

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

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, hereby move to bring to a close debate on the motion to concur in the House amendment to the Senate amendment to H.R. 3082, the Full Continuing Appropriations Act, with an amendment.

Joseph I. Lieberman, John D. Rockefeller, IV, Byron L. Dorgan, John F. Kerry, Richard J. Durbin, Mark L. Pryor, Robert Menendez, Amy Klobuchar, Patty Murray, Kay R. Hagan, Christopher J. Dodd, Daniel K. Inouye, Mark Begich, Al Franken, Robert P. Casey, Jr., Tom Carper.

AMENDMENT NO. 4886 TO AMENDMENT NO. 4885

Mr. REID. Mr. President, I have a second-degree amendment at the desk. The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Nevada [Mr. REID] proposes an amendment numbered 4886 to amendment No. 4885.

The amendment is as follows:

At the end, insert the following:

The provisions of this Act shall become effective within 5 days of enactment.

MOTION TO REFER WITH AMENDMENT NO. 4887

Mr. REID. Mr. President, I have a motion to refer the House message to the Senate Appropriations Committee, with instructions to report back forthwith with the following amendment, which I ask the clerk to state.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Nevada [Mr. REID] moves to refer the House message with respect to H.R. 3082 to the Appropriations Committee, with instructions to report back forthwith with an amendment numbered 4887, as follows:

At the end, insert the following:

The Senate Appropriations Committee is requested to study the impact on any delay in extending government funding for all federal agencies, and that the study should be concluded within 10 days of enactment.

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

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

AMENDMENT NO. 4888

Mr. REID. Mr. President, I have an amendment to my instructions, which is at the desk.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Nevada [Mr. REID] proposes an amendment numbered 4888 to the instructions of the motion to refer H.R. 3082.

The amendment is as follows:

In the amendment, strike "10" and insert "6".

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

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

AMENDMENT NO. 4889 TO AMENDMENT NO. 4888

Mr. REID. Mr. President, I have a second-degree amendment at the desk. The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Nevada [Mr. REID] proposes an amendment numbered 4889 to Amendment No. 4888.

The amendment is as follows:

In the amendment, strike "6" and insert "4".

Mr. REID. Mr. President, I ask unanimous consent that the mandatory quorum under rule XXII be waived.

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

EXECUTIVE SESSION

TREATY WITH RUSSIA ON MEASURES FOR FURTHER REDUCTION AND LIMITATION OF STRATEGIC OFFENSIVE ARMS

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed now to executive session and resume consideration of the START treaty.

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

CLOTURE MOTION

Mr. REID. Mr. President, I have a cloture motion at the desk.

The PRESIDING OFFICER. The cloture motion having been filed under rule XXII, the clerk will report the motion.

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, hereby move to bring to a close debate on Treaties Calendar No. 7, Treaty Document No. 111-5, the START treaty.

Harry Reid, Joseph I. Lieberman, John D. Rockefeller, IV, Byron L. Dorgan, John F. Kerry, Sheldon Whitehouse, Mark L. Pryor, Jack Reed, Robert Menendez, Mark Begich, Benjamin L. Cardin, Kent Conrad, Bill Nelson, Amy Klobuchar, Patty Murray, Barbara A. Mikulski, Christopher J. Dodd, Richard G. Lugar.

Mr. REID. Mr. President, I ask that the mandatory quorum be waived.

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

EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged of the following nominations: PN2352, Darrell James Bell, U.S. Marshal, Montana; PN2348, Edwin Sloane, U.S. Marshal, District of Columbia; that the Senate then proceed en bloc to the nominations; that the nominations be confirmed en bloc, and the motions to reconsider be laid upon the table; that any statements relating to the nominations be printed in

the RECORD as if read; that the President be immediately notified of the Senate's action and the Senate then resume legislative session.

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

The nominations considered and confirmed en bloc, are as follows:

Darrell James Bell, of Montana, to be United States Marshal for the District of Montana for the term of four years.

Edwin Donovan Sloane, of Maryland, to be United States Marshal for the District of Columbia for the term of four years.

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will return to legislative session.

ORDER OF BUSINESS

Mr. REID. Mr. President, for the benefit of all Senators, we just sent to the House, again, the food safety legislation—extremely important legislation. I just got something on my desk today about a woman who is going to be—well, she was in the hospital a year and a half and is expected to be there for 2 more years as a result of eating some contaminated food. So it is so important.

I am deeply appreciative of the cooperation from everyone, including my friend, the Republican leader, to help us get this done. It is very important for our country. Perfect legislation? No. But it is a broad step in the right direction. We haven't done anything in this regard for more than 100 years for our country, with all the change there has been in the processing of food. It is so important. I spoke to the Speaker tonight, and this will now pass the House when they come back Monday night or Tuesday. So that is extremely important.

We had to file cloture on the continuing resolution to fund the government for the next couple of months. We hope to complete that on Tuesday. I hope that it won't be necessary to use any of the postcloture time. I rather doubt we will, but I certainly hope not.

We are going to proceed, once cloture is invoked, to the cloture on the START treaty. We have made—from my observation as sort of an outsider watching all the good work of Senators KERRY and LUGAR—some good progress on this, and I do hope this matter will pass. We will work on that as long as it takes. As I explained to a number of Democratic and Republican Senators today, we will work on it tomorrow. We will have a secret session tomorrow in the Old Senate Chamber at 2 p.m., and then we will come in tomorrow night and continue to work on it. We can work on it, of course, all day Tuesday and for however long it takes. It is extremely important.

As everyone knows, Senator WYDEN is sick. He is going to surgery at 10 o'clock in the morning because of a situation that has been in the press. He has prostate cancer. We wish him and