

Cotton	Markey	Scott (SC)
Cramer	McConnell	Shaheen
Duckworth	Menendez	Smith
Durbin	Merkley	Stabenow
Ernst	Moran	Sullivan
Fetterman	Mullin	Thune
Fischer	Murkowski	Tillis
Gillibrand	Murphy	Tuberville
Hagerty	Murray	Van Hollen
Hassan	Ossoff	Warner
Hirono	Padilla	Warnock
Hoeben	Peters	Warren
Hyde-Smith	Reed	Welch
Kaine	Ricketts	Whitehouse
Kennedy	Romney	Wyden
King	Rounds	Young
Klobuchar	Schatz	
Lankford	Schumer	
Lummis	Scott (FL)	

NOT VOTING—1

Manchin

The motion was rejected.

CLOTURE MOTION

The PRESIDING OFFICER (Mr. MARKEY). Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The 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 conference report to accompany H.R. 2670, a bill to authorize appropriations for fiscal year 2024 for military activities of the Department of Defense and for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

Charles E. Schumer, Jack Reed, Tammy Duckworth, Margaret Wood Hassan, Angus S. King, Jr., Robert P. Casey, Jr., Tim Kaine, Chris Van Hollen, Jeanne Shaheen, Mark Kelly, Christopher A. Coons, Mazie Hirono, Alex Padilla, Patty Murray, Michael F. Bennet, Catherine Cortez Masto, Raphael G. Warnock.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the conference report to accompany H.R. 2670, a bill to authorize appropriations for fiscal year 2024 for military activities of the Department of Defense and for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

The yeas and nays resulted—yeas 85, nays 15, as follows:

[Rollcall Vote No. 341 Leg.]

YEAS—85

Baldwin	Carper	Durbin
Barrasso	Casey	Ernst
Bennet	Cassidy	Fetterman
Blackburn	Collins	Fischer
Blumenthal	Coons	Gillibrand
Boozman	Cornyn	Graham
Britt	Cortez Masto	Grassley
Brown	Cotton	Hagerty
Budd	Cramer	Hassan
Butler	Crapo	Heinrich
Cantwell	Cruz	Hickenlooper
Capito	Daines	Hirono
Cardin	Duckworth	Hoeben

Hyde-Smith	Murray	Shaheen
Johnson	Ossoff	Sinema
Kaine	Padilla	Smith
Kelly	Peters	Stabenow
Kennedy	Reed	Sullivan
King	Ricketts	Tester
Klobuchar	Risch	Thune
Lankford	Romney	Tillis
Manchin	Rosen	Van Hollen
Marshall	Rounds	Warner
McConnell	Rubio	Warnock
Menendez	Schatz	Whitehouse
Moran	Schmitt	Wicker
Mullin	Schumer	Young
Murkowski	Scott (FL)	
Murphy	Scott (SC)	

NAYS—15

Booker	Lummis	Tuberville
Braun	Markey	Vance
Hawley	Merkley	Warren
Lee	Paul	Welch
Lujan	Sanders	Wyden

The ACTING PRESIDENT pro tempore. On this vote, the yeas are 85, the nays are 15.

Three-fifths of the Senators duly chosen and sworn having voted in the affirmative, the motion is agreed to.

The motion was agreed to.

The ACTING PRESIDENT pro tempore. The Senator from Rhode Island.

MORNING BUSINESS

Mr. REED. 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.

ARMS SALES NOTIFICATION

Mr. CARDIN. Mr. President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications that have been received. If the cover letter references a classified annex, then such an annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

DEFENSE SECURITY
COOPERATION AGENCY,
Washington, DC.

Hon. BENJAMIN L. CARDIN,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: On December 8, 2023, the Secretary of State, pursuant to section 36(b) of the Arms Export Control Act, as amended, determined that an emergency exists which requires the immediate sale of the defense articles and defense services identi-

fied in the attached transmittal to the Government of Israel through the Foreign Military Sales process, including any further amendment specific to costs, quantity, or requirements occurring within the duration of circumstances giving rise to this emergency sale.

Please find attached (Tab 1) the Secretary of State Determination and Justification waiving the congressional review requirements under Section 36(b)(1) of the Arms Export Control Act (AECA), as amended. We will issue a news release to notify the public of this proposed sale upon delivery of this letter to your office.

Sincerely,

MIKE MILLER,

(for James A. Hirsch, Director).

Enclosures.

UNCLASSIFIED

Determination Under Section 36(b)(1) of the Arms Export Control Act

Pursuant to section 36(b)(1) of the Arms Export Control Act, 22 U.S.C. 2776, I hereby determine that an emergency exists that requires the immediate sale through the following foreign military sales case, including any further amendments specific to the cost, quantity, or requirements of these cases, in the national security interest of the United States:

For Israel:

120mm Tank Cartridges

This determination shall be published in the Federal Register and, along with the accompanying Memorandum of Justification, shall be transmitted to Congress with the applicable notifications.

Date: 12-8-23

ANTHONY J. BLINKEN,

Secretary of State.

(U) Memorandum of Justification for Emergency Arms Transfers to Israel Under Section 36(b)(1) of the Arms Export Control Act

(U) On October 7, Hamas launched the worst attack on Israel since the 1973 Yom Kippur War. Thousands of rockets were fired and continue to be fired indiscriminately, hitting locations and civilians as far as Tel Aviv and Jerusalem. Hamas gunmen crossed into Israel, entering towns and communities as far as 15 miles from Gaza, slaughtering men, women, and children. More than 230 hostages were captured and dragged back into Gaza, including U.S. citizens. As of today, Hamas' act of terrorism has claimed the lives of more than 1,200 in Israel, including at least 31 U.S. citizens, and wounded thousands more. The attack is the single deadliest day for the Jewish people since the Holocaust, and is reminiscent of the worst rampages of ISIS. The following day, the Government of Israel formally declared war on Hamas in accordance with its Basic Law.

(U) Israel has the right to defend itself, and the United States supports Israel taking necessary action to defend its country and protect its people from Hamas terrorists, consistent with international law and, specifically, the law of war. Following the attack, the President directed surging additional military assistance to the Israeli Defense Force, to include ammunition and interceptors to replenish the Iron Dome. The Department of State and the Department of Defense are coordinating with Israeli partners to meet their military requirements and ensure Israel has what it needs to defend itself, its people, and U.S. citizens living, working, and traveling in Israel.

(U) Israel faces further credible security threats on its northern border with Lebanon and Syria. Since October 7, sporadic violence has occurred across the Blue Line, which marks the de facto boundary between Israel

and Lebanon, and Israel remains at immediate risk of other parties in Lebanon or Syria exploiting Hamas' appalling attack.

(U) The United States' commitment to Israel's security is ironclad, which is reflected in decades of close political-military dialogues and high-level defense policy exchanges. The historic ten-year U.S.-Israel Memorandum of Understanding to provide Israel with \$38 billion in security assistance is a bulwark against regional threats; however, Israel requires urgent support to respond to the immediate threat raised by Hamas' horrific attack, to replenish stocks of key defense articles that maintain its Qualitative Military Edge in the region, and to deter and guard against the threat of broad scale regional conflict.

(U) Given the scale and scope of Hamas' offensive, it is in the United States' national security interest to swiftly provide Israel with the defense systems it requires to defend itself and reinforce deterrence against other regional threats, which we have undertaken since October 7. Israel has communicated an urgent requirement for 120mm tank rounds. The urgency of this requirement has been validated by the Department of Defense in consultation with the Department of State. We anticipate Israel will continue its military operations in Gaza in the near-term. In order to effectively do so and ensure it is prepared for any other attacks, it has an immediate need for these defense articles. These 120mm rounds are readily available in DoD stock and can be quickly transferred to Israel. The immediacy of the challenge at hand requires overcoming the statutory 15-day Congressional Notification timeline to expedite transfers to Israel.

(U) For the reasons cited above, an emergency exists requiring immediate provision of these defense articles to Israel in the national security interest of the United States. This transfer, through a Foreign Military Sale, will provide Israel as soon as possible with defense articles that are necessary to allow it to defend itself in its war with Hamas. The Secretary of State, therefore, has certified an emergency exists under sections 36(b)(1) of the Arms Export Control Act, 22 U.S.C. 2776, thereby waiving the congressional review requirement of that provision.

TRANSMITTAL NO. 24-15

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: Government of Israel.

(ii) Total Estimated Value:

Major Defense Equipment * \$99.9 million.

Other \$6.6 million.

Total \$106.5 million.

Funding Source: Foreign Military Financing and National Funds.

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MDE):

Thirteen thousand nine hundred eighty-one (13,981) 120mm M830A1 High Explosive Anti-Tank Multi-Purpose with Tracer (MPAT) Tank Cartridges.

Non-MDE: Also included are publications and technical documentation; U.S. Government and contractor engineering, technical, and logistics support services; studies and surveys; and other related elements of logistics and program support.

(iv) Military Department: Army (IS-B-VBS).

(v) Prior Related Cases, if any: None.

(vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None.

(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Attached Annex.

(viii) Date Report Delivered to Congress: December 8, 2023.

*As defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Israel—M830A1 120mm Tank Cartridges

The Government of Israel has requested to buy thirteen thousand nine hundred eighty-one (13,981) 120mm M830A1 High Explosive Anti-Tank Multi-Purpose with Tracer (MPAT) tank cartridges. Also included are publications and technical documentation; U.S. Government and contractor engineering, technical, and logistics support services; studies and surveys; and other related elements of logistics and program support. The estimated total cost is \$106.5 million.

The Secretary of State has determined and provided detailed justification that an emergency exists that requires the immediate sale to the Government of Israel of the above defense articles (and defense services) in the national security interests of the United States, thereby waiving the Congressional review requirements under Section 36(b) of the Arms Export Control Act, as amended.

The United States is committed to the security of Israel, and it is vital to U.S. national interests to assist Israel to develop and maintain a strong and ready self-defense capability. This proposed sale is consistent with those objectives.

Israel will use the enhanced capability as a deterrent to regional threats and to strengthen its homeland defense. Israel will have no difficulty absorbing this equipment into its armed forces.

The proposed sale of this equipment and support will not alter the basic military balance in the region.

This will be a sale from U.S. Army inventory. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will not require the assignment of any additional U.S. Government or contractor representatives to Israel.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

TRANSMITTAL NO. 24-15

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act

Annex Item No. vii

(vii) Sensitivity of Technology:

1. The 120mm M830A1 High Explosive Anti-Tank Multi-Purpose with Tracer (MPAT) tank cartridge is a line-of-sight, full-bore, multipurpose munition for the Abrams tank. It requires the gunner to manually select the fuze mode to either point detonate against buildings, bunkers, and light armor vehicles or similar target sets, or proximity for anti-helicopter self-defense capabilities.

2. The highest level of classification of defense articles, components, and services included in this potential sale is Controlled Unclassified Information.

3. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures that might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

4. A determination has been made that Israel will provide substantially the same degree of protection for the sensitive technology being released as the U.S. Government. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification.

5. All defense articles and services listed in this transmittal have been authorized for release and export to the Government of Israel.

ADDITIONAL STATEMENTS

TRIBUTE TO THE ALLEN FAMILY

• Mr. BOOZMAN. Mr. President, I rise today to honor the achievements of Jeremy and Magen Allen who have been recognized as the 2023 Arkansas Farm Family of the Year. This award reflects the dedication of the Allen family to farming and its contribution to the top industry in Arkansas.

As owners of JA Farms, Jeremy and Magen care for a 300-head of cow-calf herd and run their own hay operation. In addition to their farm, they oversee a diverse enterprise that includes JA Farms Feeds, a custom livestock feed business, and JA Farms Trucking, which facilitates transportation of their products. The Allen family's presence in Hot Springs County has proven vital to the community. Just one example of this was, when the sole Bismarck hardware store closed last year, the Allen family was quick to action, further expanding their enterprise to include JA Farms Feed & Mercantile, a retail storefront, in order to incorporate supplies and necessities utilized by farm families and others in the community. Since 1947, the Arkansas Farm Bureau's Arkansas Farm Family of the Year Program recognizes outstanding farm families throughout the State for their contributions to the industry and their communities.

I am proud of the Allen family's embodiment of this mission. Jeremy and Magen are driven and hard-working, and this recognition is the fruit bore of that effort. As Arkansas Farm Family of the Year, JA Farms will be competing with nine other State winners to vie for the Sunbelt Age Expo Farmer of the Year Program in Moultrie, GA, where I and their fellow Arkansans will be wishing them the best of luck.

Congratulations to Jeremy, Magen, and their children Lane, Brody, Evelyn, and Eli for their outstanding accomplishments in agriculture. I wish them continued success in the future of their operation.●

RECOGNIZING THE KINDRED HIGH SCHOOL VIKINGS

• Mr. CRAMER. Mr. President, I have the privilege of once again congratulating my alma mater on its' second high school State football championship in 3 years.

On November 10, the Kindred Vikings won the Division A State title at the Dakota Bowl State Football Tournament. They finished a truly impressive undefeated season by taking the championship over Dickinson Trinity by a score of 36-7. They had earlier won their first three postseason games, defeating teams from Harvey/Fessenden-