CONTINUATION OF OPEN EXECUTIVE SESSION TO CONSIDER AN 1 ORIGINAL RESOLUTION WAIVING CERTAIN PROVISIONS OF THE TRADE ACT OF 1974 RELATING TO THE APPOINTMENT OF THE UNITED STATES TRADE REPRESENTATIVE; AND TO CONSIDER 5 FAVORABLY REPORTING THE NOMINATION OF ROBERT LIGHTHIZER, OF FLORIDA, TO BE UNITED STATES TRADE REPRESENTATIVE, 6 7 WITH THE RANK OF AMBASSADOR EXTRAORDINARY AND 8 PLENTPOTENTIARY 9 TUESDAY, APRIL 25, 2017 10 U.S. Senate, 11 Committee on Finance, 12 Washington, DC. 13 The meeting was convened, pursuant to notice, at 14 10:06 a.m., in room 215, Dirksen Senate Office Building, 15 Hon. Orrin G. Hatch (chairman of the committee) 16 presiding. 17 Senators Portman, Toomey, Heller, Scott, Present: 18 Cassidy, Wyden, Stabenow, Cantwell, Nelson, Menendez, 19 Carper, Cardin, Brown, Bennet, Casey, and McCaskill. 20 Also present: Republican Staff: Chris Campbell, 21 Staff Director; Mark Prater, Deputy Staff Director and 22 Chief Tax Counsel; Rory Heslington, Professional Staff 23 Member; Shane Warren, International Trade Counsel; and 24 Nicholas Wyatt, Tax and Nominations Professional

2.5

- 1 Staff Member. Democratic Staff: Joshua Sheinkman, Staff
- Director; Michael Evans, General Counsel; Elissa Alben,
- 3 Senior Trade and Competitiveness Counsel; and Ian
- Nicholson, Investigator. Nondesignated Staff: Joshua
- 5 LeVasseur, Chief Clerk and Historian; and Jewel Harper,
- 6 Deputy Clerk.

OPENING STATEMENT OF HON. ORRIN G. HATCH, A U.S. SENATOR 1 2 FROM UTAH, CHAIRMAN, COMMITTEE ON FINANCE 3 The Chairman. The committee will come to order. 5 want to welcome everyone to this morning's executive 6 session. 7 On today's agenda are the nomination of Mr. Robert 8 Lighthizer to be the United States Trade Representative 9 and a bill providing an exception to section 141(b) of the Trade Act of 1974. 10 President Trump has ambitious plans on U.S. trade 11 12 policy. Yet, due to repeated delays and artificial 1.3 roadblocks created by some members, the President's 14 nominee to be his chief trade official has languished for 15 months. 16 Congress established that the USTR is the primary 17 official for developing and executing American trade 18 policy. The USTR is our country's chief trade 19 negotiator, and the President's key trade advisor. 20 USTR is also the principle intermediary between Congress 21 and the President on trade policy. 22 That means the sooner we get a confirmed USTR, the 23 stronger Congress's voice will be in shaping American 24 trade policy. In other words, this unprecedented delay 25 for a USTR nomination has been misguided, and I am glad

- that the committee appears to be ready to take steps
- 2 today to remedy this situation.
- 3 Mr. Lighthizer's qualifications to serve as the USTR
- 4 are beyond dispute. Mr. Lighthizer has a long and
- 5 distinguished career in public service, both in Congress
- 6 and at USTR, and in the private sector.
- 7 Mr. Lighthizer's nomination has bipartisan support
- 8 both here in the committee and in the Senate at large.
- 9 In short, this should be an easy nomination to confirm,
- and I look forward to moving the nomination out of the
- 11 committee.
- 12 Toward that end, and in addition to voting on the
- 13 Lighthizer nomination today, the committee will vote on a
- 14 waiver with regard to the nominee. It is not clear that
- this waiver is legally necessary.
- However, this is not the first time the committee or
- 17 the Senate has worked constructively to pass a waiver,
- 18 even when there was not a consensus agreement on the need
- 19 for the waiver. In the past, we have always passed
- 20 waivers without any real controversy or conflict, and we
- 21 have done so for nominees from both parties.
- I hope we are returning to that tradition today.
- 23 There are six Senate-confirmed positions at USTR, and, if
- 24 we want to ensure that Congress's priorities and
- directives are fully reflected in U.S. trade policy, this

committee and the Senate will need to work cooperatively to process these nominations.

Once again, I am pleased to be taking constructive steps toward that goal today.

With that, I will turn it over to the ranking member, Senator Wyden, for his opening remarks.

OPENING STATEMENT OF HON. RON WYDEN, A U.S. SENATOR FROM 1 2 OREGON 3 Senator Wyden. Thank you very much, Mr. Chairman. 4 Mr. Chairman, let me begin -- and for colleagues --5 6 to thank you for the cooperation that you have shown 7 through this. We now have a path forward that is 8 agreeable for both of us, and I want to express my 9 appreciation to you. 10 Colleagues, I will have a brief statement and then the chairman and I will have a short colloquy. 11 12 Today, of course, we will vote on the nomination of 1.3 Robert Lighthizer to be the next U.S. Trade 14 Representative. 15 The global economy is increasingly competitive, and 16 not all of the competition is willing to play by the 17 rules. Unfortunately, our workers and communities have 18 had to fight off trade rip offs and sometimes out-and-out 19 cheating. 20 As the Commerce Department confirmed yesterday, 21 unfair subsidies are harming American timber workers, 22 mill workers from Oregon to Maine, across the country. 23 Yesterday's action is a good start, but it is not the 2.4 end.

Tough trade enforcement requires commitment and a

long-term strategy to keep American workers from losing 1 out. So the next U.S. Trade Representative has to be a 3 crusader for high-skill, high-wage jobs and economic growth in our country. 4 That means stepping up trade enforcement, including 5 6 with respect to labor and the environment and 7 quaranteeing that there is follow-through instead of just 8 tough talk or tweets. It means working to pry open 9 markets to red, white and blue manufactured goods, 10 digital goods, and services whether those markets are in the Asia Pacific, Europe or North America. 11 12 Through my discussions with Mr. Lighthizer, both in 1.3 private and public, I believe he has got the capability 14 to meet those challenges. Colleagues, I intend to 15 support him in those efforts, and I will support his confirmation. 16 17 Through the committee's vetting process, my staff 18 uncovered that Mr. Lighthizer represented foreign 19 governments on trade matters and is, therefore, 20 statutorily barred as the U.S. Trade Representative. 21 work for foreign governments occurred decades ago and was 22 minor compared to his career in representing American manufacturers and domestic interests. 23 2.4 I have concluded that it is appropriate, in this

case, to support a statutory waiver that would allow Mr.

- Lighthizer to serve as our nation's trade representative. 1 The chairman and I have been working for some weeks now 3 to craft a bipartisan proposal, a narrow waiver that is meant to neither expand nor diminish the scope of the statutory prohibition that exists in Section 141(b) of 5 6 the Trade Act of 1974. While the waiver will resolve Mr. Lighthizer's 8 eligibility to serve as U.S. Trade Representative, it 9 does not address another urgent priority that must be resolved before the end of the month or otherwise 10 11 thousands of hardworking minors and their families will 12 lose their health coverage. 13 I note the presence of Senator Manchin here in the 14 I want to express my thanks to Senator Manchin. 15 Hardly a week goes by -- whether the Senate is in recess, 16 or here in Washington -- where Senator Manchin does not 17 talk to me about how important it is to get this issue of 18 justice for mine workers and their families resolved and 19 resolved now.
 - For colleagues -- I think most know -- that Senator
 Manchin and Senator Capito, which is in the best interest
 of the Finance Committee, have been working in a
 bipartisan way on this. So the two of them have worked
 together and I am convinced that both of these issues
 could be addressed in the upcoming budget bill.

20

21

22

23

2.4

1	I urge my colleagues this morning to vote in support
2	of the waiver, in support of Mr. Lighthizer's
3	confirmation, and Chairman Hatch and I will know have a
4	brief colloquy to address how we felt we could proceed in
5	a bipartisan way.
6	The Chairman. All right. I think that is good.
7	Before we proceed to member statements, Senator
8	Wyden, I am going to allow Senator Manchin to make a
9	short statement.
10	In fact, let us do that first. Why don't we have
11	you make a short statement?
12	

STATEMENT OF HON. JOE MANCHIN III, A U.S. SENATOR FROM 1 2 WEST VIRGINIA 3 Senator Manchin. Let me just say, Mr. Chairman, I 5 am here to say thank you to you, to Ranking Member Wyden, 6 to the entire committee, Democrats and Republicans, for 7 the urgency we have for our Miner's Protection Act, which 8 is basically a permanent fix on the health care benefits. 9 I know that you have kind of been intertwined with 10 Mr. Lighthizer -- the waiver -- and I am very appreciative of the way you all have worked in moving 11 12 both forward. I feel very good about this. I think it 1.3 is basically going to be something that we can resolve 14 and both of us walk away very happy that we have done 15 something. 16 This needed to be done for a long time, but my 17 appreciation to all of you, and Mr. Chairman, for you 18 basically going through the regular order that we did --19 18:8 vote that came out of here. I think basically we 20 have consensus that the miners needed -- to keep that 21 promise that the government has made to them and taking 22 care of that. 23 Also, Mr. Lighthizer is a fine individual, and we 2.4 have nothing opposing him other than basically saying 25 that these are two things that should move

- 1 simultaneously.
- 2 We thank all of you for that, for your dedication,
- 3 commitment and support. I just want to say on behalf of
- 4 myself, Mike, and complete congressional delegation, and
- 5 basically all of the fine people in West Virginia, thank
- 6 you, sir. Thank you for a job well done.
- 7 The Chairman. Well, thank you, Senator. We
- 8 appreciate you and your efforts on behalf of your
- 9 constituents.
- 10 Before we proceed to member statements, Senator
- 11 Wyden and I want to clarify a handful of items and ensure
- 12 other commitments are noted on the record.
- 13 Senator Wyden?
- 14 Senator Wyden. Thank you, Mr. Chairman. Mr.
- 15 Chairman, again, I want to express my appreciation to you
- for your leadership. We have been working together for
- 17 weeks now on the issue of the waiver for Mr. Lighthizer.
- 18 Also, we have been working together to provide
- 19 relief to the retired mine workers that Senator Manchin,
- 20 Senator Capito, and other colleagues have been talking
- about regarding their health care costs.
- 22 Unless Congress acts, over 22,000 retired coal
- 23 miners will lose their retiree health care benefits at
- the end of the month. Several members of this committee
- on our side, Senator Brown, Senator Casey and Senator

- 1 Warner have been leading this effort along with Senator
- 2 Manchin.
- It is my hope that both the Lighthizer waiver and
- 4 the mine workers' relief issue can be resolved promptly,
- 5 and particularly, I would like to see it as part of the
- 6 continuing resolution.
- 7 The Chairman. Well, I want to thank the Ranking
- 8 member. I feel the same way he does.
- 9 Although, as I have said, I am not convinced that a
- 10 statutory waiver is necessary with regard to Mr.
- 11 Lighthizer. I understand that other Senators feel
- otherwise, and I am happy that we have followed the
- historical precedence in dealing with these matters and
- 14 have reached an accommodation.
- I also share the view that we should try to provide
- meaningful relief to retired mine workers. I feel very
- deeply about them, and I am working with other Senators
- on both sides towards that end.
- 19 The committee has actually spoken on this matter
- 20 previously, and I believe that I have demonstrated my
- 21 willingness to work with my colleagues on these issues.
- I want to thank my colleagues, Senator Capito and
- 23 Senator Portman who have been especially engaged in the
- 24 miners' health issue, as well as the other distinguished
- 25 Senator from West Virginia, Senator Manchin.

I am glad to see that this matter is no longer 1 2 standing in the way of the USTR nomination. Senator Wyden. Thank you, Mr. Chairman. I also want to recognize our colleague from Ohio, Senator Portman, who is here because I know he has been working 5 6 with Senator Brown and others on this issue for some 7 time. 8 I would also like to note that in addition to Mr. 9 Lighthizer's nomination to be U.S. Trade Representative, 10 there are several other important trade positions that 11 need to be filled in order for us to pursue an aggressive 12 trade enforcement and negotiation policy. 13 In particular, colleagues, there is a vacancy at the 14 International Trade Commission, and it is important to 15 fill that vacancy in order to ensure that the softwood 16 lumber and other important trade cases get a full and 17 fair hearing. 18 The Chairman. I agree with Senator Wyden that many 19 important trade positions need to be filled promptly. 20 These include three Deputy U.S. Trade Representatives, a 21 Chief Agriculture Negotiator, a Chief IP and Innovation 22 Negotiator, a Treasury Under Secretary, a Commerce Under 23 Secretary and a Customs Commissioner in addition to the 2.4 International Trade Commissioner that Senator Wyden, I 25 believe, mentioned.

1	I encourage the administration to send us qualified
2	nominees promptly. That will work to move the
3	nominations through the committee quickly.
4	Senator Wyden. Thank you, Mr. Chairman. I
5	appreciate, again, all of the cooperation. I think we
6	are ready for
7	Senator Brown. Mr. Chairman?
8	The Chairman. Senator Brown?
9	Senator Brown. Thank you, Mr. Chairman.
10	No question about what I think about Mr. Lighthizer
11	and how important that is. Senator Portman and I, as
12	fellow Ohioans to Mr. Lighthizer, who grew up in my
13	wife's hometown of Ashtabula I have vigorously and
14	aggressively advocated for him. I know what he means to
15	trade enforcement. I have worked with him for pretty
16	much my whole time in the Senate. He knows,
17	particularly, the steel industry, but so much more.
18	I want to be clear. We are going to have a big
19	problem if Congress does not keep to its promise to
20	American coal miners in the upcoming continuing
21	resolution. It is immoral that all of us who have good
22	government insurance paid for by taxpayers have taken
23	this long to do the right thing for coal miners who
24	sacrificed their health and safety to keep the lights on
25	for most of us in this country.

I did a roundtable discussion with Steubenville coal 1 2 miners there are on the edge of the state, on the Ohio River. It is a steel town. It borders coal country. They have felt terrible impact of lost jobs. The least 5 we can do is guarantee their health insurance. 6 I appreciate the chairman giving me his word that 7 miners' health care will be included in the continuing 8 resolution. I know there are some problems with some 9 House leadership, but this body has spoken emphatically 10 in both parties. I appreciate Senator Portman, Senator 11 Capito, and Senator Hatch as Republicans, and Senator 12 Wyden, Senator Casey and Senator Manchin and the work 1.3 that we have all done together on our side to make this 14 happen. 15 This notice should never go out again to widows and 16 to the retirees that, sorry, in six weeks your insurance 17 will be terminated. 18 The Chairman. Well, thank you. We are going to 19 listen to Senator Portman next and then we are going to 20 vote and then have statements after the vote for anybody 21 who cares to make a statement. 22 Senator Cantwell. Mr. Chairman? 23 The Chairman. Yes? 2.4 Senator Cantwell. Could I make a statement before

25

the vote?

1	The Chairman. Could we ask you to wait until right
2	afterwards?
3	Senator Cantwell. I would prefer to make it before.
4	The Chairman. We would be happy to take your
5	statement now.
6	Senator Portman. Mr. Chairman?
7	The Chairman. After her statement, we are going to
8	hold a vote. Senator Portman would be next. Then the
9	Senator from Washington, and then we will vote, and then
10	anybody who wants to make a statement after that, we will
11	allow for that.
12	Senator Portman. Thank you, Mr. Chairman. And
13	thank you for working this out.
14	We need Bob Lighthizer now. I think this is a
15	consensus view of all of us around this table, but also
16	of our trade negotiators.
17	I spoke to a trade minister from one of our trading
18	partners over the recess who said, "Where is the
19	coordination in trade policy? We need to have a USTR to
20	be able to negotiate with the United States of America."
21	I think the Ranking member said it well, Senator
22	Wyden said we need to level the playing field. USTR is
23	the tip of that spear and is needed to have a consistent
24	and coordinated policy. Speaking as someone who at one
25	time was in that job it is a hard job, but it is

- 1 critical in order for us to make progress. So thank you
- 2 for working this out.
- Mr. Chairman, I think, though, we have got to help
- 4 our miners. We have got to help them right now. I am a
- 5 cosponsor of the legislation that passed in this
- 6 committee last March -- and it passed by an 18 to 8 vote
- 7 -- called the Miners' Protection Act. It is the
- 8 legislation that Senators Manchin and Capito have been
- 9 working vigorously on for years now. It is good
- 10 legislation that ought to be passed.
- 11 Senator Brown talked about the importance of that
- legislation, but at the very least, we have got to
- resolve this health care issue because if we do not, when
- 14 the CR expires -- we are talking this week -- when the CR
- expires, we have got 23,000 miners who lose their health
- 16 care. That includes miners and their families, their
- 17 widows and their families in my state of Ohio.
- 18 I know we all agree on this, and we have got to
- 19 close this gap. So when the CR expires, my understanding
- is regardless of whether it is a CR or an omnibus that
- 21 follows it, that there will be a resolution of this
- 22 issue.
- One thing I wanted to add, Mr. Chairman, today is
- that I hope it is permanent. I looked at the legislation
- 25 that Senator McConnell has introduced. It is permanent.

I do not think we ought to be coming back here again and 1 2 again and putting these families in a situation where 3 they have no predictability as to their health care. Let us make the health care piece permanent in that CR or omnibus that follows the current CR. 5 6 With that, again, I want to thank you, Mr. Chairman, 7 for working this out and for enabling us to move forward 8 on what is important to our trade policy and to jobs in 9 Ohio and our country. Thank you. The Chairman. Well, thank you. We will go to Maria 10 now. Immediately afterwards, we are going to vote and 11 12 then --13 Senator Cantwell. Thank you, Mr. Chairman. I will 14 be brief. Thank you for the indulgence. 15 I am not going to object to these two votes today or 16 this procedure, but I do want to raise concern about the 17 Trade Ambassador's statements about the Export-Import 18 Bank. I appreciate my colleagues, how much they worked on 19 20 this issue related to health benefits, and certainly we 21 need to get serious about pension benefits as well. 22 Mr. Lighthizer deferred on commenting about the 23

Export-Import Bank, saying he would wait until the

President instructs me. I find it very troubling now

that the President's idea of fixing the Export-Import

2.4

- 1 Bank is to nominate a former Congressman who is
- 2 vehemently opposed to it and seems nowhere close to
- 3 recanting that position, but continuing to omission to
- 4 take over and blow up the bank.
- 5 So if that is where Mr. Lighthizer is, as we get to
- 6 the floor vote and continuing to say he is going to be
- 7 waiting for the President to instruct him, and those are
- 8 the kinds of instructions that he is waiting for, I will
- 9 not be supporting him.
- 10 Thank you, Mr. Chairman.
- 11 The Chairman. Thank you.
- 12 Senator Wyden. Mr. Chairman, right before the vote
- 13 -- first of all, I want to make clear that I very much
- share Senator Cantwell's view on the importance of the
- 15 Export-Import Bank. In a lot of ways, you can have a
- bunch of trade policies, but if you do not have the
- 17 resources in order to carry them out, it just all goes by
- 18 the board in terms of opportunities.
- 19 So I agree with Senator Cantwell. I agree with
- 20 Senator Brown, and Senator Portman, and Senator Manchin
- on the urgency of mine workers. I think now we can get
- started, actually, on the process of getting this done,
- 23 Mr. Chairman.
- The Chairman. Well, thank you.
- The first item on the agenda is an original

- 1 resolution waiving certain provisions of the Trace Act of
- 2 1974 relating to the appointment of the United States
- 3 Trade Representative.
- 4 At this time, I would entertain a motion to
- 5 favorable report the resolution.
- 6 Senator Wyden. I would so move, Mr. Chairman.
- 7 The Chairman. All right. A roll call vote has been
- 8 requested. The clerk will call the roll.
- 9 The Clerk. Mr. Grassley?
- 10 The Chairman. Aye by proxy.
- 11 The Clerk. Mr. Crapo?
- 12 The Chairman. Aye by proxy.
- 13 The Clerk. Mr. Roberts?
- 14 The Chairman. Aye by proxy.
- The Clerk. Mr. Enzi?
- The Chairman. Aye by proxy.
- 17 The Clerk. Mr. Cornyn?
- The Chairman. Aye by proxy.
- 19 The Clerk. Mr. Thune?
- The Chairman. Aye by proxy.
- 21 The Clerk. Mr. Burr?
- The Chairman. Aye by proxy.
- The Clerk. Mr. Isakson?
- 24 The Chairman. Aye by proxy.
- The Clerk. Mr. Portman?

1	Senator Portman. Aye.
2	The Clerk. Mr. Toomey?
3	Senator Toomey. Aye.
4	The Clerk. Mr. Heller?
5	Senator Heller. Aye.
6	The Clerk. Mr. Scott?
7	Senator Scott. Aye.
8	The Clerk. Mr. Cassidy?
9	Senator Cassidy. Aye.
10	The Clerk. Mr. Wyden?
11	Senator Wyden. Aye.
12	The Clerk. Ms. Stabenow?
13	Senator Stabenow. Aye.
14	The Clerk. Ms. Cantwell?
15	Senator Cantwell. Aye.
16	The Clerk. Mr. Nelson?
17	Senator Nelson. Aye.
18	The Clerk. Mr. Menendez?
19	Senator Menendez. Aye.
20	The Clerk. Mr. Carper?
21	Senator Carper. Aye.
22	The Clerk. Mr. Cardin?
23	Senator Cardin. Aye.
24	The Clerk. Mr. Brown?
25	Senator Brown. Aye.

- 1 The Clerk. Mr. Bennet?
 2 Senator Bennet. Aye.
- 3 The Clerk. Mr. Casey?
- 4 Senator Casey. Aye.
- 5 The Clerk. Mr. Warner?
- 6 Senator Wyden. Aye by proxy.
- 7 The Clerk. Mrs. McCaskill?
- 8 Senator McCaskill. Aye.
- 9 The Clerk. Mr. Chairman?
- 10 The Chairman. Aye.
- 11 The clerk will announce the vote.
- 12 The Clerk. Mr. Chairman, the final tally is 26
- ayes, 0 nays.
- 14 The Chairman. The ayes have it. The bill is
- ordered favorably reported.
- 16 At this time, I would entertain a motion that the
- 17 committee favorably report the nomination of Robert
- 18 Lighthizer to be United States Trade Representative.
- 19 Senator Wyden. Mr. Chairman, I would so move.
- The Chairman. The clerk will call the roll.
- 21 The Clerk. Mr. Grassley?
- The Chairman. Aye by proxy.
- The Clerk. Mr. Crapo?
- 24 The Chairman. Aye by proxy.
- The Clerk. Mr. Roberts?

1	The Chairman. Aye by proxy.
2	The Clerk. Mr. Enzi?
3	The Chairman. Aye by proxy.
4	The Clerk. Mr. Cornyn?
5	The Chairman. Aye by proxy.
6	The Clerk. Mr. Thune?
7	The Chairman. Aye by proxy.
8	The Clerk. Mr. Burr?
9	The Chairman. Aye by proxy.
10	The Clerk. Mr. Isakson?
11	The Chairman. Aye by proxy.
12	The Clerk. Mr. Portman?
13	Senator Portman. Aye.
13 14	Senator Portman. Aye. The Clerk. Mr. Toomey?
	-
14	The Clerk. Mr. Toomey?
14 15	The Clerk. Mr. Toomey? Senator Toomey. Aye.
14 15 16	The Clerk. Mr. Toomey? Senator Toomey. Aye. The Clerk. Mr. Heller?
14 15 16 17	The Clerk. Mr. Toomey? Senator Toomey. Aye. The Clerk. Mr. Heller? Senator Heller. Aye.
14 15 16 17	The Clerk. Mr. Toomey? Senator Toomey. Aye. The Clerk. Mr. Heller? Senator Heller. Aye. The Clerk. Mr. Scott?
14 15 16 17 18	The Clerk. Mr. Toomey? Senator Toomey. Aye. The Clerk. Mr. Heller? Senator Heller. Aye. The Clerk. Mr. Scott? Senator Scott. Aye.
14 15 16 17 18 19	The Clerk. Mr. Toomey? Senator Toomey. Aye. The Clerk. Mr. Heller? Senator Heller. Aye. The Clerk. Mr. Scott? Senator Scott. Aye. The Clerk. Mr. Cassidy?
14 15 16 17 18 19 20 21	The Clerk. Mr. Toomey? Senator Toomey. Aye. The Clerk. Mr. Heller? Senator Heller. Aye. The Clerk. Mr. Scott? Senator Scott. Aye. The Clerk. Mr. Cassidy? Senator Cassidy. Aye.

Senator Stabenow. Aye.

1	The Clerk. Ms. Cantwell?
2	Senator Cantwell. Aye.
3	The Clerk. Mr. Nelson?
4	Senator Nelson. Aye.
5	The Clerk. Mr. Menendez?
6	Senator Menendez. Aye.
7	The Clerk. Mr. Carper?
8	Senator Carper. Aye.
9	The Clerk. Mr. Cardin?
10	Senator Cardin. Aye.
11	The Clerk. Mr. Brown?
12	Senator Brown. Aye.
13	The Clerk. Mr. Bennet?
14	Senator Bennet. Aye.
15	The Clerk. Mr. Casey?
16	Senator Casey. Aye.
17	The Clerk. Mr. Warner?
18	Senator Wyden. Aye by proxy.
19	The Clerk. Mrs. McCaskill?
20	Senator McCaskill. Aye.
21	The Clerk. Mr. Chairman?

The Chairman. Aye.

The clerk will announce the vote.

22

23

24

25

ayes, 0 nays.

LISA DENNIS COURT REPORTING 410-729-0401

The Clerk. Mr. Chairman, the final tally is 26

1	The Chairman. The ayes have it. The nomination is
2	ordered favorably reported.
3	I want to thank all of the members of this committee
4	for their work here today.
5	Now, does anybody want to talk on the majority side?
6	[No response.]
7	The Chairman. Anybody on the minority side?
8	[No response.]
9	The Chairman. With that, we will adjourn.
LO	[Whereupon, at 10:30 a.m. the meeting was
L1	adjourned.]
L2	
L3	
L 4	
L5	
L 6	
L7	
L8	
L9	
20	
21	
22	
23	
24	
) 5	

INDEX

	PAGE
STATEMENT OF:	
THE HONORABLE ORRIN G. HATCH A United States Senator from the State of Utah	3
THE HONORABLE RON WYDEN A United States Senator from the State of Oregon	6
A Panel Consisting of:	
THE HONORABLE JOE MANCHIN A United States Senator From the State of West Virginia	10