

(B) to implement a plan for the jurisdiction to achieve full compliance with any building energy code adopted under subparagraph (A) in new and renovated residential and commercial buildings, which plan shall include active training and enforcement programs and measurement of the rate of compliance each year.

(4) STATE MATCH.—The State cost share requirement under the item relating to “Department of Energy—Energy Conservation” in title II of the Department of the Interior and Related Agencies Appropriations Act, 1985 (42 U.S.C. 6323a; 98 Stat. 1861), shall not apply to assistance provided under this subsection.

(5) ADMINISTRATIVE COSTS.—Of the amounts made available under this subsection, the Secretary shall reserve 5 percent for administrative costs necessary to carry out this subsection.

(b) BLM PERMITTING.—In addition to amounts otherwise available, there is appropriated to the Secretary of the Interior for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$400,000,000, to remain available through September 30, 2026, for the Bureau of Land Management to finalize outstanding permitting activities for projects that would facilitate access to nickel and cobalt deposits.

**SA 5488.** Mr. WARNER proposed an amendment to amendment SA 5194 proposed by Mr. SCHUMER to the bill H.R. 5376, to provide for reconciliation pursuant to title II of S. Con. Res. 14; as follows:

On page 545, strike line 1 and all that follows through page 547, line 17, and insert the following:

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to sales in calendar quarters beginning after the date which is 1 day after the date of enactment of this Act.

**SEC. 13902. INCREASE IN RESEARCH CREDIT AGAINST PAYROLL TAX FOR SMALL BUSINESSES.**

(a) IN GENERAL.—Clause (i) of section 41(h)(4)(B) is amended—

(1) by striking “AMOUNT.—The amount” and inserting “AMOUNT.—

“(I) IN GENERAL.—The amount”, and

(2) by adding at the end the following new subclause:

“(II) INCREASE.—In the case of taxable years beginning after December 31, 2022, the amount in subclause (I) shall be increased by \$250,000.”.

(b) ALLOWANCE OF CREDIT.—

(1) IN GENERAL.—Paragraph (1) of section 3111(f) is amended—

(A) by striking “for a taxable year, there shall be allowed” and inserting “for a taxable year—

“(A) there shall be allowed”,

(B) by striking “equal to the” and inserting “equal to so much of the”,

(C) by striking the period at the end and inserting “as does not exceed the limitation of subclause (I) of section 41(h)(4)(B)(i) (applied without regard to subclause (II) thereof), and”, and

(D) by adding at the end the following new subparagraph:

“(B) there shall be allowed as a credit against the tax imposed by subsection (b) for the first calendar quarter which begins after the date on which the taxpayer files the return specified in section 41(h)(4)(A)(ii) an amount equal to so much of the payroll tax credit portion determined under section 41(h)(2) as is not allowed as a credit under subparagraph (A).”.

(2) LIMITATION.—Paragraph (2) of section 3111(f) is amended—

(A) by striking “paragraph (1)” and inserting “paragraph (1)(A)”, and

(B) by inserting “, and the credit allowed by paragraph (1)(B) shall not exceed the tax imposed by subsection (b) for any calendar quarter,” after “calendar quarter”.

(3) CARRYOVER.—Paragraph (3) of section 3111(f) is amended by striking “the credit” and inserting “any credit”.

(4) DEDUCTION ALLOWED.—Paragraph (4) of section 3111(f) is amended—

(A) by striking “credit” and inserting “credits”, and

(B) by striking “subsection (a)” and inserting “subsection (a) or (b)”.

(c) AGGREGATION RULES.—Clause (ii) of section 41(h)(5)(B) is amended by striking “the \$250,000 amount” and inserting “each of the \$250,000 amounts”.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2022.

**SEC. 13903. REINSTATEMENT OF LIMITATION RULES FOR DEDUCTION FOR STATE AND LOCAL, ETC., TAXES; EXTENSION OF LIMITATION ON EXCESS BUSINESS LOSSES OF NONCORPORATE TAXPAYERS.**

(a) REINSTATEMENT OF LIMITATION RULES FOR DEDUCTION FOR STATE AND LOCAL, ETC., TAXES.—

(1) IN GENERAL.—Section 164(b)(6), as amended by section 13904, is further amended—

(A) in the heading, by striking “2026” and inserting “2025”, and

(B) by striking “2027” and inserting “2026”.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall apply to taxable years beginning after December 31, 2022.

(b) EXTENSION OF LIMITATION ON EXCESS BUSINESS LOSSES OF NONCORPORATE TAXPAYERS.—

(1) IN GENERAL.—Section 461(l)(1) is amended by striking “January 1, 2027” each place it appears and inserting “January 1, 2029”.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall apply to taxable years beginning after December 31, 2026.

**PRIVILEGES OF THE FLOOR**

Mr. SANDERS. Mr. President, I ask unanimous consent that the following staff members from my staff and from Senator GRAHAM’s staff be given all-access floor passes for the consideration of the bill: majority staff: Michael Jones, Joshua Smith, Tyler Evilsizer, Melissa Kaplan-Pistiner, and Billy Gendell; Republican staff: Nick Myers, Matthew Giroux, Matthew Joe Keeley, Becky Cole, and Craig Abele.

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

**ORDERS FOR TUESDAY, AUGUST 9, 2022, THROUGH TUESDAY, SEPTEMBER 6, 2022**

Mr. SCHUMER. Madam President, finally, I ask unanimous consent that when the Senate completes its business today, it adjourn to then convene for pro forma sessions only, with no business being conducted, on the following dates and times and that following each pro forma session, the Senate adjourn until the next pro forma session: Tuesday, August 9, at 9 a.m.; Friday, August 12, at 9 a.m.; Tuesday, August 16, at 8 a.m.; Friday, August 19, at 2:30 p.m.; Tuesday, August 23, at 10:30 a.m.;

Friday, August 26, at 10 a.m.; Tuesday, August 30, at 10 a.m.; Friday, September 2, at 9 a.m. I further ask that when the Senate adjourns on Friday, September 2, it next convene at 3 p.m., Tuesday, September 6; 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 and resume consideration of the Lee nomination; further, that the cloture motions filed during today’s session ripen at 5:30 p.m. on Tuesday, September 6.

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

**SIGNING AUTHORITY**

Mr. SCHUMER. Madam President, I ask unanimous consent that the senior Senator from Maryland, Mr. CARDIN, be authorized to sign duly enrolled bills or joint resolutions from August 8, 2022, through September 6, 2022.

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

**ADJOURNMENT UNTIL TUESDAY, AUGUST 9, 2022, AT 9 A.M.**

Mr. SCHUMER. Madam President, if there is no further business to come before the Senate, I ask that it stand adjourned under the provisions of S. Res. 748.

There being no objection, the Senate, at 3:42 p.m., adjourned until Tuesday, August 9, 2022, at 9 a.m., under the previous order and, pursuant to S. Res. 748, as a further mark of respect to the late Jackie Walorski, former Representative from Indiana.

**DISCHARGED NOMINATION**

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

DAVID M. UHLMANN, OF MICHIGAN, TO BE AN ASSISTANT ADMINISTRATOR OF THE ENVIRONMENTAL PROTECTION AGENCY.

**CONFIRMATIONS**

Executive nominations confirmed by the Senate August 6, 2022:

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

MONDE MUYANGWA, OF MARYLAND, TO BE AN ASSISTANT ADMINISTRATOR OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT.

DEPARTMENT OF STATE

CONSTANCE J. MILSTEIN, OF NEW YORK, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF MALTA.

**CONFIRMATION**

Executive nomination confirmed by the Senate August 7, 2022:

DEPARTMENT OF STATE  
CARRIN F. PATMAN, OF TEXAS, TO BE AMBASSADOR  
EXTRAORDINARY AND PLENIPOTENTIARY OF THE  
UNITED STATES OF AMERICA TO THE REPUBLIC OF ICE-  
LAND.