in member and nonmember nations of Eastern Europe, and has taken a strong stand against Russian aggression in Eastern Europe;

Whereas, in his February 19, 2021, speech to the Munich Security Conference, President Biden reaffirmed, “The transatlantic alliance is . . . the strong foundation on which our collective security and our shared prosperity are built. The partnership between Europe and the United States, in my view, is and must remain the cornerstone of all that we hope to accomplish in the 21st century. . . . The United States is fully committed to our NATO Alliance, and I welcome Europe’s growing investment in the military capabilities that enable our shared defense.”;

Whereas previous Democratic and Republican Administrations alike have recognized that strong, healthy, and politically sustainable alliances require equitable, fair, reasonable, and mutually beneficial burden-sharing arrangements, and that the key to alliance success is a diplomatic and security posture characterized by the effective marshaling of resources and acquisition and deployment of complementary capabilities, such as the increase in defense spending by all NATO nations since the Wales Declaration of 2014, with 11 members now spending 2 percent of their GDP on defense and several more on track to meet that benchmark by 2024;

Whereas the United States extended nuclear deterrence commitments to NATO and Indo-Pacific allies are foundational to the health, strength, and effectiveness of these alliances and to continued international security and stability;

Whereas maintaining robust United States diplomatic, economic, and defense budgets are critical to advancing cooperation with allies and partners on shared challenges, and deep and precipitous cuts in United States diplomatic, economic, and defense budgets would damage the health, robustness, and effectiveness of United States alliances;

Whereas, in a sign of our shared security objectives and cooperation, our allies and partners have hosted United States military installations and welcomed members of the United States Armed Forces;

Whereas citizens of our allies and partners have sacrificed their lives in support of efforts to combat terrorism and promote security in Afghanistan, Iraq, and elsewhere, and have contributed significant forces to our military endeavors, placing more combat power on the battlefield, while reducing the burden borne by the United States;

Whereas the United States has worked with our allies and partners to mitigate conflict and humanitarian crises around the world, and United States allies have made significant contributions to address humanitarian, food security, health, climate-related, and other pressing challenges around the world;

Whereas the United States and its allies face an increasingly challenging security environment in the 21st century, characterized by strategic competition with revisionist powers such as the People’s Republic of China and the Russian Federation, which seek to destabilize the international system;

Whereas this security environment demands United States and allied commitment to strengthening and advancing our alliances so that they are postured to meet these challenges, and will require sustained political will, concrete partnerships, economic, commercial, and technological cooperation, consistent and tangible commitments, high-level and extensive consultations on matters of mutual interest, mutual and shared cooperation in the acquisition of key capabilities important to allied defenses, and unified mutual support in the face of political, economic, or military coercion;

Whereas, on February 4, 2021, President Joseph R. Biden stated that United States diplomacy, including with allies and partners, will be “rooted in America’s most cherished democratic values: defending freedom, championing opportunity, upholding universal rights, respecting the rule of law, and treating every person with dignity,” and that United States foreign policy will “better unite our democratic values with our diplomatic leadership”;

Whereas successive generations of leaders of the United States and its allies have successfully managed the challenges and constraints inherent in alliances, thus ensuring that the benefits of alliances outweigh the costs: Now, therefore, be it

Resolved, That the Senate—

(1) reaffirms the enduring commitment of the United States to our treaty allies in the Indo-Pacific region and NATO, as well as to other partners, including our treaty obligations for mutual defense;

(2) emphasizes the primary importance of the United States relationships, alliances, and partnerships to global peace and prosperity;

(3) recognizes the many contributions that alliances and partnerships have made to advance the interests of the United States and to promote shared interests;

(4) underscores that alliances have enhanced mutual security by jointly sharing in common defense, including the defense of the United States, and that strong alliances and partnerships generate decisive and sustained United States military advantages;

(5) encourages dealing constructively with significant tensions in the United States alliance relationships to ensure they do not create fissures that adversaries can exploit;

(6) welcomes and seeks to advance the continued collaboration of the United States and our allies and partners to respect and defend the rules-based international order and the values of democracy, human rights, and the rule of law that undergird our common security and prosperity;

(7) reaffirms bipartisan support for equitable and mutually beneficial burden-sharing arrangements, including fair and additional substantive contributions by United States allies, and acknowledges the special measures agreements (SMA) reached by the Biden Administration with Japan and the Republic of Korea, and urges ongoing consultations to consider additional allied contributions beyond the traditional SMA categories and to use these consultations as an opportunity to strengthen our alliances with these two partners;

(8) reaffirms the commitment of the United States to strengthening and boosting our alliances and partnerships in the Indo-Pacific, including to contend with China’s growing power projection capabilities and use of coercive and grey-zone tactics, and to jointly develop, regulate, and monitor the production, use, and protection of strategic and emerging technologies;

(9) encourages the Biden Administration to focus significantly on growing defense cooperation with Australia, especially in light of the country’s 2020 Defense Strategic Update, and to build on United States-Japan initiatives that advance alliance defense cooperation that contributes to a free and open Indo-Pacific, and to further boost cooperation with both allies on the research, development, and regulation of strategic and emerging technologies, including defense technologies;

(10) reaffirms the commitment of the United States to the NATO alliance and to NATO efforts to counter Kremlin aggression, including military aggression and attempts to erode democratic institutions in the United States and other NATO member states;

(11) urges the Biden Administration to work with its NATO partners to advance the efforts currently underway within NATO to better prepare the alliance to confront future and emerging challenges, and to continue to encourage NATO nations to contribute more to the alliance and improve their capabilities;

(12) calls upon Indo-Pacific and NATO allies to collaborate with the United States in developing the next generation of defense technologies, including disruptive and emerging technologies, while working together to improve multilateral export controls, common standards for technology security, and norms and standards for new and emerging technologies;

(13) asks all members of NATO, including the United States, to devote significant energy to the development of a new, forward-looking strategy to replace the 2010 Strategic Concept and focus on the many emerging challenges that face the alliance, including China, Russia, and instability on Europe’s southern border;

(14) calls on the Biden Administration to ensure United States policy and posture reflects the requirements of extended deterrence to preserve nonproliferation benefits, assure allies, and to deter, and if necessary,

respond, across the spectrum of nuclear and nonnuclear scenarios in defense of allies and partners;

(15) supports maintaining robust diplomatic, economic, and defense budgets as critical to advancing cooperation with allies and partners on shared challenges; and

(16) reaffirms United States commitment to the United Nations Declaration of Human Rights, adopted at Paris on December 10, 1948, and the International Covenant on Civil and Political Rights, adopted by the United States on December 16, 1966, and ratified by the United States on June 8, 1992, and welcomes similar commitments from its allies and partners.

COMMEMORATING THE 30-YEAR ANNIVERSARY OF THE 1991 PARIS PEACE AGREEMENTS WITH CAMBODIA

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 316, S. Res. 427.

The ACTING PRESIDENT pro tempore. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 427) to commemorate the 30-year anniversary of the 1991 Paris Peace Agreements with Cambodia and to call upon all signatories to those Agreements to fulfill their commitments to secure a peaceful, prosperous, democratic, and sovereign Cambodia.

There being no objection, the Senate proceeded to consider the resolution, which had been reported from the Committee on Foreign Relations, with an amendment to strike all after the resolving clause and insert the part printed in italic, as follows:

S. RES. 427

Whereas the agreements signed at the Paris Conference on Cambodia on October 23, 1991 (commonly referred to as the “Paris Peace Agreements”), led to the end of a brutal 12-year civil war in Cambodia and paved the way to national reconciliation through the expulsion of foreign forces and the guarantee of the right to self-determination of the Cambodian people through free and fair elections;

Whereas the Paris Peace Agreements represented a landmark achievement for the Cambodian people, Cambodia, the international community, and the United States and are the foundation for the peace enjoyed by Cambodia today;

Whereas the United States was a party to the negotiation and conclusion of the Paris Peace Agreements, which also included leadership and participation of a broad international coalition composed of Australia, Brunei, Canada, China, France, India, Indonesia, Japan, Laos, Malaysia, the Philippines, Singapore, the former Union of Soviet Socialist Republics, the United Kingdom, Vietnam, the former Yugoslavia, and Cambodia;

Whereas the Paris Peace Agreements authorized the creation of the United Nations Transitional Authority in Cambodia (UNTAC), which was an unprecedented international effort to help administer Cambodia and guide the country as it emerged from years of civil war;

Whereas the United Nations Transitional Authority in Cambodia successfully prevented the resurgence of the genocidal Khmer Rouge, created the atmosphere for national reconciliation, was instrumental to

the return of hundreds of thousands of Cambodian refugees to their homes, and laid the groundwork for a new Constitution and free and fair elections that featured broad participation;

Whereas, since the United Nations Security Council established the United Nations Transitional Authority in Cambodia through United Nations Security Council Resolution 745 in 1992, the United States and the international community have continued to support the peace, security, and prosperity of Cambodia, as demonstrated through the delivery by the United States of more than \$1,500,000,000 in development assistance and more than \$3,000,000,000 in total assistance to Cambodia, according to the Department of State;

Whereas the implementation of the Paris Peace Agreements established institutions critical to peace, development, and freedom in Cambodia, including the beginnings of a vibrant civil society and independent media;

Whereas the Paris Peace Agreements set forth a democratic process for the election of a constituent assembly that adopted the Constitution of the Kingdom of Cambodia, which obligates the Kingdom to “respect human rights as stipulated in the United Nations Charter, the Universal Declaration of Human rights, the covenants and conventions related to human rights, women’s and children’s rights”;

Whereas the actions of Prime Minister Hun Sen and the ruling Cambodian People’s Party since 1993 to consolidate power, which have infringed on the fundamental rights and freedoms of the Cambodian people and culminated in the banning of the Cambodia National Rescue Party (CNRP) in 2017, effectively turning Cambodia into a one-party state, violate the Constitution of the Kingdom of Cambodia and challenge the full implementation of the Paris Peace Agreements;

Whereas the reported use of Cambodia’s Ream Naval Base on the Gulf of Thailand by the People’s Republic of China would be inconsistent with Cambodia’s status of neutrality under the Paris Peace Agreements, which the Constitution of the Kingdom of Cambodia later defined, in part, as “not permit(ting) any foreign military base on its territory”; and

Whereas the politically motivated arrests of more than 150 people associated with the Cambodia National Rescue Party since June 2019 and irregular judicial prosecutions of detainees further undermine the intent of the Paris Peace Agreements to allow full political participation in free and fair elections: Now, therefore, be it

That the Senate—

(1) remains committed to the Cambodian people and their aspirations for a more peaceful, prosperous, democratic, and sovereign country, as envisioned in the agreements signed at the Paris Conference on Cambodia on October 23, 1991 (commonly referred to as the “Paris Peace Agreements”), with the support of the international community;

(2) calls upon all signatories of the Paris Peace Agreements, including Cambodian stakeholders, to reaffirm their commitments under the Agreements, the fulfillment of which will advance the peace, prosperity, rights, and freedoms enjoyed by the Cambodian people 30 years after the signing of the Agreements; and

(3) emphasizes the need for the Government of Cambodia—

(A) to commit to free and fair multiparty elections in the upcoming communal elections in 2022 and national elections in 2023 as an expression of its commitment to the self-determination of the Cambodian people;

(B) to uphold its commitments to protecting human rights, democratic institutions, and free and fair elections;

(C) to dismiss all politically motivated charges, prosecutions, and sentences of the opposition, journalists, and civil society activists;

(D) to refrain from actions that violate its status of neutrality; and

(E) to use its role as 2022 Chair of the Association of Southeast Asian Nations (ASEAN) to strengthen the institution and ASEAN’s independence and uphold the values of the ASEAN Charter and the Treaty of Amity and Cooperation in Southeast Asia, done at Denpasar February 24, 1976.

Ms. CANTWELL. I further ask that the committee-reported substitute to the resolution be agreed to.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The committee-reported amendment in the nature of a substitute was agreed to.

Ms. CANTWELL. I know of no further debate on the resolution, as amended.

The ACTING PRESIDENT pro tempore. If there is no further debate, the question is on agreeing to the resolution, as amended.

The resolution (S. Res. 427), as amended, was agreed to.

Ms. CANTWELL. I ask unanimous consent that the preamble be agreed to and that the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The preamble was agreed to.

The resolution, as amended, with its preamble, reads as follows:

S. RES. 427

Whereas the agreements signed at the Paris Conference on Cambodia on October 23, 1991 (commonly referred to as the “Paris Peace Agreements”), led to the end of a brutal 12-year civil war in Cambodia and paved the way to national reconciliation through the expulsion of foreign forces and the guarantee of the right to self-determination of the Cambodian people through free and fair elections;

Whereas the Paris Peace Agreements represented a landmark achievement for the Cambodian people, Cambodia, the international community, and the United States and are the foundation for the peace enjoyed by Cambodia today;

Whereas the United States was a party to the negotiation and conclusion of the Paris Peace Agreements, which also included leadership and participation of a broad international coalition composed of Australia, Brunei, Canada, China, France, India, Indonesia, Japan, Laos, Malaysia, the Philippines, Singapore, the former Union of Soviet Socialist Republics, the United Kingdom, Vietnam, the former Yugoslavia, and Cambodia;

Whereas the Paris Peace Agreements authorized the creation of the United Nations Transitional Authority in Cambodia (UNTAC), which was an unprecedented international effort to help administer Cambodia and guide the country as it emerged from years of civil war;

Whereas the United Nations Transitional Authority in Cambodia successfully prevented the resurgence of the genocidal Khmer Rouge, created the atmosphere for national reconciliation, was instrumental to

the return of hundreds of thousands of Cambodian refugees to their homes, and laid the groundwork for a new Constitution and free and fair elections that featured broad participation;

Whereas, since the United Nations Security Council established the United Nations Transitional Authority in Cambodia through United Nations Security Council Resolution 745 in 1992, the United States and the international community have continued to support the peace, security, and prosperity of Cambodia, as demonstrated through the delivery by the United States of more than \$1,500,000,000 in development assistance and more than \$3,000,000,000 in total assistance to Cambodia, according to the Department of State;

Whereas the implementation of the Paris Peace Agreements established institutions critical to peace, development, and freedom in Cambodia, including the beginnings of a vibrant civil society and independent media;

Whereas the Paris Peace Agreements set forth a democratic process for the election of a constituent assembly that adopted the Constitution of the Kingdom of Cambodia, which obligates the Kingdom to "respect human rights as stipulated in the United Nations Charter, the Universal Declaration of Human rights, the covenants and conventions related to human rights, women's and children's rights";

Whereas the actions of Prime Minister Hun Sen and the ruling Cambodian People's Party since 1993 to consolidate power, which have infringed on the fundamental rights and freedoms of the Cambodian people and culminated in the banning of the Cambodia National Rescue Party (CNRP) in 2017, effectively turning Cambodia into a one-party state, violate the Constitution of the Kingdom of Cambodia and challenge the full implementation of the Paris Peace Agreements;

Whereas the reported use of Cambodia's Ream Naval Base on the Gulf of Thailand by the People's Republic of China would be inconsistent with Cambodia's status of neutrality under the Paris Peace Agreements, which the Constitution of the Kingdom of Cambodia later defined, in part, as "not permit(ing) any foreign military base on its territory"; and

Whereas the politically motivated arrests of more than 150 people associated with the Cambodia National Rescue Party since June 2019 and irregular judicial prosecutions of detainees further undermine the intent of the Paris Peace Agreements to allow full political participation in free and fair elections: Now, therefore, be it

Resolved, That the Senate—

(1) remains committed to the Cambodian people and their aspirations for a more peaceful, prosperous, democratic, and sovereign country, as envisioned in the agreements signed at the Paris Conference on Cambodia on October 23, 1991 (commonly referred to as the "Paris Peace Agreements"), with the support of the international community;

(2) calls upon all signatories of the Paris Peace Agreements, including Cambodian stakeholders, to reaffirm their commitments under the Agreements, the fulfillment of which will advance the peace, prosperity, rights, and freedoms enjoyed by the Cambodian people 30 years after the signing of the Agreements; and

(3) emphasizes the need for the Government of Cambodia—

(A) to commit to free and fair multiparty elections in the upcoming communal elections in 2022 and national elections in 2023 as an expression of its commitment to the self-determination of the Cambodian people;

(B) to uphold its commitments to protecting human rights, democratic institutions, and free and fair elections;

(C) to dismiss all politically motivated charges, prosecutions, and sentences of the opposition, journalists, and civil society activists;

(D) to refrain from actions that violate its status of neutrality; and

(E) to use its role as 2022 Chair of the Association of Southeast Asian Nations (ASEAN) to strengthen the institution and ASEAN's independence and uphold the values of the ASEAN Charter and the Treaty of Amity and Cooperation in Southeast Asia, done at Denpasar February 24, 1976.

EXPRESSING THE SENSE OF THE SENATE ON THE NECESSITY OF MAINTAINING THE UNITED NATIONS ARMS EMBARGO ON SOUTH SUDAN UNTIL CONDITIONS FOR PEACE, STABILITY, DEMOCRACY, AND DEVELOPMENT EXIST

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 322, S. Res. 473.

The ACTING PRESIDENT pro tempore. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 473) expressing the sense of the Senate on the necessity of maintaining the United Nations arms embargo on South Sudan until conditions for peace, stability, democracy, and development exist.

There being no objection, the Senate proceeded to consider the resolution, which had been reported from the Committee on Foreign Relations.

Ms. CANTWELL. I know of no further debate on the resolution.

The ACTING PRESIDENT pro tempore. If there is no further debate, the question is on agreeing to the resolution.

The resolution (S. Res. 473) was agreed to.

Ms. CANTWELL. I ask unanimous consent that the preamble be agreed to and that the motions to reconsider be considered made and laid upon the table.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

(The resolution, with its preamble, is printed in the RECORD of December 8, 2021, under "Submitted Resolutions.")

CONDEMNING THE OCTOBER 25, 2021, MILITARY COUP IN SUDAN AND STANDING WITH THE PEOPLE OF SUDAN

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 324, S. Con. Res. 20.

The ACTING PRESIDENT pro tempore. The clerk will report the concurrent resolution by title.

The legislative clerk read as follows:

A concurrent resolution (S. Con. Res. 20) condemning the October 25, 2021, military

coup in Sudan and standing with the people of Sudan.

There being no objection, the Senate proceeded to consider the concurrent resolution, which had been reported from the Committee on Foreign Relations.

Ms. CANTWELL. I know of no further debate on the concurrent resolution.

The ACTING PRESIDENT pro tempore. If there is no further debate, the question is on agreeing to the concurrent resolution.

The concurrent resolution (S. Con. Res. 20) was agreed to.

Ms. CANTWELL. I ask unanimous consent that the preamble be agreed to and that the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

(The concurrent resolution, with its preamble, is printed in the RECORD of November 4, 2021, under "Submitted Resolutions.")

EXPRESSING SUPPORT FOR A FREE, FAIR, AND PEACEFUL DECEMBER 4, 2021, ELECTION IN THE GAMBIA

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 339, S. Res. 456.

The ACTING PRESIDENT pro tempore. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 456) expressing support for a free, fair, and peaceful December 4, 2021, election in The Gambia.

There being no objection, the Senate proceeded to consider the resolution which had been reported from the Committee on Foreign Relations, with an amendment to strike all after the resolving clause and insert the part printed in italic, and with an amendment to strike the preamble and insert the part printed in italic, as follows:

Whereas, in 1965, The Gambia became independent from Great Britain;

Whereas, in 1970, The Gambia became a republic following a public referendum, and Dawda Jawara was elected president and subsequently reelected an additional five times;

Whereas, from 1970 to 1994, The Gambia was one of Africa's longest running democracies and home to the continent's human rights body, the African Commission on Human and People's Rights;

Whereas, in 1994, President Jawara was forcibly removed from office in a coup by the Armed Forces Provisional Ruling Council (AFPRC), led by Lieutenant Yahya Jammeh;

Whereas, after two years of direct AFPRC rule that was heavily criticized by the international community, a flawed constitutional reform process occurred and The Gambia scheduled a new presidential election;

Whereas, in the lead up to the September 1996 presidential election, the Jammeh military government outlawed the country's main opposition parties, restricted media freedom, prohibited meetings between rival candidates and foreign

diplomats, and used soldiers to attack opposition rallies;

Whereas Jammeh won the 1996 presidential election in a process widely regarded as flawed by international observers;

Whereas President Jammeh won reelection in 2001, 2006, and 2011 in electoral processes marred by political repression, intimidation, and technical flaws;

Whereas Jammeh's presidency saw targeted violence and widespread gross human rights violations, particularly against members of the media, including the murder of editor Deyda Hydara and the disappearance of journalist Ebrima Manneh;

Whereas President Jammeh personally ordered the kidnapping and torture of individuals he accused of "witchcraft" and threatened others over their sexual orientation;

Whereas thousands of Gambians fled into exile out of concern for their safety, becoming refugees in Africa at large and elsewhere;

Whereas the Jammeh government's human rights record was widely criticized by regional and international human rights groups, as well as the United States, European Union, and members of the United States Senate;

Whereas, in December 2016, opposition grand coalition candidate Adama Barrow, who campaigned on the promise of electoral and constitutional reform, won an upset election victory against President Jammeh;

Whereas, immediately after the 2016 election, Jammeh publicly accepted the defeat, but then later rejected the results and refused to depart the presidency;

Whereas Jammeh's refusal to accept defeat was widely condemned, with the African Union refusing to recognize him as president and the Economic Community of West African States deploying an international intervention force to The Gambia;

Whereas, on January 19, 2017, Barrow was sworn in as president at the Gambian Embassy in Senegal;

Whereas, on January 20, 2017, Jammeh and his family departed The Gambia, reportedly stealing more than \$1,000,000,000 from state coffers, eventually to appear in Equatorial Guinea, where he remains in political exile with impunity;

Whereas President Barrow initially agreed to limit his term to a three-year transition ending on January 19, 2020, but later stated his intent to serve the full five-year constitutional term and run for reelection;

Whereas the Gambian Truth, Reconciliation, and Reparations Commission (TRRC) was established by an act of the Gambian Parliament to examine abuses committed during the Jammeh era and make recommendations as to whom to hold accountable;

Whereas more than 370 victims and former government officials testified at widely viewed TRRC hearings that documented widespread human rights abuses;

Whereas, on November 25, 2021, the TRRC submitted its final report to President Barrow detailing the death of more than 240 people, torture, rape, and disappearances under the Jammeh regime;

Whereas, on December 4, 2021, The Gambia held the first post-Jammeh era presidential election, which included six presidential candidates;

Whereas the December 4, 2021, election occurred peacefully, with high voter turnout and under the observation of a significant number of domestic and international monitors;

Whereas, on December 5, 2021, The Gambia's Independent Electoral Commission (IEC) announced results showing that President Barrow had won reelection;

Whereas, on December 5, 2021, domestic election observers and other stakeholders released a joint statement noting that "the elections were conducted generally in an atmosphere of transparency and fairness as observed by domestic and international observers" and reminded can-

didates of the Code of Conduct for Peaceful Elections provision to "accept the results of the election as announced by the Chairperson of the IEC";

Whereas, on December 5, 2021, former President of Sierra Leone Ernest Bai Koroma, who led an election observation mission from the Economic Community of West African States (ECOWAS), appealed to all the Gambian candidates "to accept the outcome of the election in good faith";

Whereas, on December 24, 2021, the Gambia Truth, Reconciliation, and Reparations Commission published its findings that former President Jammeh was responsible for more than 20 years of killings, torture, and rape and recommended that those responsible be prosecuted, saying, "To forgive and forget with impunity the violations and abuses. . . would not only undermine reconciliation but would also constitute a massive and egregious cover-up of the crimes committed.";

Whereas, on December 28, 2021, the Gambia Supreme Court dismissed a challenge to the election results; and

Whereas, on January 18, 2022, the Independent Electoral Commission announced that National Assembly elections will be held on April 9, 2022: Now, therefore, be it

Resolved,
That the Senate—

(1) congratulates the Gambian people on the successful 2016 and 2021 presidential elections;

(2) supports the courageous and necessary work and recommendations of the Truth, Reconciliation, and Reparations Commission to bring accountability, healing, and reconciliation to the nation, and calls on the government to follow through with appropriate actions with regards to justice, accountability, and reparations for victims;

(3) calls on all parties and voters to again peacefully participate in the upcoming April legislative election and to peacefully follow all legal processes with regards to the results; and

(4) expresses the support of the American people in The Gambia's continued and noteworthy democratic path forward.

Ms. CANTWELL. Mr. President, I further ask that the committee-reported amendment to the resolution be withdrawn and that the Durbin substitute amendment at the desk to the resolution be agreed to.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

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

The amendment (No. 5031) in the nature of a substitute was agreed to, as follows:

(Purpose: In the nature of a substitute)

Strike all after the resolving clause and insert the following: "That the Senate—

(1) congratulates the Gambian people on the successful 2016 and 2021 presidential elections and the April 2022 legislative election;

(2) supports the courageous and necessary work and recommendations of the Truth, Reconciliation, and Reparations Commission to bring accountability, healing, and reconciliation to the nation, and calls on the government to follow through with appropriate actions with regards to justice, accountability, and reparations for victims; and

(3) expresses the support of the American people in The Gambia's continued and noteworthy democratic path forward.

Ms. CANTWELL. I know of no further debate on the resolution, as amended.

The ACTING PRESIDENT pro tempore. Is there further debate?

Hearing no further debate, the question is on agreeing to the resolution, as amended.

The resolution (S. Res. 456), as amended, was agreed to.

Ms. CANTWELL. I ask unanimous consent that the committee-reported amendment to the preamble be withdrawn; that the Durbin substitute amendment at the desk to the preamble be agreed to; that the preamble, as amended, be agreed to; and that the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The committee-reported amendment to the preamble was withdrawn.

The amendment (No. 5032) to the preamble in the nature of a substitute was agreed to, as follows:

[Purpose: To amend the preamble]

Strike the preamble and insert the following:

Whereas, in 1965, The Gambia became independent from Great Britain;

Whereas, in 1970, The Gambia became a republic following a public referendum, and Dawda Jawara was elected president and subsequently reelected an additional five times;

Whereas, from 1970 to 1994, The Gambia was one of Africa's longest running democracies and home to the continent's human rights body, the African Commission on Human and People's Rights;

Whereas, in 1994, President Jawara was forcibly removed from office in a coup by the Armed Forces Provisional Ruling Council (AFPRC), led by Lieutenant Yahya Jammeh;

Whereas, after two years of direct AFPRC rule that was heavily criticized by the international community, a flawed constitutional reform process occurred and The Gambia scheduled a new presidential election;

Whereas, in the lead up to the September 1996 presidential election, the Jammeh military government outlawed the country's main opposition parties, restricted media freedom, prohibited meetings between rival candidates and foreign diplomats, and used soldiers to attack opposition rallies;

Whereas Jammeh won the 1996 presidential election in a process widely regarded as flawed by international observers;

Whereas President Jammeh won reelection in 2001, 2006, and 2011 in electoral processes marred by political repression, intimidation, and technical flaws;

Whereas Jammeh's presidency saw targeted violence and widespread gross human rights violations, particularly against members of the media, including the murder of editor Deyda Hydara and the disappearance of journalist Ebrima Manneh;

Whereas President Jammeh personally ordered the kidnapping and torture of individuals he accused of "witchcraft" and threatened others over their sexual orientation;

Whereas thousands of Gambians fled into exile out of concern for their safety, becoming refugees in Africa at large and elsewhere;

Whereas the Jammeh government's human rights record was widely criticized by regional and international human rights groups, as well as the United States, the European Union, and members of the United States Senate;

Whereas, in December 2016, opposition grand coalition candidate Adama Barrow,

who campaigned on the promise of electoral and constitutional reform, won an upset election victory against President Jammeh;

Whereas, immediately after the 2016 election, Jammeh publicly accepted the defeat, but then later rejected the results and refused to depart the presidency;

Whereas Jammeh's refusal to accept defeat was widely condemned, with the African Union refusing to recognize him as president and the Economic Community of West African States deploying an international intervention force to The Gambia;

Whereas, on January 19, 2017, Barrow was sworn in as president at the Gambian Embassy in Senegal;

Whereas, on January 20, 2017, Jammeh and his family departed The Gambia, reportedly stealing more than \$1,000,000,000 from state coffers, eventually to appear in Equatorial Guinea, where he remains in political exile with impunity;

Whereas President Barrow initially agreed to limit his term to a three-year transition ending on January 19, 2020, but later stated his intent to serve the full five-year constitutional term;

Whereas the Gambian Truth, Reconciliation, and Reparations Commission (TRRC) was established by an act of the Gambian Parliament to examine abuses committed during the Jammeh era and make recommendations as to whom to hold accountable;

Whereas more than 370 victims and former government officials testified at widely viewed TRRC hearings that documented widespread human rights abuses;

Whereas on November 25, 2021, the TRRC submitted its final report to President Barrow detailing the death of more than 240 people, torture, rape, and disappearances under the Jammeh regime;

Whereas on December 4, 2021, The Gambia held the first post-Jammeh era presidential election, which included six presidential candidates;

Whereas the December 4, 2021 election occurred peacefully, with high voter turnout and under the observation of a significant number of domestic and international monitors;

Whereas, on December 5, 2021, The Gambia's Independent Electoral Commission (IEC) announced the results, showing that President Barrow had won reelection;

Whereas, on December 5, 2021, domestic election observers and other stakeholders released a joint statement noting that "the elections were conducted generally in an atmosphere of transparency and fairness as observed by domestic and international observers" and reminded candidates of the Code of Conduct for Peaceful Elections provision to "accept the results of the election as announced by the Chairperson of the IEC";

Whereas, on December 5, 2021, former President of Sierra Leone Ernest Bai Koroma, who led an election observation mission from the Economic Community of West African States (ECOWAS), appealed to all the Gambian candidates "to accept the outcome of the election in good faith";

Whereas, on December 24, 2021, the Gambian Truth, Reconciliation, and Reparations Commission published its findings that former President Jammeh was responsible for more than 20 years of killings, torture, and rape and recommended that those responsible be prosecuted, saying, "To forgive and forget with impunity the violations and abuses ... would not only undermine reconciliation but would also constitute a massive and egregious cover-up of the crimes committed.";

Whereas, on December 28, 2021, the Gambian Supreme Court dismissed a challenge to the election results; and

Whereas, on January 18, 2022, the Independent Electoral Commission announced that National Assembly elections would be held on April 9, 2022: Now, therefore, be it

The preamble, as amended, was agreed to.

The resolution, as amended, with its preamble, as amended, reads as follows:

S. RES. 456

Whereas, in 1965, The Gambia became independent from Great Britain;

Whereas, in 1970, The Gambia became a republic following a public referendum, and Dawda Jawara was elected president and subsequently reelected an additional five times;

Whereas, from 1970 to 1994, The Gambia was one of Africa's longest running democracies and home to the continent's human rights body, the African Commission on Human and People's Rights;

Whereas, in 1994, President Jawara was forcibly removed from office in a coup by the Armed Forces Provisional Ruling Council (AFPRC), led by Lieutenant Yahya Jammeh;

Whereas, after two years of direct AFPRC rule that was heavily criticized by the international community, a flawed constitutional reform process occurred and The Gambia scheduled a new presidential election;

Whereas, in the lead up to the September 1996 presidential election, the Jammeh military government outlawed the country's main opposition parties, restricted media freedom, prohibited meetings between rival candidates and foreign diplomats, and used soldiers to attack opposition rallies;

Whereas Jammeh won the 1996 presidential election in a process widely regarded as flawed by international observers;

Whereas President Jammeh won reelection in 2001, 2006, and 2011 in electoral processes marred by political repression, intimidation, and technical flaws;

Whereas Jammeh's presidency saw targeted violence and widespread gross human rights violations, particularly against members of the media, including the murder of editor Deyda Hydara and the disappearance of journalist Ebrima Manneh;

Whereas President Jammeh personally ordered the kidnapping and torture of individuals he accused of "witchcraft" and threatened others over their sexual orientation;

Whereas thousands of Gambians fled into exile out of concern for their safety, becoming refugees in Africa at large and elsewhere;

Whereas the Jammeh government's human rights record was widely criticized by regional and international human rights groups, as well as the United States, the European Union, and members of the United States Senate;

Whereas, in December 2016, opposition grand coalition candidate Adama Barrow, who campaigned on the promise of electoral and constitutional reform, won an upset election victory against President Jammeh;

Whereas, immediately after the 2016 election, Jammeh publicly accepted the defeat, but then later rejected the results and refused to depart the presidency;

Whereas Jammeh's refusal to accept defeat was widely condemned, with the African Union refusing to recognize him as president and the Economic Community of West African States deploying an international intervention force to The Gambia;

Whereas, on January 19, 2017, Barrow was sworn in as president at the Gambian Embassy in Senegal;

Whereas, on January 20, 2017, Jammeh and his family departed The Gambia, reportedly stealing more than \$1,000,000,000 from state coffers, eventually to appear in Equatorial Guinea, where he remains in political exile with impunity;

Whereas President Barrow initially agreed to limit his term to a three-year transition ending on January 19, 2020, but later stated his intent to serve the full five-year constitutional term;

Whereas the Gambian Truth, Reconciliation, and Reparations Commission (TRRC) was established by an act of the Gambian Parliament to examine abuses committed during the Jammeh era and make recommendations as to whom to hold accountable;

Whereas more than 370 victims and former government officials testified at widely viewed TRRC hearings that documented widespread human rights abuses;

Whereas on November 25, 2021, the TRRC submitted its final report to President Barrow detailing the death of more than 240 people, torture, rape, and disappearances under the Jammeh regime;

Whereas on December 4, 2021, The Gambia held the first post-Jammeh era presidential election, which included six presidential candidates;

Whereas the December 4, 2021 election occurred peacefully, with high voter turnout and under the observation of a significant number of domestic and international monitors;

Whereas, on December 5, 2021, The Gambia's Independent Electoral Commission (IEC) announced the results, showing that President Barrow had won reelection;

Whereas, on December 5, 2021, domestic election observers and other stakeholders released a joint statement noting that "the elections were conducted generally in an atmosphere of transparency and fairness as observed by domestic and international observers" and reminded candidates of the Code of Conduct for Peaceful Elections provision to "accept the results of the election as announced by the Chairperson of the IEC";

Whereas, on December 5, 2021, former President of Sierra Leone Ernest Bai Koroma, who led an election observation mission from the Economic Community of West African States (ECOWAS), appealed to all the Gambian candidates "to accept the outcome of the election in good faith";

Whereas, on December 24, 2021, the Gambian Truth, Reconciliation, and Reparations Commission published its findings that former President Jammeh was responsible for more than 20 years of killings, torture, and rape and recommended that those responsible be prosecuted, saying, "To forgive and forget with impunity the violations and abuses ... would not only undermine reconciliation but would also constitute a massive and egregious cover-up of the crimes committed.";

Whereas, on December 28, 2021, the Gambian Supreme Court dismissed a challenge to the election results; and

Whereas, on January 18, 2022, the Independent Electoral Commission announced that National Assembly elections would be held on April 9, 2022: Now, therefore, be it

Resolved, That the Senate—

(1) congratulates the Gambian people on the successful 2016 and 2021 presidential elections and the April 2022 legislative election;

(2) supports the courageous and necessary work and recommendations of the Truth, Reconciliation, and Reparations Commission to bring accountability, healing, and reconciliation to the nation, and calls on the government to follow through with appropriate actions with regards to justice, accountability, and reparations for victims; and

(3) expresses the support of the American people in The Gambia's continued and noteworthy democratic path forward.

ORDERS FOR THURSDAY, MAY 12, 2022

Ms. CANTWELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 10 a.m., Thursday, May 12; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and morning business be closed; that upon the conclusion of morning business, the Senate proceed to executive session to resume consideration of the motion to discharge the Boyle nomination; further, that the vote on the motion to discharge occur at 12 noon; finally, that if any nominations are confirmed during Thursday's session, the motions to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

ADJOURNMENT UNTIL 10 A.M. TOMORROW

Ms. CANTWELL. Mr. President, if there is no further business to come be-

fore the Senate, I ask unanimous consent that it stand adjourned under the previous order.

There being no objection, the Senate, at 8:34 p.m., adjourned until Thursday, May 12, 2022, at 10 a.m.

DISCHARGED NOMINATION

The Senate Committee on the Judiciary was discharged from further consideration of the following nomination pursuant to S. Res. 27 and the nomination was placed on the Executive Calendar:

CHARLOTTE N. SWEENEY, OF COLORADO, TO BE UNITED STATES DISTRICT JUDGE FOR THE DISTRICT OF COLORADO.

CONFIRMATIONS

Executive nominations confirmed by the Senate May 11, 2022:

FEDERAL RESERVE SYSTEM

PHILIP NATHAN JEFFERSON, OF NORTH CAROLINA, TO BE A MEMBER OF THE BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM FOR A TERM OF FOURTEEN YEARS FROM FEBRUARY 1, 2022.

FEDERAL TRADE COMMISSION

ALVARO M. BEDOYA, OF MARYLAND, TO BE A FEDERAL TRADE COMMISSIONER FOR THE TERM OF SEVEN YEARS FROM SEPTEMBER 26, 2019.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

JULIA RUTH GORDON, OF MARYLAND, TO BE AN ASSISTANT SECRETARY OF HOUSING AND URBAN DEVELOPMENT.

IN THE COAST GUARD

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES COAST GUARD TO THE GRADE INDICATED UNDER TITLE 14 U.S.C., SECTION 2121(D):

To be rear admiral

MICHAEL H. DAY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT AS DEPUTY COMMANDANT FOR OPERATIONS, A POSITION OF IMPORTANCE AND RESPONSIBILITY IN THE UNITED STATES COAST GUARD AND TO THE GRADE INDICATED UNDER TITLE 14, U.S.C., SECTION 305:

To be vice admiral

REAR ADM. PETER W. GAUTIER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT AS VICE COMMANDANT IN THE UNITED STATES COAST GUARD AND TO THE GRADE INDICATED PURSUANT TO THE AUTHORITY OF TITLE 14, U.S.C., SECTION 304:

To be admiral

VICE ADM. STEVEN D. POULIN

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT AS COMMANDANT IN THE UNITED STATES COAST GUARD AND TO THE GRADE INDICATED PURSUANT TO THE AUTHORITY OF TITLE 14, U.S.C., SECTION 302:

To be admiral

ADM. LINDA L. FAGAN

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO A POSITION OF IMPORTANCE AND RESPONSIBILITY IN THE UNITED STATES COAST GUARD AND TO THE GRADE INDICATED UNDER TITLE 14, U.S.C., SECTION 305:

To be vice admiral

REAR ADM. KEVIN E. LUNDAY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO A POSITION OF IMPORTANCE AND RESPONSIBILITY IN THE UNITED STATES COAST GUARD AND TO THE GRADE INDICATED UNDER TITLE 14, U.S.C., SECTION 305:

To be vice admiral

REAR ADM. ANDREW J. TIONGSON