

WEDNESDAY, AUGUST 11, 2021

The Senate stands adjourned to convene for pro forma sessions with no business conducted on the following dates and times:

Friday, August 13th at 9:30am

Tuesday, August 17th at 9:30am

Friday, August 20th at 9:00am

Tuesday, August 24th at 8:30am

Friday, August 27th at 9:00am

Tuesday, August 31st at 10:30am

Friday, September 3rd at 1:30pm

Tuesday, September 7th at 1:00pm

Thursday, September 9th at 12:00 Noon.

When the Senate adjourns on Thursday it will next convene at 3:00pm on Monday, September 13, 2021.

On Monday, following Leader remarks, the Senate will resume consideration of Executive Calendar #64, James Richard Kvaal, of Massachusetts, to be Under Secretary of Education.

At 5:30pm, the Senate will vote on the motion to invoke cloture on the Kvaal nomination.

Cloture was filed on:

1. [Executive Calendar #64](#), James Richard Kvaal, of Massachusetts, to be Under Secretary of Education.
2. [Executive Calendar #252](#), David G. Estudillo, of Washington, to be United States District Judge for the Western District of Washington
3. [Executive Calendar #260](#), Angel Kelley, of Massachusetts, to be United States District Judge for the District of Massachusetts
4. [Executive Calendar #251](#), Veronica S. Rossman, of Colorado, to be United States Circuit Judge for the Tenth Circuit
5. Motion to proceed to Calendar #77, S. [2093](#), For the People Act of 2021.

TUESDAY, AUGUST 10, 2021

The Senate stands adjourned until 9:30am on Tuesday, August 10, 2021. Following Leader remarks, the Senate will resume consideration of [H.R.3684](#), Infrastructure Investment and Jobs Act, post-cloture.

At 11:00am, all post-cloture time will expire, and the Senate will vote on passage of the bill as amended. Following disposition of the bill, Senator Schumer is expected to move to proceed to [S.Con.Res.14](#), Budget resolution, and the Senate would vote on that motion. Once the motion is agreed to, the vote-arama to begin shortly thereafter.

Tuesday, August 10th 11:00am: 2 roll call votes:

1. Passage of [R.3684](#), Infrastructure Investment and Jobs Act, as amended.
2. Motion to proceed to [Con.Res.14](#), Budget resolution.

Passed, 69-30: Cal. #100, H.R.3684, Infrastructure Investment and Jobs Act, as amended. Now voting on Motion to proceed to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution. Vote-arama will begin shortly thereafter. Republican's voting **YEA on HR 3684:**

- Blunt (MO)
- Burr (NC)
- Capito (WV)
- Cassidy (LA)
- Collins (ME)
- Cramer (ND)
- Crapo (ID)
- Fischer (NE)
- Graham (SC)
- Grassley (IA)
- Hoeven (ND)
- McConnell (KY)
- Murkowski (AK)
- Portman (OH)
- Risch (ID)
- Romney (UT)
- Sullivan (AK)
- Tillis (NC)
- Wicker (MS)

The Senate is now voting on Motion to proceed to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution.

By a vote of 50-49, the Senate agreed to the motion proceed to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution. Senator Rounds did not vote.

The Senate is currently voting on Barrasso amendment to prohibit enactment of the Green New Deal. (3055) **Agreed to 99-0: Barrasso amendment to prohibit enactment of the Green New Deal. (3055)**

Carper amendment to establish a reserve fund relating to addressing the crisis of climate change. (3330)

Thune amendment to protect owners of generationally-owned businesses, farms, and ranches so that they may continue to transfer ownership or operations to family members or others based upon the same tax principles that existed when they began operations (3106). **Adopted, 99-0: Thune amendment #3106, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution.**

Cortez Masto-Tester-Wyden-Warnock amendment to establish a reserve fund relating to protecting family farms, ranches, and small businesses while ensuring the wealthy pay their fair share. (3317)

Following the vote on Cortez Masto amendment #3317, the Senate will proceed to up to 7 votes on the following amendments:

1. Lummis #3104
2. Hassan-Young #3278
3. Crapo #3099
4. Wyden #3365
5. Cramer #3105
6. Scott (SC) #3073
7. Rubio #3097

1. Cortez Masto amendment #3317, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution. **Not adopted, 49-50**
2. Lummis amendment #3104, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution. **Not adopted, 49-50**
3. **Adopted by voice vote:** Hassan-Young amendment #3278, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution.
4. Crapo amendment #3099, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution. **Not adopted, 49-50**
5. Wyden amendment #3365, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution. **Adopted, 50-49**
6. Cramer amendment #3105, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution. **Adopted, 57-42**

7. Scott (SC) amendment #3073, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution. **Not adopted, 49-50**
8. **Adopted by voice vote:** Rubio amendment #3097, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution.

Vote update: Immediately following the vote on Rubio amendment #3097, the Senate will proceed to up to 5 votes on the following amendments:

1. Shelby #3293
2. Grassley #3251
3. Wyden #3569
4. Tuberville #3113
5. Klobuchar #3731

1. **Not adopted, 46-53:** Shelby amendment #3293, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution.
2. **Not adopted, 48-51:** Grassley amendment #3251, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution.
3. **Not adopted, 47-51:** Wyden amendment #3569, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution.
4. **Agreed to 99-0:** Tuberville amendment to establish a deficit-neutral reserve fund relating to decreasing Federal funding for local jurisdictions that defund the police. (3113)
5. **Agreed to 99-0:** Klobuchar amdt 3731 - establish a reserve fund relating to honoring the U.S. Capitol Police, the DC Metropolitan Police, and all other first responders, who fought and died protecting

Adopted by voice vote: Capito amendment #3284, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution

Adopted, 53-46: Boozman amendment #3103, in relation to Cal. #122, S.Con.Res.14, FY2022 Budget Resolution.

Agreed to 86-13: Braun amendment #3114 - to establish a deficit-neutral reserve fund relating to removing the prohibition on States and territories against lowering their taxes.

Adopted, 51-48: Fischer amendment to means-test electric vehicle tax credits to ensure high-income individuals do not get government subsidies to buy expensive luxury cars. (3128)

Adopted, 66-33: Ernst amendment #3115, to establish a deficit-neutral reserve fund relating to prohibiting or limiting the issuance of costly Clean Air Act permit requirements on farmers and ranchers in the United States or the imposition of new Federal methane requirements.

Adopted 99-0: Scott (FL) #3383 - to establish a deficit-neutral reserve fund relating to preventing terrorist actions against the U.S. and its allies, and to ensure that U.S. tax dollars do not benefit terrorist organizations such as Hamas or the Palestinian Islamic Jihad.

Adopted 98-1: Young amendment #3444 - to prevent tax increases that would violate President Biden's repeated promise to not impose a single penny in tax increases on people making less than \$400,000 per year.

Adopted 50-49: Lankford amendment #3792 - establish a deficit-neutral reserve fund relating to abortion funding.

Adopted 90-9: Sullivan amendment to establish a deficit-neutral reserve fund relating to prohibiting renewable energy projects receiving Federal funds and subsidies from purchasing materials, technology, and critical minerals produced in China. (3627)

Agreed to by voice vote: Wyden 3805 - to establish a reserve fund relating to ensuring robust, secure, and humane supply chains by prohibiting the use of Federal funds to purchase materials, technology, and critical minerals produced, manufactured, or mined with forced labor.

Not adopted 28-71: Paul amendment in the nature of a substitute. (3150)

Adopted 85-13: Baldwin amendment to establish a reserve fund relating to Great Lakes ice breaking operational improvements. (3648)

Not adopted 49-50: Romney amendment to prevent reconciliation legislation from including trillions of dollars in job-killing tax hikes. (3652)

Adopted 76-23: Moran amendment to establish a deficit-neutral reserve fund relating to immigration enforcement and addressing the humanitarian crisis at the southern border. (3795)

Agreed to 50-49: Cotton amendment to establish a deficit-neutral reserve fund relating to prohibiting the teaching of critical race theory in prekindergarten programs and elementary and secondary schools. (3680)

Not agreed to 49-50: Blackburn amendment to strike the Senate emergency legislation provision. (3062)

Not agreed to 49-50: Cruz amendment 3781 to establish a deficit-neutral reserve fund relating to ensuring that the Department of Homeland Security, pursuant to title 42, United States Code, conducts expulsions of illegal immigrants who may contribute to the spread of COVID-19.

Agreed to 95-3: Hawley amendment to establish a deficit-neutral reserve fund relating to hiring 100,000 new police officers nationwide to combat the crime wave in the United States. (2734)

Agreed to 52-47: Hoeven amendment to establish a deficit-neutral reserve fund relating to preventing electricity blackouts and improving electricity reliability. (3243)

Adopted, 88-11: Marshall Amendment #3797 - to establish a deficit-neutral reserve fund relating to protecting migrants and local communities against COVID-19.

Not adopted, 48-51: Kennedy amendment #3758 - to establish a deficit-neutral reserve fund relating to improving health care by establishing penalties for providers performing elective abortions when the post-fertilization age of the unborn child is 20 weeks or greater.

Adopted, 51-48: Lee amendment #3141 - to establish a deficit-neutral reserve fund relating to studying and providing for tax equivalency under the payments in lieu of taxes programs.

Not adopted, 49-50: Inhofe amendment #3331 - to establish a deficit-neutral reserve fund relating to relating to improving health programs, which may include prohibiting funding for abortions of unborn children with Down syndrome or other chromosomal conditions.

Adopted by voice vote: Daines amendment #3292 - Daines amendment to establish a deficit-neutral reserve fund relating to prohibiting tax increases on small businesses, as defined by the Small Business Administration but generally 500 employees or less.

Adopted, 53-46: Hagerty amendment #3742 - to establish a deficit-neutral reserve fund relating to providing sufficient resources to detain and deport a higher number of illegal aliens who have been convicted of a crime.

Not adopted, 47-52: Hyde-Smith amendment #3568 - to establish a deficit-neutral reserve fund relating to adjustments to Federal funds for certain local jurisdictions.

Not adopted, 49-50: Grassley amendment #3650 - to establish a deficit-neutral reserve fund relating to prohibiting illegal aliens with criminal records from receiving conditional or lawful permanent resident status in the United States.

Not Adopted, 49-50: Sullivan amendment #3626 - establish a deficit-neutral reserve fund relating to restricting United States funding to international organizations, such as the United Nations Human Rights Council, until the Department of State certifies no members of the organization are state sponsors of terrorism, which may include a report from the Department of the Treasury on the prevalence of sanctioned entities in the organization.

50-49, Senate did not agree to the motion to waive the Budget Act with respect to the Cruz amendments 3681. The amendment falls. This vote was subject to an affirmative 60-vote threshold.

Not agreed to 49-50: Lee amendment to create a point of order against legislation that would cause a net increase in outlays unless the Director of the Congressional Budget Office certifies that inflation is below 3 percent. (3815)

Agreed to by voice vote: Kennedy amendment to establish a deficit-neutral reserve fund relating to maintaining the current tax treatment of like kind exchanges. (3753)

By a vote of 50-49, the Senate ADOPTED Cal. #122, S. Con. Res. 14, FY2022 Budget Resolution, as amended

By a vote of 50-49, the Senate agreed to the Motion to Discharge S. 1 (For the People Act of 2021) from the Rules Committee. The bill will be placed on the Calendar.

The Senate confirmed the following nominations by voice vote:

Executive Calendar #268 - Jennifer Lester Moffitt, of California, to be Under Secretary of Agriculture for Marketing and Regulatory Programs

Executive Calendar #321 - Kenneth Lee Salazar, of Colorado, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the United Mexican States.

Executive Calendar #189 - Taryn Mackenzie Williams, of the District of Columbia, to be an Assistant Secretary of Labor Executive Calendar #247 - Alejandra Y. Castillo, of New York, to be Assistant Secretary of Commerce for Economic Development

Calendar #267 - Andrew Eilperin Light, of Georgia, to be an Assistant Secretary of Energy (International Affairs), vice Theodore J. Garrish. Calendar #270 - Gilbert Ray Cisneros, Jr., of California, to be Under Secretary of Defense for Personnel and Readiness

ARMY Executive Calendar #344 - to be General Lt. Gen. Laura J. Richardson Executive Calendar #301 - Damon Y. Smith, of Maryland, to be General Counsel of the Department of Housing and Urban Development

Executive Calendar #295 - Evelyn M. Fujimoto, of Texas, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2022

Executive Calendar #296 - Lori Peek, of Colorado, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2022

Executive Calendar #297 - Kimberly L. Jones, of the District of Columbia, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2023

Executive Calendar #298 - William E. Holloway, of Pennsylvania, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2021

Executive Calendar #299 - William E. Holloway, of Pennsylvania, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2024

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Thursday, September 9th at 12:00 Noon.

When the Senate adjourns on Thursday it will next convene at 3:00pm on Monday, September 13, 2021. On Monday, following Leader remarks, the Senate will resume consideration of Executive Calendar #64, James Richard Kvaal, of Massachusetts, to be Under Secretary of Education.

At 5:30pm, the Senate will vote on the motion to invoke cloture on the Kvaal nomination.

Cloture was filed on:

1. [Executive Calendar #64](#), James Richard Kvaal, of Massachusetts, to be Under Secretary of Education.
2. [Executive Calendar #252](#), David G. Estudillo, of Washington, to be United States District Judge for the Western District of Washington
3. [Executive Calendar #260](#), Angel Kelley, of Massachusetts, to be United States District Judge for the District of Massachusetts
4. [Executive Calendar #251](#), Veronica S. Rossman, of Colorado, to be United States Circuit Judge for the Tenth Circuit

5. Motion to proceed to Calendar #77, [2093](#), For the People Act of 2021.

The Senate adjourned at 5:56 AM on Wednesday, August 11, 2021.

MONDAY, AUGUST 9, 2021

The Senate stands adjourned until 12:00 noon on Monday, August 9, 2021. Following Leader remarks, the Senate will resume consideration of [H.R.3684](#), Infrastructure Investment and Jobs Act, post-cloture.

By unanimous consent, all time during recess, adjournment, or period of morning business, count post-cloture on the bill.

Once the post-cloture time is used, yielded back, or further agreement is reached, the Senate will vote on passage of the bill as amended. Following disposition of the bill, Senator Schumer is expected to move to proceed to the Budget resolution, and the Senate would vote on that motion.

Confirmed by voice vote: Executive Calendar #266 Samuel T. Walsh to be General Counsel of the Department of Energy.

Confirmed by voice vote: Executive Calendar #269 Mara Elizabeth Karlin to be an Assistant Secretary of Defense.

Confirmed by voice vote: Executive Calendar #316 Jennifer L. Homendy to be Chairman of the National Transportation Safety Board for a term of three years.

Confirmed by voice vote: Executive Calendar #325 Rena Bitter, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be an Assistant Secretary of State (Consular Affairs).

Confirmed by voice vote: Executive Calendar #326 Gentry O. Smith, of Virginia, to be an Assistant Secretary of State (Diplomatic Security).

Confirmed by voice vote: Executive Calendar #343 Caral E. Spangler to be an Assistant Secretary of the Army.

Military Promotions confirmed by unanimous consent: Executive Calendar #302 - #310 and all nominations on the Secretary's Desk in the Air Force and Army.

Foreign Service Promotions confirmed by unanimous consent: All nominations on the Secretary's Desk in the Foreign Service. (PN357-2, PN358-2)

The Senate stands adjourned until 9:30am on Tuesday, August 10, 2021. Following Leader remarks, the Senate will resume consideration of [H.R.3684](#), Infrastructure Investment and Jobs Act, post-cloture.

At 11:00am, all post-cloture time will expire, and the Senate will vote on passage of the bill as amended. Following disposition of the bill, Senator Schumer is expected to move to proceed to [S.Con.Res.14](#), Budget resolution, and the Senate would vote on that motion. Once the motion is agreed to, the vote-arama to begin shortly thereafter.

Tuesday, August 10th 11:00am: 2 roll call votes:

1. Passage of [R.3684](#), Infrastructure Investment and Jobs Act, as amended.
2. Motion to proceed to [Con.Res.14](#), Budget resolution.

SUNDAY, AUGUST 8, 2021

The Senate stands adjourned under the provisions of [S.Res.343](#) until 12:00 noon on Sunday, August 8, 2021, and does so as a further mark of respect to the late Maurice Robert Gravel, former Senator from the State of Alaska.

Following Leader remarks, the Senate will resume consideration of Sinema-Portman substitute [amendment #2137](#) to [H.R.3684](#), the legislative vehicle for the Infrastructure Investment and Jobs Act, post-cloture.

By unanimous consent, all time during recess, adjournment, or period of morning business, count post-cloture on the substitute amendment.

Discussions continue on a path forward for consideration of additional amendments to [H.R.3684](#). Roll call votes are expected during Sunday's session.

Amendments pending to [H.R.3684](#):

- Schumer for Sinema-Portman #2137 (substitute)
- Carper-Capito #2131 (strikes a definition)
- Carper #2633 (date change)

The Senate convened and proceeded with Leader remarks.

If no agreement is reached, the post-cloture time expires at 7:50pm tonight. At that point, the Senate would proceed to three roll call votes relative to the following:

- Motion to waive the Budget Act. This vote is subject to an affirmative 60-vote threshold.
- Adoption of Sinema-Portman amendment in the nature of a substitute. (2137)
- Motion to invoke cloture on H.R.3684. This vote is subject to an affirmative 60-vote threshold.

Agreed to (waived), 64-33: Motion to waive the Budget Act with respect to the Budget Point of Order in relation to Sinema-Portman substitute amendment #2137 to Cal. #100, H.R.3684, Infrastructure Investment and Jobs Act.

Adopted, 69-28: Sinema-Portman substitute amendment #2137, as amended, to Cal. #100, H.R.3684, Infrastructure Investment and Jobs Act.

Invoked, 68-29: Motion to invoke cloture on Cal. #100, H.R.3684, Infrastructure Investment and Jobs Act, as amended.

The Senate stands adjourned until 12:00 noon on Monday, August 9, 2021. Following Leader remarks, the Senate will resume consideration of [H.R.3684](#), Infrastructure Investment and Jobs Act, post-cloture.

By unanimous consent, all time during recess, adjournment, or period of morning business, count post-cloture on the bill.

Once the post-cloture time is used, yielded back, or further agreement is reached, the Senate will vote on passage of the bill as amended. Following disposition of the bill, Senator Schumer is expected to move to proceed to the Budget resolution, and the Senate would vote on that motion.

SATURDAY, AUGUST 7, 2021

The Senate will convene at 11:00 AM on Saturday, August 7, 2021 and will resume consideration of H.R. 3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act). Under the regular order, at 12:00 Noon the Senate will vote on the Motion to Invoke Cloture on Sinema-Portman amendment #2137 (Substitute amendment – text of the Infrastructure Investment and Jobs Act).

Thursday night, Leader Schumer filed cloture on the following:

1. Sinema-Portman amendment #2137 (Substitute amendment – text of the Infrastructure Investment and Jobs Act).
2. R. 3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

The Senate convened and proceeded with Leader remarks.

Motion to invoke cloture on Sinema-Portman substitute amendment #2137 to Cal. #100, H.R.3684, Infrastructure Investment and Jobs Act. The Motion to Invoke Cloture was agreed to by a vote of 67-27.

Absent a unanimous consent agreement, 30 hours of post-cloture debate on the Sinema-Portman substitute amendment #2137 will expire at approximately 7:13pm on Sunday, August 8.

Confirmed, 50-47: Executive Calendar #250 Eunice C. Lee to be U.S. Circuit Judge for the Second Circuit.

Confirmed by voice vote: Executive Calendar #166 Christopher Paul Maier to be an Assistant Secretary of Defense.

Confirmed by voice vote: Executive Calendar #249 Bryan Todd Newland to be an Assistant Secretary of the Interior.

Confirmed by voice vote: Executive Calendar #271 Carlos Del Toro to be Secretary of the Navy.

The Senate stands adjourned under the provisions of [S.Res.343](#) until 12:00 noon on Sunday, August 8, 2021, and does so as a further mark of respect to the late Maurice Robert Gravel, former Senator from the State of Alaska.

Following Leader remarks, the Senate will resume consideration of Sinema-Portman substitute [amendment #2137](#) to [H.R.3684](#), the legislative vehicle for the Infrastructure Investment and Jobs Act, post-cloture.

By unanimous consent, all time during recess, adjournment, or period of morning business, count post-cloture on the substitute amendment.

Discussions continue on a path forward for consideration of additional amendments to [H.R.3684](#). Roll call votes are expected during Sunday's session.

Amendments pending to [H.R.3684](#):

- Schumer for Sinema-Portman #2137 (substitute)
- Carper-Capito #2131 (strikes a definition)
- Carper #2633 (date change)

THURSDAY, AUGUST 5, 2021

The Senate will convene at 10:30 AM on Thursday, August 5, 2021. Following Leader remarks, the Senate will resume consideration of H.R.3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

Under the regular order, at 11:30 AM, the Senate will vote on the Motion to Invoke Cloture on Executive Calendar #250 Eunice C. Lee to be U.S. Circuit Judge for the Second Circuit.

Votes on amendments to H.R. 3684 are expected but not yet scheduled.

The Senate convened and proceeded with Leader remarks.

Leader Schumer announced that the vote on the Motion to Invoke Cloture on Executive Calendar #250 Eunice C. Lee to be U.S. Circuit Judge for the Second Circuit will occur today at a time to be determined.

Executive Calendar #158, Robert Peter Silvers to be Under Secretary for Strategy, Policy and Plans, Department of Homeland Security. The nomination was confirmed by voice vote.

H.R. 3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

Sinema-Portman amendment #2137 (Substitute amendment – text of the Infrastructure Investment and Jobs Act).

Leader Schumer filed cloture on Sinema-Portman amendment #2137 (Substitute amendment – text of the Infrastructure Investment and Jobs Act).

Leader Schumer filed cloture on H.R. 3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

Motion to Invoke Cloture on Executive Calendar #250, Eunice C. Lee to be U.S. Circuit Judge for the Second Circuit. The Motion to Invoke Cloture was agreed to by a vote of **50-49**.

The Senate will convene at 11:00 AM on Saturday, August 7, 2021 and will resume consideration of H.R. 3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act). Under the regular order, at 12:00 Noon the Senate will vote on the Motion to Invoke Cloture on Sinema-Portman amendment #2137 (Substitute amendment – text of the Infrastructure Investment and Jobs Act).

Tonight, Leader Schumer filed cloture on the following:

1. Sinema-Portman amendment #2137 (Substitute amendment – text of the Infrastructure Investment and Jobs Act).
2. R. 3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

The Senate adjourned at 12:17 AM.

WEDNESDAY, AUGUST 4, 2021

The Senate will convene at 10:30 AM on Wednesday, August 4, 2021. Following Leader remarks, the Senate will resume consideration of H.R.3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

At 12:00 Noon, Senator Kelly will deliver his Maiden Speech to the Senate.

At 12:15 PM, the Senate will proceed to a roll call vote on Johnson amendment #2245 (To prohibit the cancellation of contracts for physical barriers and other border security measures for which funds already have been obligated and for which penalties will be incurred in the case of such cancellation and prohibiting the use of funds for payment of such penalties). This vote is subject to an affirmative 60-vote threshold.

Further roll call votes are expected.

During Tuesday's session of the Senate, Senator Schumer filed cloture on Executive Calendar #250, Eunice Lee, of New York, to be US Circuit Judge for the Second Circuit.

The Senate convened and proceeded with Leader remarks.

H.R. 3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

Sinema-Portman amendment #2137 (Substitute amendment – text of the Infrastructure Investment and Jobs Act).

At approximately 12:30 PM, the Senate will proceed to three roll votes:

1. Johnson amendment #2245 (To prohibit the cancellation of contracts for physical barriers and other border security measures for which funds already have been obligated and for which penalties will be incurred in the case of such cancellation and prohibiting the use of funds for payment of such penalties). This vote is subject to an affirmative 60-vote threshold.
2. Wicker amendment #2146 (To provide that the Administrative Procedures Act shall apply to actions taken by the Assistant Secretary of Commerce for Communications and Information in carrying out the Broadband Equity, Access, and Deployment Program).
3. Kennedy amendment #2210 (To provide emergency assistance for disaster response and recovery, and for other expenses, directly related to Hurricanes Laura, Delta and Zeta). This vote is subject to an affirmative 60-vote threshold.

Johnson amendment #2245 (To prohibit the cancellation of contracts for physical barriers and other border security measures for which funds already have been obligated and for which penalties will be incurred in the case of such cancellation and prohibiting the use of funds for payment of such penalties). This vote is subject to an affirmative 60-vote threshold. The amendment was not agreed to by a vote **48-49**.

Wicker amendment #2146 (To provide that the Administrative Procedures Act shall apply to actions taken by the Assistant Secretary of Commerce for Communications and Information in carrying out the Broadband Equity, Access, and Deployment Program). The amendment was not agreed to by a vote **43-55**.

Kennedy amendment #2210 (To provide emergency assistance for disaster response and recovery, and for other expenses, directly related to Hurricanes Laura, Delta and Zeta). This vote is subject to an affirmative 60-vote threshold. The amendment was not agreed to by a vote **19-79**.

Peters-Rounds Amendment #2464 (to modify certain provisions relating to cybersecurity). This vote is subject to an affirmative 60-vote threshold. The amendment was agreed to by a vote of **96-2**.

Lankford amendment #2233 (to require that any federal assistance, grants, subgrants, contracts, and subcontracts authorized under the Infrastructure Investment and Jobs Act can only be awarded to entities enrolled in and complying with the E-Verify Program). This vote is subject to an affirmative 60-vote threshold. The amendment was not agreed to by a vote of **53-45**.

Cardin-Wicker Amendment #2478 (to require the Minority Business Development Agency of the Department of Commerce to promote and administer programs in the public and private sectors to assist the development of minority business enterprises and to ensure that such Agency has the necessary supporting resources, particularly during economic downturns). The amendment was agreed to by **voice vote**.

Daines Amendment #2449 (to provide additional funds for post-fire restoration activities and restoration activities carried out using good neighbor agreements). This vote is subject to an affirmative 60-vote threshold. The amendment was not agreed to by a vote of **48-50**.

Scott (FL) Amendment #2338 (to prohibit funds from being disbursed or obligated if the Congressional Budget Office determines that such disbursement or obligation would result in an increase in inflation). This vote is subject to an affirmative 60-vote threshold. The amendment was not agreed to by a vote of **42-55**.

Lee amendment #2279 (To establish a project delivery program under the National Environmental Policy Act of 1969 for water storage infrastructure projects). This vote is subject to an affirmative 60-vote threshold. The amendment was not agreed to by a vote of **47-50**.

Rosen amendment #2358 (To modify a provision relating to providing support for activities to increase the resiliency of the National Highway System to mitigate the cost of damages from wildfires). Agreed to by **voice vote**.

Carper amendment #2564 (To improve provisions relating to appropriations for the Corps of Engineers). Agreed to by **voice vote**.

Bennet amendment #2548 (To require the Secretary of Agriculture to establish a Joint Chiefs Landscape Restoration Partnership program). Agreed to by **voice vote**.

Fischer amendment #2164 (to promote transparency by requiring the establishment of an online interactive map displaying the locations of broadband deployment projects that are funded by the Federal Government). The amendment was agreed to by a vote of **95-0**.

Schumer amendment #2570 (To establish safety standards for certain limousines). Agreed to **58-39**.

The Senate will convene at 10:30 AM on Thursday, August 5, 2021. Following Leader remarks, the Senate will resume consideration of H.R.3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

Under the regular order, at 11:30 AM, the Senate will vote on the Motion to Invoke Cloture on Executive Calendar #250 Eunice C. Lee to be U.S. Circuit Judge for the Second Circuit.

The Senate adjourned at 9:34 PM.

TUESDAY, AUGUST 3, 2021

The Senate will convene at 10:30 AM on Tuesday, August 3rd. Following Leader remarks, the Senate will resume consideration of H.R.3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

At approximately 11:45 AM, the Senate will proceed to a roll call vote on the Lummis-Kelly amendment #2181 (to require the Secretary of Transportation to carry out a highway cost allocation study) This vote is subject to an affirmative 60-vote threshold.

Additional roll call votes on additional amendments to H.R.3684 are expected during Tuesday's session.

The Senate convened and proceeded with Leader remarks.

By unanimous consent, the Senate passed HR 3325 (**To award four Congressional Gold Medals to the United States Capitol Police and those who protected the U.S. Capitol on January 6, 2021.**)

H.R. 3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

Sinema-Portman amendment #2137 (Substitute amendment – text of the Infrastructure Investment and Jobs Act).

Lummis-Kelly amendment #2181 (to require the Secretary of Transportation to carry out a highway cost allocation study) This vote is subject to an affirmative 60-vote threshold. The amendment was agreed to by a vote of **95-3**.

Lee amendment #2255 (In the nature of a substitute) to H.R. 3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act). This vote is subject to an affirmative 60-vote threshold. The amendment was not agreed to by a vote of **20-78**.

At 1:11 PM, the Senate recessed until 2:15 PM.

Duckworth amendment 2140 (to require recipients of all stations accessibility grants to adopt plans to pursue public transportation accessibility projects that provide accessibility for individuals with disabilities). The amendment was not agreed to by a vote **48-50**.

Cruz-Warnock amendment 2300 (to designate additional high priority corridors on the National Highway system). The amendment was agreed to by voice vote.

Tonight at 7:30 PM – Vote on Van Hollen amendment #2354 (to include a payment and performance security requirement for certain infrastructure financing). This vote is subject to an affirmative 60-vote threshold. Agreed to **97-0**.

The Senate will convene at 10:30 AM on Wednesday, August 4, 2021. Following Leader remarks, the Senate will resume consideration of H.R.3684 (Legislative vehicle for the Infrastructure Investment and Jobs Act).

At 12:15 PM, the Senate will proceed to a roll call vote on Johnson amendment #2245 (To prohibit the cancellation of contracts for physical barriers and other border security measures for which funds already have been obligated and for which penalties will be incurred in the case of

such cancellation and prohibiting the use of funds for payment of such penalties). This vote is subject to an affirmative 60-vote threshold.

Further roll call votes are expected.

Tonight, Majority Leader Schumer filed cloture on Executive Calendar #250 Eunice C. Lee to be U.S. Circuit Judge for the Second Circuit. Under the regular order, the cloture vote will occur one hour after the Senate convenes on Thursday, August 5, 2021.

In Wrap Up, the Senate confirmed Executive Calendar #294 Stacey A. Dixon, of the District of Columbia, to be Principal Deputy Director of National Intelligence by voice vote.

The Senate adjourned at 8:22 PM.

MONDAY, AUGUST 2, 2021

The Senate will convene at 12 Noon on Monday, August 2 and will resume consideration of H.R.3684, the legislative vehicle for the bipartisan infrastructure bill. The pending amendment is Sinema-Portman amendment #2137 (substitute amendment – text of the Infrastructure Investment and Jobs Act).

Votes are possible but are not yet scheduled.

The Senate convened and resume consideration of **H.R.3684, the legislative vehicle for the bipartisan infrastructure bill**. The pending amendment is Sinema-Portman amendment #2137 (substitute amendment – text of the Infrastructure Investment and Jobs Act).

Carper amendment #2131 (to strike a definition) to Sinema-Portman amendment #2137 (substitute amendment – text of the Infrastructure Investment and Jobs Act).

At 5:30 PM, the Senate will proceed to two roll call votes:

Padilla-Moran amendment #2133 (To amend the Indian Health Care Improvement Act to expand the funding authority for renovating, constructing, and expanding certain facilities). Subject to an affirmative 60-vote threshold. The amendment was agreed to by a vote of **90-7**.

Thune-Tester amendment #2162 (To address the workforce needs of the telecommunications industry). Subject to an affirmative 60-vote threshold. The amendment was agreed to by a vote of **95-1**.

Barrasso amendment #2180 (limit the use of certain funds made available for grants to enable the sustained cost-effective implementation of updated building energy codes). The amendment was not agreed to by a vote of **45-48**.

The Senate will convene at 10:30 AM on Tuesday, August 3 and will resume consideration of H.R.3684, the legislative vehicle for the bipartisan infrastructure bill.

At 11:45 AM the Senate will vote on Lummis-Kelly amendment #2181 to Sinema-Portman amendment #2137 (substitute amendment – text of the Infrastructure Investment and Jobs Act). Subject to a 60 vote affirmative threshold.

Further votes are expected.

The Senate adjourned at 9:00 PM.

SUNDAY, AUGUST 1, 2021

The Senate will convene on Sunday, August 1st at 12:00 Noon.

Following Leader remarks, the Senate will resume consideration of H.R. 3684, the legislative vehicle for the bipartisan infrastructure bill.

Leader Schumer announced that when the legislative text of the bipartisan infrastructure bill is ready, he will offer it as the substitute amendment and the Senate can begin voting on amendments.

Majority Leader Schumer called up the Sinema/Portman amendment #2137 (substitute amendment - text of the Infrastructure Investment and Jobs Act) to H.R. 3684, the legislative vehicle for the bipartisan infrastructure bill.

The Senate will convene at 12 Noon on Monday, August 2 and will resume consideration of H.R.3684, the legislative vehicle for the bipartisan infrastructure bill. The pending amendment is Sinema amend #2137 (substitute amendment – text of the Infrastructure Investment and Jobs Act).

Votes are possible but are not yet scheduled.

The Senate adjourned at 10:27 PM.