

|            |            |        |
|------------|------------|--------|
| Romney     | Scott (SC) | Toomey |
| Rounds     | Shelby     | Wicker |
| Rubio      | Sullivan   | Young  |
| Sasse      | Thune      |        |
| Scott (FL) | Tillis     |        |

Isakson, Shelley Moore Capito, Pat Roberts, John Cornyn, John Hoeven, Steve Daines, John Boozman, Thom Tillis, Kevin Cramer, Richard Burr.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The senior assistant legislative clerk read as follows:

NAYS—38

|              |           |            |
|--------------|-----------|------------|
| Baldwin      | Jones     | Schatz     |
| Blumenthal   | Kaine     | Schumer    |
| Brown        | King      | Shaheen    |
| Cantwell     | Klobuchar | Sinema     |
| Cardin       | Leahy     | Smith      |
| Carper       | Markey    | Stabenow   |
| Casey        | Menendez  | Tester     |
| Coons        | Merkley   | Udall      |
| Cortez Masto | Murphy    | Van Hollen |
| Duckworth    | Murray    | Warner     |
| Feinstein    | Peters    | Whitehouse |
| Hassan       | Reed      | Wyden      |
| Hirono       | Rosen     |            |

NOT VOTING—10

|            |          |         |
|------------|----------|---------|
| Bennet     | Harris   | Sanders |
| Booker     | Heinrich | Warren  |
| Durbin     | Manchin  |         |
| Gillibrand | Moran    |         |

The nomination was confirmed.

The PRESIDING OFFICER. The majority leader.

Mr. McCONNELL. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

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

LEGISLATIVE SESSION

Mr. McCONNELL. Mr. President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. McCONNELL. I move to proceed to executive session to consider Calendar No. 362.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Peter Joseph Phipps, of Pennsylvania, to be United States Circuit Judge for the Third Circuit.

CLOTURE MOTION

Mr. McCONNELL. I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The senior 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, do hereby move to bring to a close debate on the nomination of Peter Joseph Phipps, of Pennsylvania, to be United States Circuit Judge for the Third Circuit.

Mitch McConnell, Roger F. Wicker, John Barrasso, David Perdue, James E. Risch, Mike Crapo, Roy Blunt, Johnny

LEGISLATIVE SESSION

Mr. McCONNELL. I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

EXECUTIVE SESSION

THE PROTOCOL AMENDING THE TAX CONVENTION WITH SPAIN

Mr. McCONNELL. I move to proceed to executive session to consider Calendar No. 1, treaty document No. 113-4.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The treaty will be stated.

The senior assistant legislative clerk read as follows:

Treaty document No. 113-4, The Protocol Amending the Tax Convention with Spain.

AMENDMENT NO. 910

Mr. McCONNELL. I have an amendment at the desk, and I ask the clerk to report it.

The PRESIDING OFFICER. The clerk will report the amendment.

The senior assistant legislative clerk read as follows:

The Senator from Kentucky [Mr. McCONNELL] proposes an amendment numbered 910 to treaty document No. 113-4.

Mr. McCONNELL. I ask unanimous consent that the reading be dispensed with.

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

The amendment (No. 910) is as follows:

At the end add the following.

“This Treaty shall be effective 1 day after ratification”

Mr. McCONNELL. I ask for the yeas and nays on my amendment.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays were ordered.

AMENDMENT NO. 911 TO AMENDMENT NO. 910

Mr. McCONNELL. I have a second-degree amendment at the desk.

The senior assistant legislative clerk read as follows:

The Senator from Kentucky [Mr. McCONNELL] proposes an amendment numbered 911 to amendment No. 910.

Mr. McCONNELL. I ask unanimous consent that the reading be dispensed with.

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

The amendment (No. 911) is as follows:

Strike “1 day” and insert “2 days”

CLOTURE MOTION

Mr. McCONNELL. I send a cloture motion to the desk.

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 Treaties Calendar No. 1, Treaty Document No. 113-4, The Protocol Amending the Tax Convention with Spain.

Mitch McConnell, Mike Crapo, John Thune, Pat Roberts, Thom Tillis, Roger F. Wicker, Mike Rounds, Roy Blunt, Shelley Moore Capito, Steve Daines, Johnny Isakson, Kevin Cramer, John Boozman, Richard Burr, John Hoeven, John Cornyn, Lindsey Graham.

LEGISLATIVE SESSION

Mr. McCONNELL. I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

EXECUTIVE SESSION

PROTOCOL AMENDING TAX CONVENTION WITH SWISS FEDERATION

Mr. McCONNELL. Mr. President, I move to proceed to executive session to consider Calendar No. 2, treaty document No. 112-1.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The treaty will be stated.

The senior assistant legislative clerk read as follows:

Treaty document No. 112-1, Protocol Amending Tax Convention with Swiss Confederation.

Mr. McCONNELL. I ask unanimous consent that the reading be dispensed with.

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

AMENDMENT NO. 912

Mr. McCONNELL. I have an amendment at the desk, and I ask the clerk to report it.

The PRESIDING OFFICER. The clerk will report the amendment.

The senior assistant legislative clerk read as follows:

The Senator from Kentucky [Mr. McCONNELL] proposes an amendment numbered 912 to treaty document No. 112-1.

Mr. McCONNELL. I ask unanimous consent that the reading be dispensed with.

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

The amendment (No. 912) is as follows:

At the end add the following.

“This Treaty shall be effective 1 day after ratification”

Mr. McCONNELL. I ask for the yeas and nays on my amendment.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.