

The result was announced—yeas 56, nays 42, as follows:

[Rollcall Vote No. 107 Leg.]

YEAS—56

| | | |
|-----------|-----------|----------|
| Alexander | Fischer | Paul |
| Ayotte | Flake | Perdue |
| Barrasso | Gardner | Portman |
| Blunt | Graham | Risch |
| Boozman | Grassley | Roberts |
| Burr | Hatch | Rounds |
| Capito | Heitkamp | Rubio |
| Cassidy | Heller | Sasse |
| Coats | Hoeven | Scott |
| Cochran | Inhofe | Sessions |
| Collins | Isakson | Shelby |
| Corker | Johnson | Sullivan |
| Cornyn | Kirk | Tester |
| Cotton | Lankford | Thune |
| Crapo | Manchin | Tillis |
| Cruz | McCain | Toomey |
| Daines | McConnell | Vitter |
| Enzi | Moran | Wicker |
| Ernst | Murkowski | |

NAYS—42

| | | |
|------------|------------|------------|
| Baldwin | Gillibrand | Nelson |
| Bennet | Heinrich | Peters |
| Blumenthal | Hirono | Reed |
| Booker | Kaine | Reid |
| Boxer | King | Sanders |
| Brown | Klobuchar | Schatz |
| Cantwell | Leahy | Schumer |
| Cardin | Markey | Shaheen |
| Casey | McCaskill | Stabenow |
| Coons | Menendez | Udall |
| Donnelly | Merkley | Warner |
| Durbin | Mikulski | Warren |
| Feinstein | Murphy | Whitehouse |
| Franken | Murray | Wyden |

NOT VOTING—2

Carper Lee

The motion was agreed to.

The PRESIDING OFFICER. The majority leader.

AMENDMENT NO. 4720

Mr. MCCONNELL. Mr. President, I move to table the amendment No. 4720. The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

AMENDMENT NO. 4787 TO AMENDMENT NO. 4685

Mr. MCCONNELL. Mr. President, I call up amendment No. 4787.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from Kentucky, [Mr. MCCONNELL], for Mr. MCCAIN, proposes an amendment numbered 4787 to amendment No. 4685.

The amendment is as follows:

(Purpose: To amend section 2709 of title 18, United States Code, to clarify that the Government may obtain a specified set of electronic communication transactional records under that section, and to make permanent the authority for individual terrorists to be treated as agents of foreign powers under the Foreign Intelligence Surveillance Act of 1978)

At the appropriate place, insert the following:

SEC. _____. Section 2709 of title 18, United States Code, is amended by striking subsection (b) and inserting the following:

“(b) REQUIRED CERTIFICATION.—

“(1) IN GENERAL.—The Director of the Federal Bureau of Investigation, or his or her designee in a position not lower than Deputy Assistant Director at Bureau headquarters or a Special Agent in Charge in a Bureau field office designated by the Director, may, using a term that specifically identifies a person, entity, telephone number, or account as the basis for a request, request information and records described in paragraph (2) of

a person or entity, but not the contents of an electronic communication, if the Director (or his or her designee) certifies in writing to the wire or electronic communication service provider to which the request is made that the information and records sought are relevant to an authorized investigation to protect against international terrorism or clandestine intelligence activities, provided that such an investigation of a United States person is not conducted solely on the basis of activities protected by the first amendment to the Constitution of the United States.

“(2) OBTAINABLE TYPES OF INFORMATION AND RECORDS.—The information and records described in this paragraph are the following:

“(A) Name, physical address, e-mail address, telephone number, instrument number, and other similar account identifying information.

“(B) Account number, login history, length of service (including start date), types of service, and means and sources of payment for service (including any card or bank account information).

“(C) Local and long distance toll billing records.

“(D) Internet Protocol (commonly known as ‘IP’) address or other network address, including any temporarily assigned IP or network address, communication addressing, routing, or transmission information, including any network address translation information (but excluding cell tower information), and session times and durations for an electronic communication.”

SEC. _____. Section 6001 of the Intelligence Reform and Terrorism Prevention Act of 2004 (50 U.S.C. 1801 note) is amended by striking subsection (b).

CLOTURE MOTION

Mr. MCCONNELL. Mr. President, I send a cloture motion to the desk for the amendment.

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 Senate amendment No. 4787 to amendment No. 4685 to Calendar No. 120, H.R. 2578, an act making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes.

Mitch McConnell, Chuck Grassley, Orrin G. Hatch, John Thune, Thad Cochran, Marco Rubio, Tom Cotton, Richard Burr, Pat Roberts, Thom Tillis, Mike Rounds, John Cornyn, John Barrasso, Deb Fischer, Cory Gardner, Shelley Moore Capito, Johnny Isakson.

Mr. MCCONNELL. Mr. President, I ask unanimous consent to waive the mandatory quorum call.

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

MOTION TO RECOMMIT

Mr. MCCONNELL. Mr. President, I move to recommit the bill to the Appropriations Committee for a period of 14 days.

The PRESIDING OFFICER. The clerk will report the motion.

The senior assistant legislative clerk read as follows:

The Senator from Kentucky [Mr. MCCONNELL] moves to recommit H.R. 2578 to the

Appropriations Committee for a period of 14 days.

MORNING BUSINESS

Mr. MCCONNELL. 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 PRESIDING OFFICER. Without objection, it is so ordered.

The Senator from Ohio.

CONGRATULATING THE CLEVELAND CAVALIERS ON WINNING THE NBA CHAMPIONSHIP

Mr. PORTMAN. Mr. President, last night was a big night for Ohio and for the Cleveland Cavaliers in the NBA finals.

I have tried not to rub it in today. My colleague Senator BROWN and I have been careful not to offend our California colleagues. However, I did wear my Cavaliers tie today.

It was a very exciting night for Cleveland. I rise to simply commend the Cavs for an outstanding performance and a really gutsy performance throughout the entire series.

This team worked together and they showed that together they could overcome all kinds of obstacles and challenges: Kyrie Irving, Tristan Thompson, Kevin Love, J.R. Smith, Mo Williams, Matthew Dellavedova, Richard Jefferson, Iman Shumpert, Coach Tyronn Lue, and then, of course, the king, LeBron James. It was an amazing performance.

There have been a lot of good teams and a lot of great professional sports in Cleveland over the past 50 years, but this is the first championship won by a Cleveland team since 1964 and first ever for the Cavaliers so this is a big deal in Cleveland. We are very excited about it.

During that long drought, it would have been tempting to go give up, but Cleveland fans never did. They never do. Cleveland is ‘Believeland,’ as it has been called recently, and now it is the comeback city.

It was not an easy series. It followed a tough year last year. We had a lot of injuries last year, which hampered our ability to be competitive in the finals, and we changed coaches in the middle of the season. We were trailing three games to one. I went to the game a week ago Friday when we lost in Cleveland and went out West. It was a tough situation. Being down 3 to 1 in NBA finals means you usually lose. In fact, no one had ever won being down 3 to 1. But the Cavs aren’t just any team; they overcame the odds and showed real grit and persistence, determination, and perseverance. And that is more than just basketball; that embraces and embodies the spirit of Cleveland, and it is a lesson for all of us.

LeBron James put it well when he said: