

Stabenow	Udall (NM)	Warren
Tester	Walsh	Whitehouse
Udall (CO)	Warner	Wyden

NAYS—39

Barrasso	Graham	Moran
Blunt	Grassley	Paul
Boozman	Hatch	Portman
Burr	Heller	Risch
Chambliss	Hoeven	Roberts
Coats	Inhofe	Rubio
Corker	Isakson	Scott
Cornyn	Johanns	Sessions
Crapo	Johnson (WI)	Shelby
Cruz	Kirk	Thune
Enzi	Lee	Toomey
Fischer	McCain	Vitter
Flake	McConnell	Wicker

NOT VOTING—4

Begich	Cochran
Coburn	Landrieu

The PRESIDING OFFICER. On this vote, the yeas are 57, the nays are 39.

The motion is agreed to.

NOMINATION OF CHARLOTTE A. BURROWS TO BE A MEMBER OF THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Charlotte A. Burrows, of the District of Columbia, to be a Member of the Equal Employment Opportunity Commission.

CLOTURE MOTION

The PRESIDING OFFICER. Under the previous order, there will be 2 minutes of debate prior to a vote on cloture on the Lopez nomination.

Mr. CARDIN. I yield back all remaining time.

The PRESIDING OFFICER. Without objection, all time has been yielded back.

Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The assistant bill 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 nomination of P. David Lopez, of Arizona, to be General Counsel of the Equal Employment Opportunity Commission.

Harry Reid, Tom Harkin, Patrick J. Leahy, Patty Murray, Tom Udall, Brian Schatz, Charles E. Schumer, Barbara Boxer, Benjamin L. Cardin, Richard Blumenthal, Jeff Merkley, Al Franken, Robert P. Casey, Jr., Martin Heinrich, Elizabeth Warren, Richard J. Durbin, Christopher Murphy

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 nomination of P. David Lopez, of Arizona, to be General Counsel of the Equal Employment Opportunity Commission, 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.

Mr. DURBIN. I announce that the Senator from Louisiana (Ms. LANDRIEU) is necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Oklahoma (Mr. COBURN) and the Senator from Mississippi (Mr. COCHRAN).

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 54, nays 43, as follows:

[Rollcall Vote No. 300 Ex.]

YEAS—54

Baldwin	Harkin	Nelson
Begich	Heinrich	Pryor
Bennet	Heitkamp	Reed
Blumenthal	Hirono	Reid
Booker	Johnson (SD)	Rockefeller
Boxer	Kaine	Sanders
Brown	King	Schatz
Cantwell	Klobuchar	Schumer
Cardin	Leahy	Shaheen
Carper	Levin	Stabenow
Casey	Manchin	Tester
Coons	Markey	Udall (CO)
Donnelly	McCaskill	Udall (NM)
Durbin	Menendez	Walsh
Feinstein	Merkley	Warner
Franken	Mikulski	Warren
Gillibrand	Murphy	Whitehouse
Hagan	Murray	Wyden

NAYS—43

Alexander	Flake	Murkowski
Ayotte	Graham	Paul
Barrasso	Grassley	Portman
Blunt	Hatch	Risch
Boozman	Heller	Roberts
Burr	Hoeven	Rubio
Chambliss	Inhofe	Scott
Coats	Isakson	Sessions
Collins	Johanns	Shelby
Corker	Johnson (WI)	Thune
Cornyn	Kirk	Toomey
Crapo	Lee	Vitter
Cruz	McCain	Wicker
Enzi	McConnell	
Fischer	Moran	

NOT VOTING—3

Coburn	Cochran	Landrieu
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The PRESIDING OFFICER. On this vote, the yeas are 54, the nays are 43.

The motion is agreed to.

NOMINATION OF P. DAVID LOPEZ TO BE GENERAL COUNSEL OF THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

The PRESIDING OFFICER. The clerk will report the nomination.

The assistant bill clerk read the nomination of P. David Lopez, of Arizona, to be General Counsel of the Equal Employment Opportunity Commission.

The PRESIDING OFFICER. For the information of the Senate, with respect to the votes to confirm the Coloretto and Adler nominations, the motions to reconsider are considered made and laid upon the table, and the President will be immediately notified of the Senate's action.

The Senator from Texas.

THE ECONOMY

Mr. CORNYN. Madam President, last week, before the Thanksgiving holiday, our colleague from across the aisle, the senior Senator from New York, gave a very significant speech at the National

Press Club. Senator SCHUMER is not just a senior Senator from New York; he is an important Member of the Democratic leadership here in the Senate.

While giving the speech about the midterm elections, he said what many Members on this side of the aisle have been saying for the last 4 years, and that is that the Democratic party, by making the passage of ObamaCare their top priority after they won the election of 2008, "blew the opportunity the American people gave them." He said they did so by focusing "on the wrong problem."

What I think he meant and went on to say is that they should have focused on the lack of jobs and the wage stagnation for hardworking, middleclass families in America.

As he pointed out, that broader group of the middle class represented a much larger segment of the electorate than just a small percentage of the electorate represented by the uninsured. I would add, parenthetically, that we know that even the best laid plans with the Affordable Care Act has proven to be a terrible failure.

Today the Wall Street Journal reported that between 2007 and 2013 health insurance premiums for an average middleclass American family have gone up by 24 percent. As we know, when the President said if you like your doctor, you can keep him, that proved not to be true. When he said the family of four would see their premiums go down by \$2,500, that ended up not to be true either.

Two weeks ago, despite the overwhelming rejection the President's policies received at the polls, the President then decided to circumvent Congress and take Executive action on immigration, far exceeding any arguable authority that I believe most lawyers would think he has. Certainly, while we recognize it is within the President's discretion to prioritize the people against whom enforcement action will be taken, there is no legal authorization for doing other things he purports to have the authority to do, such as issuing work permits.

Then there is this. Just when it seemed that the Senate was beginning to work on avoiding a retroactive tax increase for millions of Americans, the President threatened to veto an important tax relief package, which, as I said, had bipartisan support, including the support of the majority leader, Senator REID, and Senator SCHUMER, the senior Senator from New York. He did so because it did not include every single provision he thought it should include.

If we have not learned before, we should now know that if you insist on absolute perfection—in other words, you want everything you want, and the alternative is nothing—then most of the time you are going to get nothing. That is what taxpayers are getting when it comes to aborting this retroactive tax provision in the so-called tax extenders bill.