

of the National Oceanic and Atmospheric Administration.

“(d) UPDATES.—The Administrator shall update the National Guidance Document not less than once every 10 years after the publication of the National Guidance Document under subsection (c) and publish such updates in accordance with such subsection.

“(e) FUNDING.—Amounts available to carry out this section may only come from within amounts authorized to be appropriated to the Administrator.

“SEC. 603. DEFINITIONS.

“In this title:

“(1) ADMINISTRATOR.—The term ‘Administrator’ means the Under Secretary of Commerce for Oceans and Atmosphere and Administrator of the National Oceanic and Atmospheric Administration.

“(2) NATIONAL ACADEMIES.—The term ‘National Academies’ means the National Academies of Sciences, Engineering, and Medicine.

“(3) UNITED STATES.—The term ‘United States’ means, collectively, each State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, the Virgin Islands of the United States, and any other territory or possession of the United States.”

(b) CONFORMING AMENDMENT.—Section 1(b) of the Weather Research and Forecasting Innovation Act of 2017 (15 U.S.C. 8501 note) is amended in the table of contents by adding at the end the following:

“TITLE VI—IMPROVING FEDERAL PRECIPITATION INFORMATION

“Sec. 601. Study on precipitation estimation.

“Sec. 602. Improving probable maximum precipitation estimates.

“Sec. 603. Definitions.”

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time.

The bill (H.R. 1437), as amended, was passed.

SAFE CONNECTIONS ACT OF 2022

Mr. SCHUMER. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of H.R. 7132, which was received from the House and is at the desk.

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

The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (H.R. 7132) to preserve safe access to communications services for survivors of domestic violence and other crimes, and for other purposes.

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

Mr. SCHUMER. I further ask that the bill be considered read a third time and passed, and the motion to reconsider be considered made and laid upon the table with no intervening action or debate.

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

The bill (H.R. 7132) was ordered to a third reading, was read the third time, and passed.

Mr. SCHUMER. I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

(Mr. OSSOFF assumed the Chair.)

Mr. CARDIN. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. KING). Without objection, it is so ordered.

RESPECT FOR MARRIAGE ACT— MOTION TO PROCEED

VOTE ON MOTION TO PROCEED

The PRESIDING OFFICER. All postcloture time is expired.

The question is on agreeing to the motion to proceed.

Mr. MERKLEY. I ask for the yeas and nays.

The PRESIDING OFFICER. The yeas and nays have been requested.

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. DURBIN. I announce that the Senator from Delaware (Mr. CARPER), the Senator from New Jersey (Mr. MENENDEZ), and the Senator from Georgia (Mr. WARNOCK) are necessarily absent.

Mr. BLUNT. The following Senators are necessarily absent: the Senator from Wyoming (Mr. BARRASSO), the Senator from Tennessee (Mrs. BLACKBURN), the Senator from Indiana (Mr. BRAUN), the Senator from North Carolina (Mr. BURR), the Senator from Louisiana (Mr. CASSIDY), the Senator from South Carolina (Mr. GRAHAM), the Senator from Tennessee (Mr. HAGERTY), the Senator from Mississippi (Mrs. HYDE-SMITH), the Senator from Oklahoma (Mr. INHOFE), the Senator from Wisconsin (Mr. JOHNSON), the Senator from Wyoming (Ms. LUMMIS), the Senator from Kansas (Mr. MARSHALL), the Senator from Alaska (Ms. MURKOWSKI), the Senator from Kentucky (Mr. PAUL), the Senator from Ohio (Mr. PORTMAN), the Senator from Florida (Mr. RUBIO), the Senator from Nebraska (Mr. SASSE), the Senator from Florida (Mr. SCOTT), the Senator from Alaska (Mr. SULLIVAN), the Senator from South Dakota (Mr. THUNE), and the Senator from Indiana (Mr. YOUNG).

Further, if present and voting, the Senator from Kansas (Mr. MARSHALL) would have voted “nay” and the Senator from Indiana (Mr. YOUNG) would have voted “yea.”

The result was announced—yeas 53, nays 23, as follows:

[Rollcall Vote No. 357 Leg.]

YEAS—53

Baldwin	Capito	Durbin
Bennet	Cardin	Ernst
Blumenthal	Casey	Feinstein
Blunt	Collins	Gillibrand
Booker	Coons	Hassan
Brown	Cortez Masto	Heinrich
Cantwell	Duckworth	Hickenlooper

Hirono	Murray	Sinema
Kaine	Ossoff	Smith
Kelly	Padilla	Stabenow
King	Peters	Tester
Klobuchar	Reed	Tillis
Leahy	Romney	Van Hollen
Lujan	Rosen	Warner
Manchin	Sanders	Warren
Markey	Schatz	Whitehouse
Merkley	Schumer	Wyden
Murphy	Shaheen	

NAYS—23

Boozman	Grassley	Risch
Cornyn	Hawley	Rounds
Cotton	Hoeben	Scott (SC)
Cramer	Kennedy	Shelby
Crapo	Lankford	Toomey
Cruz	Lee	Tuberville
Daines	McConnell	Wicker
Fischer	Moran	

NOT VOTING—24

Barrasso	Hyde-Smith	Portman
Blackburn	Inhofe	Rubio
Braun	Johnson	Sasse
Burr	Lummis	Scott (FL)
Carper	Marshall	Sullivan
Cassidy	Menendez	Thune
Graham	Murkowski	Warnock
Hagerty	Paul	Young

The motion was agreed to.

Mr. SCHUMER. Mr. President, in a few moments, I am going to file cloture on the substitute amendment for the Respect for Marriage Act, as well as the underlying bill. The substitute I am filing will contain the legislative text for the Senate session of the Respect for Marriage Act negotiated by both parties. We will hold a cloture vote on the substitute amendment when the Senate comes back into session on the Monday after Thanksgiving.

Let me be clear. Passing the Respect for Marriage Act is not a matter of if but only of when.

I thank my colleagues from both sides of the aisle who led this bill, and I have zero doubt that Respect for Marriage will soon be the law of the land.

RESPECT FOR MARRIAGE ACT

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

The senior assistant legislative clerk read as follows:

A bill (H.R. 8404) to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage, and for other purposes.

AMENDMENT NO. 6487

Mr. SCHUMER. Mr. President, I call up amendment No. 6487.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] for Ms. BALDWIN proposes an amendment numbered 6487 to H.R. 8404.

The amendment is 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 “Respect for Marriage Act”.

SEC. 2. FINDINGS.

Congress finds the following:

(1) No union is more profound than marriage, for it embodies the highest ideals of love, fidelity, devotion, sacrifice, and family.

(2) Diverse beliefs about the role of gender in marriage are held by reasonable and sincere people based on decent and honorable religious or philosophical premises. Therefore, Congress affirms that such people and their diverse beliefs are due proper respect.

(3) Millions of people, including interracial and same-sex couples, have entered into marriages and have enjoyed the rights and privileges associated with marriage. Couples joining in marriage deserve to have the dignity, stability, and ongoing protection that marriage affords to families and children.

SEC. 3. REPEAL OF SECTION ADDED TO TITLE 28, UNITED STATES CODE, BY SECTION 2 OF THE DEFENSE OF MARRIAGE ACT.

Section 1738C of title 28, United States Code, is repealed.

SEC. 4. FULL FAITH AND CREDIT GIVEN TO MARRIAGE EQUALITY.

Chapter 115 of title 28, United States Code, as amended by this Act, is further amended by inserting after section 1738B the following:

“§1738C. Certain acts, records, and proceedings and the effect thereof

“(a) IN GENERAL.—No person acting under color of State law may deny—

“(1) full faith and credit to any public act, record, or judicial proceeding of any other State pertaining to a marriage between 2 individuals, on the basis of the sex, race, ethnicity, or national origin of those individuals; or

“(2) a right or claim arising from such a marriage on the basis that such marriage would not be recognized under the law of that State on the basis of the sex, race, ethnicity, or national origin of those individuals.

“(b) ENFORCEMENT BY ATTORNEY GENERAL.—The Attorney General may bring a civil action in the appropriate United States district court against any person who violates subsection (a) for declaratory and injunctive relief.

“(c) PRIVATE RIGHT OF ACTION.—Any person who is harmed by a violation of subsection (a) may bring a civil action in the appropriate United States district court against the person who violated such subsection for declaratory and injunctive relief.

“(d) STATE DEFINED.—In this section, the term ‘State’ has the meaning given such term under section 7 of title 1.”.

SEC. 5. MARRIAGE RECOGNITION.

Section 7 of title 1, United States Code, is amended to read as follows:

“§ 7. Marriage

“(a) For the purposes of any Federal law, rule, or regulation in which marital status is a factor, an individual shall be considered married if that individual’s marriage is between 2 individuals and is valid in the State where the marriage was entered into or, in the case of a marriage entered into outside any State, if the marriage is between 2 individuals and is valid in the place where entered into and the marriage could have been entered into in a State.

“(b) In this section, the term ‘State’ means a State, the District of Columbia, the Commonwealth of Puerto Rico, or any other territory or possession of the United States.

“(c) For purposes of subsection (a), in determining whether a marriage is valid in a State or the place where entered into, if outside of any State, only the law of the jurisdiction applicable at the time the marriage was entered into may be considered.”.

SEC. 6. NO IMPACT ON RELIGIOUS LIBERTY AND CONSCIENCE.

(a) IN GENERAL.—Nothing in this Act, or any amendment made by this Act, shall be construed to diminish or abrogate a religious

liberty or conscience protection otherwise available to an individual or organization under the Constitution of the United States or Federal law.

(b) GOODS OR SERVICES.—Consistent with the First Amendment to the Constitution, nonprofit religious organizations, including churches, mosques, synagogues, temples, nondenominational ministries, interdenominational and ecumenical organizations, mission organizations, faith-based social agencies, religious educational institutions, and nonprofit entities whose principal purpose is the study, practice, or advancement of religion, and any employee of such an organization, shall not be required to provide services, accommodations, advantages, facilities, goods, or privileges for the solemnization or celebration of a marriage. Any refusal under this subsection to provide such services, accommodations, advantages, facilities, goods, or privileges shall not create any civil claim or cause of action.

SEC. 7. STATUTORY PROHIBITION.

(a) NO IMPACT ON STATUS AND BENEFITS NOT ARISING FROM A MARRIAGE.—Nothing in this Act, or any amendment made by this Act, shall be construed to deny or alter any benefit, status, or right of an otherwise eligible entity or person which does not arise from a marriage, including tax-exempt status, tax treatment, educational funding, or a grant, contract, agreement, guarantee, loan, scholarship, license, certification, accreditation, claim, or defense.

(b) NO FEDERAL RECOGNITION OF POLYGAMOUS MARRIAGES.—Nothing in this Act, or any amendment made by this Act, shall be construed to require or authorize Federal recognition of marriages between more than 2 individuals.

SEC. 8. SEVERABILITY.

If any provision of this Act, or any amendment made by this Act, or the application of such provision to any person, entity, government, or circumstance, is held to be unconstitutional, the remainder of this Act, or any amendment made thereby, or the application of such provision to all other persons, entities, governments, or circumstances, shall not be affected thereby.

Mr. SCHUMER. Mr. President, I ask to dispense with further reading of the amendment.

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

Mr. SCHUMER. Mr. President, I ask for the yeas and nays.

Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays are ordered.

AMENDMENT NO. 6488 TO AMENDMENT NO. 6487

Mr. SCHUMER. Mr. President, I have an amendment at the desk.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] proposes an amendment numbered 6488 to amendment No. 6487.

The amendment is as follows:

(Purpose: To add an effective date)

At the end add the following:

SEC. EFFECTIVE DATE.

This Act shall take effect on the date that is 1 day after the date of enactment of this Act.

Mr. SCHUMER. Mr. President, I ask to dispense with further reading of the amendment.

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

AMENDMENT NO. 6489 TO AMENDMENT NO. 6488

Mr. SCHUMER. Mr. President, I have a second-degree amendment at the desk.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] proposes an amendment numbered 6489 to amendment No. 6488.

The amendment is as follows:

(Purpose: To add an effective date)

At the end add the following:

SEC. EFFECTIVE DATE.

On page 1, line 3, strike “1 day” and insert “2 days”.

Mr. SCHUMER. Mr. President, I ask to dispense with further reading of the amendment.

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

Mr. SCHUMER. Mr. President, I ask for the yeas and nays.

Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays are ordered.

MOTION TO REFER WITH AMENDMENT NO. 6490

Mr. SCHUMER. Mr. President, I move to refer H.R. 8404 to the Committee on Judiciary, with instructions to report back forthwith with an amendment.

The PRESIDING OFFICER. The clerk will report the motion.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] moves to refer the bill (H.R. 8404) to the Committee on the Judiciary with instructions to report back forthwith with an amendment numbered 6490.

The amendment is as follows:

(Purpose: To add an effective date)

At the end add the following:

SEC. EFFECTIVE DATE.

This Act shall take effect on the date that is 5 days after the date of the enactment of this Act.

Mr. SCHUMER. Mr. President, I ask to dispense with further reading.

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

Mr. SCHUMER. 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 yeas and nays are ordered.

AMENDMENT NO. 6491

Mr. SCHUMER. Mr. President, I have an amendment to the instructions at the desk.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] proposes an amendment numbered 6491 to the instructions of the motion to refer.

The amendment is as follows:

(Purpose: To add an effective date)

At the end add the following:

SEC. EFFECTIVE DATE.

On page 1, line 3, strike "5 days" and insert "6 days".

Mr. SCHUMER. Mr. President, I ask to dispense with further reading of the amendment.

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

Mr. SCHUMER. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays are ordered.

AMENDMENT NO. 6492 TO AMENDMENT NO. 6491

Mr. SCHUMER. Mr. President, I have a second-degree amendment at the desk.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] proposes an amendment numbered 6492 to amendment No. 6491.

The amendment is as follows:

(Purpose: To add an effective date)

At the end add the following:

SEC. EFFECTIVE DATE.

On page 1, line 3, strike "6 days" and insert "7 days".

Mr. SCHUMER. Mr. President, I ask to dispense with further reading of the amendment.

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

CLOTURE MOTION

Mr. SCHUMER. Mr. President, I send a cloture motion to the substitute amendment to the desk.

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

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the Baldwin substitute amendment No. 6487 to Calendar No. 449, H.R. 8404, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage, and for other purposes.

Charles E. Schumer, Richard J. Durbin, Tammy Baldwin, Kyrsten Sinema, John W. Hickenlooper, Tina Smith, Sheldon Whitehouse, Benjamin L. Cardin, Maria Cantwell, Amy Klobuchar, Jon Ossoff, Mark Kelly, Jacky Rosen, Cory A. Booker, Brian Schatz, Mazie K. Hirono, Angus S. King, Jr., Thomas R. Carper, Sherrod Brown, Tim Kaine.

CLOTURE MOTION

Mr. SCHUMER. I send a cloture motion to the bill to the desk.

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

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the

Standing Rules of the Senate, do hereby move to bring to a close debate on Calendar No. 449, H.R. 8404, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage, and for other purposes.

Charles E. Schumer, Richard J. Durbin, Tammy Baldwin, Kyrsten Sinema, John W. Hickenlooper, Tina Smith, Sheldon Whitehouse, Benjamin L. Cardin, Maria Cantwell, Amy Klobuchar, Jon Ossoff, Mark Kelly, Jacky Rosen, Cory A. Booker, Brian Schatz, Mazie K. Hirono, Angus S. King, Jr., Thomas R. Carper, Sherrod Brown, Tim Kaine.

EXECUTIVE SESSION**EXECUTIVE CALENDAR**

Mr. SCHUMER. I move to proceed to executive session to consider Calendar No. 1133.

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

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Camille L. Vélez-Rivé, of Puerto Rico, to be United States District Judge for the District of Puerto Rico.

CLOTURE MOTION

Mr. SCHUMER. I send a cloture motion to the desk.

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

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 1133, Camille L. Velez-Rive, of Puerto Rico, to be United States District Judge for the District of Puerto Rico.

Charles E. Schumer, Richard J. Durbin, Christopher Murphy, Ben Ray Lujan, Tim Kaine, Sheldon Whitehouse, Jeff Merkley, Jack Reed, Jeanne Shaheen, Elizabeth Warren, Tammy Baldwin, Christopher A. Coons, Tina Smith, Michael F. Bennet, Jacky Rosen, Edward J. Markey, Angus S. King, Jr.

LEGISLATIVE SESSION

Mr. SCHUMER. Mr. President, I move to proceed to legislative session.

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

EXECUTIVE SESSION**EXECUTIVE CALENDAR**

Mr. SCHUMER. I move to proceed to executive session to consider Calendar No. 1147.

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

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Anne M. Nardacci, of New York, to be United States District Judge for the Northern District of New York.

CLOTURE MOTION

Mr. SCHUMER. I send a cloture motion to the desk.

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

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 1147, Anne M. Nardacci, of New York, to be United States District Judge for the Northern District of New York.

Charles E. Schumer, Richard J. Durbin, Jeff Merkley, Tina Smith, Sheldon Whitehouse, Benjamin L. Cardin, Maria Cantwell, Amy Klobuchar, Jon Ossoff, Mark Kelly, Jacky Rosen, Brian Schatz, Mazie K. Hirono, Angus S. King, Jr., Thomas R. Carper, Sherrod Brown, Tim Kaine.

Mr. SCHUMER. I ask unanimous consent that the mandatory quorum calls for the cloture motions filed today, Thursday, November 17, be waived.

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

LEGISLATIVE SESSION**MORNING BUSINESS**

Mr. SCHUMER. I ask unanimous consent that the Senate proceed to Legislative Session and be in a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

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

TRIBUTE TO KAREN ROETTER

Mr. CRAPO. Mr. President, I congratulate Karen Roetter, who is retiring as my regional director in my Coeur d'Alene office. Karen's humor, optimism, and dedication are hallmarks of who she is and will be greatly missed.

Karen graduated from the University of Idaho in 1979, with a teaching degree, and began teaching at Canfield Middle School in Coeur d'Alene, where she taught social studies and physical education and coached girls volleyball. Karen is a deeply devoted wife, mother, and grandmother to her beautiful family. After 5 years of teaching, she left teaching to stay home with her and her husband Matt's three daughters: Katie, Andrea, and Tara. Katie and her husband James have a son, Jackson. Andrea is married to Blake, and they have two children, Layne and Hudson. Tara is married to Shea and has three children, Ensley, Ebbet and Ellers.