

funds will support more than 17,000 positions over the next 3 years, including about 2,600 in my home State of California.

There is also \$1 billion for firefighters, supporting about 6,300 positions nationwide.

These funds go to support the dedicated first responders we depend upon in emergencies—the firefighters who enter burning buildings to save lives and the police officers who risk everything to keep our streets and homes safe.

In recent years, firefighters and police officers have taken on even more responsibilities as they prepare for—and respond to—terrorist attacks. We are reminded of the importance of these first responders when we remember the brave men and women who worked so heroically to save lives after the 9/11 attacks, including more than 400 firefighters, police, and other emergency personnel who lost their lives that day.

Now is the time to stand with our first responders and give them the support they need. We must make sure our emergency personnel are not risking their lives because too many of their colleagues have been laid off.

While this legislation will strengthen our schools and protect our streets and homes, it will not add a penny to the deficit. This is accomplished by paying for the bill with a half-percent tax on Americans with an adjusted gross income over \$1 million.

I have long said that those people who have benefited from this economy and can help out should do so. Millionaires can afford to help build a smarter, safer, stronger nation.

It is not the wealthiest Americans who have been bearing the brunt of this recession; it is the middle class and the poor who have suffered.

Our Nation continues to face serious economic difficulties. The unemployment rate is over 9 percent, and remains stuck at 12 percent in California. This lack of employment is causing severe financial strain with too many families losing their homes and too many families struggling to make ends meet.

Congress needs to help Americans get back to work and get our economy moving forward. And this bill will help.

With the Teachers and First Responders Back to Work Act, we will strengthen our schools, help our children get the education they deserve and give our first responders the support they need to keep our communities safe.

I urge my colleagues to support this legislation.

#### TEACHERS AND FIRST RESPONDERS BACK TO WORK ACT OF 2011—MOTION TO PROCEED

##### CLOTURE MOTION

The PRESIDING OFFICER. Under the previous order, pursuant to rule XXII, the Chair lays before the Senate

the pending cloture motion, which the clerk will state.

The assistant legislative clerk read as follows:

##### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close the debate on the motion to proceed to Calendar No. 204, S. 1723, Teachers and First Responders Back to Work Act.

Harry Reid, Robert Menendez, Daniel Inouye, Herb Kohl, Sheldon Whitehouse, Jack Reed, Jeff Bingaman, Barbara Mikulski, Patty Murray, Debbie Stabenow, Richard Durbin, Sherrod Brown, Richard Blumenthal, Bernard Sanders, Robert Casey, Jr., Jeff Merkley, Patrick Leahy, Tom Harkin.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the motion to proceed to S. 1723, a bill to provide for teacher and first responder stabilization, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The assistant legislative clerk called the roll.

The yeas and nays resulted—yeas 50, nays 50, as follows:

[Rollcall Vote No. 177 Leg.]

##### YEAS—50

Akaka	Gillibrand	Murray
Baucus	Hagan	Nelson (FL)
Begich	Harkin	Reed
Bennet	Inouye	Reid
Bingaman	Johnson (SD)	Rockefeller
Blumenthal	Kerry	Sanders
Boxer	Klobuchar	Schumer
Brown (OH)	Kohl	Shaheen
Cantwell	Landrieu	Stabenow
Cardin	Lautenberg	Tester
Carpenter	Leahy	Udall (CO)
Casey	Levin	Udall (NM)
Conrad	Manchin	Warner
Coons	McCaskill	Webb
Durbin	Menendez	Whitehouse
Feinstein	Merkley	Wyden
Franken	Mikulski	

##### NAYS—50

Alexander	Graham	Moran
Ayotte	Grassley	Murkowski
Barrasso	Hatch	Nelson (NE)
Blunt	Heller	Paul
Boozman	Hoeven	Portman
Brown (MA)	Hutchison	Pryor
Burr	Inhofe	Risch
Chambliss	Isakson	Roberts
Coats	Johanns	Rubio
Coburn	Johnson (WI)	Sessions
Cochran	Kirk	Shelby
Collins	Kyl	Snowe
Corker	Lee	Thune
Cornyn	Lieberman	Toomey
Crapo	Lugar	Vitter
DeMint	McCain	Wicker
Enzi	McConnell	

The PRESIDING OFFICER (Mr. BEGICH). On this vote, the yeas are 50, the nays are 50. Three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, the motion is rejected.

Mr. REID. Mr. President, I ask unanimous consent that all remaining votes tonight be 10 minutes in duration.

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

Mr. REID. Mr. President, we have 16 more amendments that we must vote

on. I hope people will look at those closely. A number of them—in fact, most of them—can be done by voice vote. If they win, it doesn't matter how you win. Let's get done with them as quickly as we can.

#### WITHHOLDING TAX RELIEF ACT OF 2011—MOTION TO PROCEED

##### CLOTURE MOTION

The PRESIDING OFFICER. The clerk will report the motion to invoke cloture.

The legislative clerk read as follows:

##### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to S. 1726, the Withholding Tax Relief Act of 2011.

James Inhofe, David Vitter, Mike Crapo, Kelly Ayotte, Roy Blunt, Johnny Isakson, Jeff Sessions, Mike Lee, Saxby Chambliss, Tom Coburn, Jon Kyl, Susan Collins, Ron Johnson, Pat Roberts, Richard Burr, Lamar Alexander.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the motion to proceed to S. 1726, a bill to repeal the imposition of—the Senator from Montana is recognized.

Mr. BAUCUS. Mr. President, I ask unanimous consent to speak for a minute on this motion.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The Senator from Montana is recognized.

Mr. BAUCUS. Mr. President, we all agree that the contractors who contract with the Federal Government should pay their taxes. I don't think there is any dispute on that. There is also agreement that we should not overburden small businesses which are paying their taxes. The bill before us would repeal the provisions scheduled to go into effect in 2013 to require a withholding of 3 percent of payments from the U.S. Treasury to the government contractors. There are two flaws in this. One, it lets all government contractors off the hook, even those who refuse to pay taxes. Those contractors would not be subject to the mechanism to make sure they pay. Second, this is paid for by rescinding \$30 billion of appropriated funds, which is, frankly, contrary to the agreement reached with the President on the deficit reduction.

I ask colleagues to oppose the cloture motion to proceed to the bill.

The PRESIDING OFFICER. The Senator from Massachusetts.

Mr. BROWN of Massachusetts. Mr. President, this is a no-brainer. This is where political theater stops and we actually do something the American people want and need. Three percent withholding is good for small businesses. We have viewed this pay-for