

This is just a small sample of the thousands of stories that TikTok users are posting about the app's importance in their lives.

If my colleagues remain unmoved by these personal accounts, they should consider the political implications of the TikTok ban. The 170 million Americans that use TikTok each month will be furious when their favorite platform goes dark. That is 170 million Americans—170 million reasons to think very carefully about their position on the TikTok ban.

Make no mistake, these communities cannot be replicated on another app. Creators and small businesses cannot rebuild their audiences overnight. Many have stated that thanks to TikTok's unique culture, it is impossible to develop a similar following on another platform. Users cannot transfer their followers and communities to a new platform.

A ban would dismantle a one-of-a-kind informational and cultural ecosystem, silencing millions in the process.

The stakes are very high over the next week, and that is why I will soon introduce the Extend the TikTok Deadline Act to extend the deadline by which ByteDance must sell TikTok or face a ban, and it should be extended by an additional 270 days.

Now that my colleagues understand that the TikTok ban is real, we need time to have a deeper conversation about how to address the national security risk caused by ByteDance's ownership of TikTok. We need time to understand the ban's implication on TikTok's creators and users. We need time to consider alternative ideas.

This legislation does not repeal the original legislation; it merely allows for more time.

Let me be clear. TikTok has its problems. Like every social media platform, TikTok poses a serious risk to the privacy and mental health of our young people in our country. In fact, TikTok paid a fine for violating my law, the Children's Online Privacy Protection Act, just a few years ago. I am proud of my law, and I am proud that the Federal Trade Commission took action under my law. But they have also done the same kind of action against American companies and fined them for doing the very same thing to children in our country online. So it is not just a TikTok issue; it is American companies that actually set the example for how young people in our country get abused.

Last year, I sent a letter to the Department of Justice urging it to quickly review the allegations that TikTok had violated COPPA yet again. I will continue to hold TikTok accountable for such behavior, but I will hold every American company, from Instagram to Facebook, all the way down the line, that is doing the very same thing to the children in our country.

A ban on TikTok does not solve the problem because young people in our

country are still going to be going to American sites that will abuse them. And the Surgeon General tells us that there is a mental health crisis amongst young people in our country. This doesn't solve the problem. If we are going to deal with it, let's deal with it, but let's step back and understand that it is not just a TikTok issue; it is social media in general.

A TikTok ban would impose serious consequences on millions of Americans who depend upon the app for social connections and for their economic livelihood. We cannot allow this to happen.

I will urge the U.S. Senate to adopt my legislation to give the whole process an additional 270 days for us to debate it in a way in which we did not debate it last year on the Senate floor.

I yield the floor.

The PRESIDING OFFICER. The Senator from Rhode Island.

Mr. WHITEHOUSE. Mr. President, I ask that the vote begin at this moment.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

VOTE ON MOTION TO PROCEED

The question occurs on the motion to proceed.

Mr. WHITEHOUSE. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. BARRASSO. The following Senators are necessarily absent: the Senator from South Carolina (Mr. GRAHAM) and the Senator from Oklahoma (Mr. MULLIN).

Further, if present and voting: the Senator from South Carolina (Mr. GRAHAM) would have voted "yea."

Mr. DURBIN. I announce that the Senator from Pennsylvania (Mr. FETTERMAN), the Senator from Washington (Mrs. MURRAY), the Senator from California (Mr. PADILLA), and the Senator from California (Mr. SCHIFF) are necessarily absent.

The result was announced—yeas 82, nays 10, as follows:

[Rollcall Vote No. 2 Leg.]

YEAS—82

Alsobrooks	Cruz	King
Baldwin	Curtis	Klobuchar
Banks	Daines	Lankford
Barrasso	Duckworth	Lee
Bennet	Durbin	Lummis
Blackburn	Ernst	Marshall
Blumenthal	Fischer	McConnell
Blunt Rochester	Gallego	McCormick
Boozman	Gillibrand	Moran
Britt	Grassley	Moreno
Budd	Hagerty	Murkowski
Cantwell	Hassan	Murphy
Capito	Hawley	Ossoff
Cassidy	Heinrich	Paul
Collins	Hickenlooper	Peters
Coons	Hoeven	Reed
Cornyn	Hyde-Smith	Ricketts
Cortez Masto	Johnson	Risch
Cotton	Kaine	Rosen
Cramer	Kelly	Rounds
Crapo	Kennedy	Rubio

Schmitt	Sullivan	Welch
Schumer	Thune	Whitehouse
Scott (FL)	Tillis	Wicker
Scott (SC)	Tuberville	Wyden
Shaheen	Van Hollen	Young
Sheehy	Warner	
Slotkin	Warnock	

NAYS—10

Booker	Markey	Smith
Hirono	Merkley	Warren
Kim	Sanders	
Luján	Schatz	

NOT VOTING—6

Fetterman	Mullin	Padilla
Graham	Murray	Schiff

The motion was agreed to.

LAKEN RILEY ACT

The PRESIDING OFFICER (Mr. SULLIVAN). The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 5) to require the Secretary of Homeland Security to take into custody aliens who have been charged in the United States with theft, and for other purposes.

The PRESIDING OFFICER. The majority leader.

AMENDMENT NO. 8

Mr. THUNE. Mr. President, I call up Ernst amendment No. 8.

The PRESIDING OFFICER. The clerk will report the amendment by number.

The senior assistant legislative clerk read as follows:

The Senator from South Dakota [Mr. Thune], for Ms. Ernst, proposes an amendment numbered 8.

Mr. THUNE. Mr. President, I ask that the reading be dispensed with.

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

The amendment is as follows:

(Purpose: To include crimes resulting in death or serious bodily injury to the list of offenses that, if committed by an inadmissible alien, require mandatory detention)

Beginning on page 2, strike line 15 and all that follows through page 3, line 2, and insert the following:

"(ii) is charged with, is arrested for, is convicted of, admits having committed, or admits committing acts which constitute the essential elements of any burglary, theft, larceny, or shoplifting offense, or any crime that results in death or serious bodily injury to another person,";

(2) by redesignating paragraph (2) as paragraph (4); and

(3) by inserting after paragraph (1) the following:

"(2) DEFINITION.—For purposes of paragraph (1)(E), the terms 'burglary', 'theft', 'larceny', 'shoplifting', and 'serious bodily injury' have the meanings given such terms in the jurisdiction in which the acts occurred.

MORNING BUSINESS

Mr. THUNE. 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.