

1 OPEN EXECUTIVE SESSION TO CONSIDER THE NOMINATIONS OF  
2 MICHAEL FAULKENDER, OF MARYLAND, TO BE AN ASSISTANT  
3 SECRETARY OF THE TREASURY, UNITED STATES DEPARTMENT OF  
4 THE TREASURY; AND ELIZABETH DARLING, OF TEXAS, TO BE  
5 COMMISSIONER ON CHILDREN, YOUTH, AND FAMILIES,  
6 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
7 TUESDAY, SEPTEMBER 18, 2018  
8 U.S. Senate,  
9 Committee on Finance,  
10 Washington, DC.

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12 The hearing was convened, pursuant to notice, at 12  
13 p.m., in room S-216, The President's Room, United States  
14 Capitol, Hon. Orrin G. Hatch (chairman of the committee)  
15 presiding.

16 Present: Senators Grassley, Crapo, Roberts, Enzi,  
17 Cornyn, Thune, Burr, Isakson, Portman, Toomey, Heller,  
18 Scott, Cassidy, Wyden, Stabenow, Cantwell, Nelson,  
19 Carper, Cardin, Brown, Bennet, Casey, and McCaskill.

20 Also present: Republican Staff: Nicholas Wyatt, Tax  
21 and Nominations Professional Staff Member. Democratic  
22 Staff: Joshua Sheinkman, Staff Director; Michael Evans,  
23 General Counsel; and Ian Nicholson, Investigator. Non-  
24 Designated Staff: Joshua LeVasseur, Chief Clerk; and  
25 Athena Schritz, Hearing Clerk.

26

1           The Chairman. We meet this afternoon in executive  
2 session to consider the nominations of Mr. Faulkender and  
3 Ms. Darling.

4           At this time, I would entertain a motion to  
5 favorably report the nomination of Mr. Faulkender.

6           Senator Wyden. Mr. Chairman, I so move.

7           The Chairman. The clerk will call the roll.

8           The Clerk. Mr. Grassley?

9           Senator Grassley. Aye.

10          The Clerk. Mr. Crapo?

11          Senator Crapo. Aye.

12          The Clerk. Mr. Roberts?

13          Senator Roberts. Aye.

14          The Clerk. Mr. Enzi?

15          Senator Enzi. Aye.

16          The Clerk. Mr. Cornyn?

17          Senator Cornyn. Aye.

18          The Clerk. Mr. Thune?

19          Senator Thune. Aye.

20          The Clerk. Mr. Burr?

21          Senator Burr. Aye.

22          The Clerk. Mr. Isakson?

23          Senator Isakson. Aye.

24          The Clerk. Mr. Portman?

25          Senator Portman. Aye.

26          The Clerk. Mr. Toomey?

1           Senator Toomey.   Aye.  
2           The Clerk.   Mr. Heller?  
3           Senator Heller.   Aye.  
4           The Clerk.   Mr. Scott?  
5           Senator Scott.   Aye.  
6           The Clerk.   Mr. Cassidy?  
7           Senator Cassidy.   Aye.  
8           The Clerk.   Mr. Wyden?  
9           Senator Wyden.   No.  
10          The Clerk.   Ms. Stabenow?  
11          Senator Stabenow.   Aye.  
12          The Clerk.   Ms. Cantwell?  
13          Senator Cantwell.   Aye.  
14          The Clerk.   Mr. Nelson?  
15          Senator Nelson.   Aye.  
16          The Clerk.   Mr. Menendez?  
17          Senator Wyden.   No by proxy.  
18          The Clerk.   Mr. Carper?  
19          Senator Carper.   Aye.  
20          The Clerk.   Mr. Cardin?  
21          Senator Cardin.   Aye.  
22          The Clerk.   Mr. Brown?  
23          Senator Brown.   Aye.  
24          The Clerk.   Mr. Bennet?  
25          Senator Bennet.   Aye.  
26          The Clerk.   Mr. Casey?

1 Senator Casey. Aye.

2 The Clerk. Mr. Warner?

3 Senator Wyden. Aye by proxy.

4 The Clerk. Mrs. McCaskill?

5 Senator McCaskill. Aye.

6 The Clerk. Mr. Whitehouse?

7 Senator Wyden. Aye by proxy.

8 The Clerk. Mr. Chairman?

9 The Chairman. Aye.

10 The clerk will announce the vote.

11 The Clerk. Mr. Chairman, the final tally, including  
12 proxies, is 25 ayes and 2 nays.

13 The Chairman. The "ayes" have it. The nomination  
14 is ordered favorably reported. I now move that we report  
15 the nomination of Ms. Darling.

16 Senator Wyden. I so move.

17 The Chairman. The clerk will call the roll.

18 The Clerk. Mr. Grassley?

19 Senator Grassley. Aye.

20 The Clerk. Mr. Crapo?

21 Senator Crapo. Aye.

22 The Clerk. Mr. Roberts?

23 Senator Roberts. Aye.

24 The Clerk. Mr. Enzi?

25 Senator Enzi. Aye.

26 The Clerk. Mr. Cornyn?

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

1 Senator Wyden. Aye by proxy.

2 The Clerk. Mr. Carper?

3 Senator Carper. Aye.

4 The Clerk. Mr. Cardin?

5 Senator Cardin. Aye.

6 The Clerk. Mr. Brown?

7 Senator Brown. Aye.

8 The Clerk. Mr. Bennet?

9 Senator Bennet. Aye.

10 The Clerk. Mr. Casey?

11 Senator Casey. Aye.

12 The Clerk. Mr. Warner?

13 Senator Wyden. Aye by proxy.

14 The Clerk. Mrs. McCaskill?

15 Senator McCaskill. Aye.

16 The Clerk. Mr. Whitehouse?

17 Senator Wyden. Aye by proxy.

18 The Clerk. Mr. Chairman?

19 The Chairman. Aye.

20 The clerk will announce the vote.

21 The Clerk. Mr. Chairman, the final tally, including  
22 proxies, is 27 ayes and 0 nays.

23 The Chairman. The "ayes" have it. The nomination  
24 is ordered favorably reported.

25 I thank my colleagues and recess the meeting subject  
26 to the call of the chair.

1           [Whereupon, at 12:30 p.m., the meeting was  
2    adjourned.]