

The fact is, this majority leader has instigated more of the cloture motions than any leader in recent times.

Senator Frist filed about 72 percent of all cloture motions when he was Majority Leader, Senator Daschle filed about 32 percent during his leadership, Senator Lott about 69 percent, and Senator Dole about 50 percent.

Senator REID has personally filed 94 percent of all the cloture motions since he became majority leader.

And, that is 94 percent of a much bigger number since cloture filings have more than doubled under this majority leadership.

So if the Senator from Nevada takes my criticism of cloture abuse personally, perhaps there is a reason he does.

He also blames Republicans for the fact that he has abused the cloture process, just as I predicted in my speech, which struck such a nerve.

However, I want to be absolutely clear that my criticisms were focused on same-day cloture filings related to legislative business.

In other words, I was specifically criticizing the practice of moving to end consideration of a legislative matter that is subject to amendment before there has been an opportunity for any debate or amendments.

The majority leader went off on a tangent complaining about how many nominees are waiting for confirmation. I don't need to remind anybody that the ability of the minority party to block nominees was eliminated using the nuclear option. Besides, the focus of my speech was on the legislative process.

We can argue about how much debate is too much and how many amendments are too many. But no one can claim that same-day cloture motions were in response to Republican obstruction when there hasn't been any deliberation whatsoever before they are filed.

The majority leader can criticize me and stoop to petty name-calling, but the data I cited was from the non-partisan Congressional Research Service.

This data on same-day cloture speaks for itself. His excuse, "The Republicans made me do it" won't fly. In fact, Senator REID has been caught before trying to blame Republicans for his cloture motions.

The Washington Post Fact Checker gave him two Pinocchios for his claim that Republicans were to blame for a record number of cloture motions.

He tried to claim that every cloture motion represented a Republican filibuster. However, the source he cited was a report by the Congressional Research Service containing a long section under the heading "Cloture Motions Do Not Correspond With Filibusters."

That heading pretty much says it all, but it contains about a page and a half of explanation as to why it is erroneous to claim that all cloture motions are in response to filibusters.

Certainly, cloture motions which are filed before there has been one word of

debate cannot possibly be in response to a filibuster. Those are the cloture motions my criticism was directed at yesterday.

This is also the problem addressed by the Stop Cloture Abuse Resolution which I introduced yesterday with 25 of my colleagues.

The majority leader did not even attempt to defend the practice of same-day cloture, and understandably so. There is no justification for it.

The majority leader's refusal to acknowledge such a blatant problem, much less put a stop to it, just confirms the need for the Stop Cloture Abuse Resolution.

I should add that the deliberative process can work if it is allowed to, and the bill we have been debating yesterday and today is evidence of that.

It isn't just Republicans who would prefer to go back to the way we did things when the Senate functioned as a deliberative body as it was designed to.

The manager of S. 1086, Senator MIKULSKI, said earlier today, "This is one of the first times in a couple of years where we have had an open amendment process, and in some ways we're getting adjusted to how that actually works. This is terrific."

So even prominent Members of the majority party acknowledge an open amendment process is the way things should work. I have offered a constructive idea along with 25 colleagues to make that the norm again.

Instead of criticizing me, the majority leader should join me and become part of the solution instead of part of the problem.

#### CLIMATE CHANGE

Mrs. MURRAY. Madam President, the issue of climate change is a pressing issue and so I wish to commend the work of my colleagues, and to reiterate my concerns.

Climate change is real. Unfortunately, while so many of my colleagues across the aisle talk about the need to address our debt to avoid burdening future generations, too many of these same Senators refuse to take action to address the climate debt we are passing on. Most frustrating of all, we know what can be done to fix this problem.

We know the solutions to reduce pollution and emissions that cause climate change create good-paying jobs. Jobs that put money back in families' pockets through low-cost energy sources and increased efficiencies in homes. These solutions make our Nation more energy independent, and our businesses more globally competitive. They give us cleaner air and water, and protect the health of our children and grandchildren.

I know that we can take these steps because I have seen it in my home State of Washington. In Washington, our biodiesel producers are replacing imported oil with clean, renewable, home-grown fuels. Companies like McKinstry, who have made a home in

the Northwest, are leaders in helping cities, hospitals, and others create energy efficient, sustainable buildings.

In the past, the United States has led the world in innovative ways to create energy, but recently we have ceded our clean energy leadership to countries like China and Germany because too many have stood in the way of making necessary investments. When we passed the Bipartisan Budget Act this past December, we proved that Democrats and Republicans can put ideology aside and work together to make progress on our Nation's challenges.

Climate change is no less a challenge than any of the other issues we face, and we have a moral obligation to address it. As I have said, addressing this challenge will create good-paying jobs here at home in fields like pollution management, energy efficiency, and renewable energy goods. And best of all, we can pass a healthier planet on to our children.

I'm hopeful that Republicans and Democrats can find common ground and come together to move us forward.

#### TRIBUTE TO JOAN BARRON

Mr. BARRASSO. Madam President, at a small desk on the third floor of the Wyoming State Capitol sits Joan Barron. For 48 years, Joan has served as a reporter for the Casper Star Tribune, sharing Wyoming's government with Wyoming's people. On March 21, 2014, Joan is retiring.

Joan started her career in Rock Springs, WY. She was a nurse, but answered an ad to freelance for the Casper Star Tribune in 1966. The editors were impressed with Joan's work, and asked her to move to Cheyenne. Armed with a notebook and a typewriter, she became the capitol bureau reporter in 1969—a position she has held to this day.

Historians will undoubtedly use Joan's work to understand the State of Wyoming. She covered seven governors, 50 legislative sessions, three boom and bust cycles. She knows the issues, she knows the players, she does her homework. Throughout her career, Joan has been a trusted source, delivering the news of the day to the people of Wyoming. When an article has the byline, Joan Barron, Star-Tribune capitol bureau, a reader can be assured of fact-based, comprehensive reporting.

While Joan says she never wanted to be the story, she has had a tremendous impact on how those in Wyoming government conduct business. She was integral to the creation of the Wyoming Open Meetings Law in 1973. Due in part to Joan's observations, questions and perseverance, the Wyoming legislature passed ethics legislation. She held people accountable—and our State is better for it.

Just last week, Joan quietly announced her retirement—not wanting any fanfare. That is typical of her. She is always the observer, never the center of attention.

I ask my colleagues to join me in thanking Joan Barron for 48 years of reporting. She has recorded over one-third of Wyoming's history—and her perspective will be missed. Wyoming owes her a great debt of gratitude.

#### WOMEN'S ACCESS TO PREVENTIVE SERVICES

Mr. WYDEN. Madam President, the U.S. Supreme Court will soon hear arguments on the Tenth Circuit's overly expansive decision to allow a secular, for-profit corporation's owners or shareholders to impose their religious beliefs on employees by denying female employees access to preventive health care, including insurance coverage for contraception.

As detailed in the amicus brief filed by myself and 18 fellow Senators in January, Congress never intended such a broad and unprecedented expansion of the Religious Freedom Restoration Act, RFRA, to deny women access to health care benefits. We urged the Court to clarify that RFRA does not allow for-profit companies to deny health coverage to employees based on the religious objections of the company's owners.

It should be clear that the Tenth Circuit's decision runs counter to a plain-text reading of RFRA and the law's extensive and informative legislative history. Congress passed RFRA to advance a single, limited purpose: to restore the compelling-interest test to government actions that burden the free exercise of religion. But the test only extended free-exercise rights only to individuals and religious, non-profit organizations. No Supreme Court precedent had extended free-exercise rights to secular, for-profit corporations.

Congress enacted the Affordable Care Act with full understanding of RFRA—and of its limited purpose. Congress also recognized the need to balance the government's compelling interest in extending women's access to preventive health care with respect for the traditional free-exercise rights of individuals and religious organizations, which is why Congress included the Affordable Care Act's religious exemptions for individuals and religious organizations. These exemptions strike such a balance precisely and accurately, and appropriately recognize the free-exercise rights Congress intended for RFRA to protect.

It's unacceptable and inappropriate for bosses at for-profit corporations to pick and choose which health care services their employees can receive. So far, 360,000 Oregon women have benefited from expanded access to preventive services, including contraceptives. Women's health choices should be made between them and their doctors—not their bosses.

#### TAIWAN RELATIONS ACT

Mr. JOHNSON of South Dakota. Madam President, I wish to speak

about U.S.-Taiwan relations. In just a few weeks, on April 10, 2014, we will recognize the 35th anniversary of the enactment of the Taiwan Relations Act, TRA. This important legislation has served as the legal basis for our relations with Taiwan and has been critical in defining our diplomatic, economic, and strategic relationship.

Although I was not yet a Member of Congress in 1979 when this legislation was passed, I have had the pleasure over the past 28 years to be active in U.S.-Taiwan matters and have seen the benefits of the TRA.

Over the past several decades we have seen our relationship with Taiwan grow. Taiwan's innovative and expanding economy has led to significant trade opportunities for both of our countries. Particularly in the area of agriculture—which is South Dakota's No. 1 industry—Taiwan has grown to be a key trading partner, representing one of the most significant consumers of South Dakota corn, soybeans, and wheat. Our trade relationship has only strengthened over the years, and I am hopeful that market opportunities will continue to expand.

While we mark this important milestone in U.S.-Taiwan relations, I would also like to say farewell to Representative King Pu-tsung, Taiwan's chief envoy to the United States. Ambassador King was recently appointed to be the Secretary-General of the Republic of China (Taiwan)'s National Security Council, a position equivalent to our National Security Advisor to the President. I congratulate him on this new opportunity and trust that in his new role we will continue to work together to further strengthen close ties between our two countries.

The people of Taiwan have proven to be true friends of the United States, and I look forward to continuing this friendship well into the future.

#### SUPPORTING JOSH HARDY

Mr. WARNER. Madam President, I would like to take a moment to express sincere gratitude to the students, faculty and staff of Hugh Mercer Elementary School and the entire Fredericksburg, VA region—for the way the community has rallied together to support one of their own: seven-year-old Josh Hardy.

Josh is at St. Jude Children's Research Hospital in Memphis recovering from a life-threatening virus following a bone marrow transplant in January. This week, I am pleased our office had an opportunity to work with Josh's family and Josh's friends and fans in Fredericksburg to get this young fighter access to an experimental medication that could save his life.

Since Josh was an infant, he has battled cancer—successfully. While he was undergoing chemotherapy—in kindergarten, mind you—Josh and his two brothers worked to raise almost \$5,000 to help other sick children who were being treated at St. Jude Children's Hospital.

Doctors at St. Jude Children's Hospital believe the only drug that can help Josh is still in the testing phase by its manufacturer, Chimerix. And unfortunately, it appeared that policies of the FDA and Chimerix would prevent Josh from receiving the drug.

Upon hearing that news, family, friends, Mercer teachers and classmates, local businesses, and nonprofit groups across the Fredericksburg region rallied together to make sure that Josh's voice was heard, here on Capitol Hill and across the country.

They used social media to enlist the support of tens of thousands of people from across the country and around the world. Josh's family and friends contacted our office to see if we might be able to help.

That is when we reached out both to the FDA and the drug manufacturer to try to expedite the process to allow Josh to get access to this potentially life-saving medication. We got the good news Tuesday night, directly from the CEO of Chimerix. By the following morning, Josh was undergoing treatment with this new drug. It is still too soon to know if this experimental medication will help, but we are all pulling for this remarkable boy.

Today I want to salute Josh's teachers and classmates at High Mercer Elementary School for all that they have done to rally around this family. The commitment of Josh's teachers to advocate on behalf of the Hardy family is a testament to their dedication to public service and to creating stronger communities and a better Virginia.

And I am grateful and proud of the Fredericksburg community, where folks truly came together in a good cause on behalf of Josh and his family. Their persistence and dedication exemplifies what we call "the Virginia spirit."

I also want to publicly thank the executives and employees of Chimerix, and officials at the Food and Drug Administration, for moving so quickly to look for a way to be helpful to the Hardy family. My staff is already in conversation with the FDA about ways we might streamline the process to allow families in the Hardy's situation to have easier access to potentially life-saving drugs even as these drugs are being evaluated by the FDA.

We are all pulling for Josh Hardy. We are praying for his family and his medical team, and we are so grateful for the tremendous support Josh Hardy is receiving from his Hugh Mercer teachers and classmates and the entire Fredericksburg community.

#### ADDITIONAL STATEMENTS

##### OUR ENERGY FUTURE

● Mr. ALEXANDER. Madam President, I ask that a copy of my remarks to the National Association of Regulatory Utility Commissioners be printed in the RECORD.