

(D) in paragraph (3) (as redesignated by subparagraph (B))—

(i) in the matter preceding subparagraph (A), by striking the paragraph designation and all that follows through “unless—” and inserting the following:

“(3) DETERMINATIONS.—Except as provided in subsections (d), (e), and (g), and subject to paragraph (4), no sale or transfer of uranium shall be made unless—”; and

(ii) in subparagraph (B), by striking “the sale” and inserting “the sale or transfer”; and (E) by adding at the end the following:

“(4) REQUIREMENTS FOR DETERMINATIONS.—

“(A) PROPOSED DETERMINATION.—Before making a determination under paragraph (3)(B), the Secretary shall publish a proposed determination in the Federal Register pursuant to a rulemaking under section 553 of title 5, United States Code.

“(B) QUALITY OF MARKET ANALYSIS.—Any market analysis that is prepared by the Department of Energy, or that the Department of Energy commissions for the Secretary as part of the determination process under paragraph (3)(B), shall be subject to a peer review process consistent with the guidelines of the Office of Management and Budget published at 67 Fed. Reg. 8452–8460 (February 22, 2002) (or successor guidelines), to ensure and maximize the quality, objectivity, utility, and integrity of information disseminated by Federal agencies.

“(C) WAIVER OF SECRETARIAL DETERMINATION.—Beginning on January 1, 2023, the requirement for a determination by the Secretary under paragraph (3)(B) shall be waived for transferring or selling uranium by the Secretary if the uranium has been identified in the updated long-term Federal excess uranium inventory management plan under subsection (c)(1).”; and

(6) in subsection (g) (as redesignated by paragraph (1)), in the matter preceding paragraph (1), by striking “(d)(2)” and inserting “(f)(3), but subject to subsection (f)(2)”.

Mr. SULLIVAN. I ask unanimous consent that the committee-reported substitute amendment be withdrawn; that the Barrasso substitute amendment at the desk be agreed to; and that the bill, as amended, be considered read a third time.

The PRESIDENT pro tempore. Without objection, it is so ordered.

The committee-reported amendment in the nature of a substitute was withdrawn.

The amendment (No. 4175) in the nature of a substitute was agreed to.

(The amendment is printed in today's RECORD under “Text of Amendments.”)

The bill, as amended, was ordered to be engrossed for a third reading and was read the third time.

Mr. SULLIVAN. I know of no further debate on the bill.

The PRESIDENT pro tempore. Is there any further debate?

If not, the bill having been read the third time, the question is, Shall the bill pass?

The bill (S. 512), as amended, was passed.

Mr. SULLIVAN. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table.

The PRESIDENT pro tempore. Without objection, it is so ordered.

DIRECTING THE SECRETARY OF ENERGY TO REVIEW AND UPDATE A REPORT ON THE ENERGY AND ENVIRONMENTAL BENEFITS OF THE RE-REFINING OF USED LUBRICATING OIL

Mr. SULLIVAN. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be discharged from further consideration of H.R. 1733 and the Senate proceed to its immediate consideration.

The PRESIDENT pro tempore. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 1733) to direct the Secretary of Energy to review and update a report on the energy and environmental benefits of the re-refining of used lubricating oil.

There being no objection, the committee was discharged, and the Senate proceeded to consider the bill.

Mr. SULLIVAN. I ask unanimous consent that the bill be considered read a third time and passed and the motion to reconsider be considered made and laid upon the table.

The PRESIDENT pro tempore. Without objection, it is so ordered.

The bill (H.R. 1733) was ordered to a third reading, was read the third time, and passed.

DESIGNATING THE ORRIN G. HATCH UNITED STATES COURTHOUSE

Mr. SULLIVAN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. 3800, introduced earlier today.

The PRESIDENT pro tempore. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 3800) to designate the United States courthouse located at 351 South West Temple in Salt Lake City, Utah, as the “ORRIN G. HATCH United States Courthouse.”

There being no objection, the Senate proceeded to consider the bill.

Mr. SULLIVAN. I ask unanimous consent that the bill be considered read a third time and passed and that the motion to reconsider be considered made and laid upon the table.

The PRESIDENT pro tempore. Without objection, it is so ordered.

The bill (S. 3800) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 3800

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. ORRIN G. HATCH UNITED STATES COURTHOUSE.

(a) DESIGNATION.—The United States courthouse located at 351 South West Temple in Salt Lake City, Utah, shall be known and designated as the “Orrin G. Hatch United States Courthouse”.

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the United States courthouse referred to in subsection (a) shall be deemed to be a reference to the “Orrin G. Hatch United States Courthouse”.

(c) EFFECTIVE DATE.—This Act shall take effect on January 3, 2019.

The PRESIDENT pro tempore. The Senator from Alaska.

Mr. SULLIVAN. Mr. President, congratulations on that bill. It is very appropriate that you should be the one passing it, since it is named after you.

The PRESIDENT pro tempore. I am not so sure about that. I appreciate that. I am not so sure I am the one who should be here. I didn't realize that was going to happen this morning, but I am very honored, and I am honored by the Senator from Alaska and my fellow Senators in the U.S. Senate.

Mr. SULLIVAN. I yield the floor.

The PRESIDENT pro tempore. The Senator from Florida.

Mr. NELSON. Mr. President, I add my congratulations.

The PRESIDENT pro tempore. Thank you, sir. Thank you so much.

Mr. NELSON. Mr. President, it is my understanding that Senator SCHUMER wants to speak, and then I will seek recognition later.

RECOGNITION OF THE MINORITY LEADER

The PRESIDING OFFICER (Mr. SULLIVAN). The Democratic leader is recognized.

GOVERNMENT FUNDING

Mr. SCHUMER. Mr. President, last night, the Senate agreed to pass a short-term continuing resolution to keep the government open through early February.

With less than 2 days to go until the appropriations lapse, if we are to avoid a shutdown, the House must pass this continuing resolution and President Trump must sign it. If President Trump vetoes the short-term spending bill, he would no doubt compound the serious errors he has made throughout the budget process. It is already indisputable that a shutdown would fall on President Trump's back. He has been demanding it for months, and, of course, when Leader PELOSI and I went to the White House, he demanded it in front of all the American people.

Now, compounding that—vetoing the last train out of the station, a CR—he would be doubling down on his responsibility for a Christmas shutdown, and every single American would know it. Most importantly, it would not move the needle an inch toward the President getting his wall.

I mention these points because several Members of the Freedom Caucus—the hard rightwing in the House—and hard-right voices in the media are openly encouraging the President to veto any CR that doesn't have his money for the wall. These are the same voices pressuring the House leadership to refuse to put the CR on the floor. The voices of the hard right—both in the House and in the media—give no strategy at all—simply, shut the government down. But none of them have detailed any path to get their wall.