

Calendar that these nominations lie at the Secretary's desk for the information of Senators.

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

Coast Guard nominations beginning with Ruby L. Collins and ending with Michael W. Wampler, which nominations were received by the Senate and appeared in the Congressional Record on January 16, 2014.

Coast Guard nominations beginning with William C. Adams and ending with Adam K. Young, which nominations were received by the Senate and appeared in the Congressional Record on January 16, 2014.

Coast Guard nominations beginning with Kevin J. Lopes and ending with Mariette C. Ogg, which nominations were received by the Senate and appeared in the Congressional Record on February 6, 2014.

By Mr. SCHUMER for the Committee on Rules and Administration.

\*Myrna Perez, of Texas, to be a Member of the Election Assistance Commission for a term expiring December 12, 2015.

\*Thomas Hicks, of Virginia, to be a Member of the Election Assistance Commission for a term expiring December 12, 2017.

\*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

#### EXECUTIVE REPORT OF COMMITTEE—TREATY

The following executive report of committee was submitted:

By Mr. MENENDEZ, from the Committee on Foreign Relations:

[Treaty Doc. 112-1: Protocol Amending Tax Convention with Swiss Confederation (without printed report)]

The text of the committee-recommended resolution of advice and consent to ratification is as follows:

Section 1. Senate Advice and Consent Subject to a Declaration.

The Senate advises and consents to the ratification of the Protocol Amending the Convention between the United States of America and the Swiss Confederation for the Avoidance of Double Taxation With Respect to Taxes on Income, signed at Washington October 2, 1996, signed September 23, 2009, at Washington, with a related agreement effected by an exchange of notes September 23, 2009, as corrected by an exchange of notes effected November 16, 2010 (the "Protocol") (Treaty Doc. 112-1), subject to the declaration of section 2 and the conditions of section 3.

Sec. 2. Declaration.

The advice and consent of the Senate under section 1 is subject to the following declaration: The Protocol is self-executing.

Sec. 3. Conditions.

The advice and consent of the Senate under section 1 is subject to the following conditions:

(1) Not later than 2 years after the Protocol enters into force and prior to the first arbitration conducted pursuant to the binding arbitration mechanism provided for in the Protocol, the Secretary of the Treasury shall transmit to the Committees on Finance and Foreign Relations of the Senate and the Joint Committee on Taxation the text of the rules of procedure applicable to arbitration

panels, including conflict of interest rules to be applied to members of the arbitration panel.

(2)(A) Not later than 60 days after a determination has been reached by an arbitration panel in the tenth arbitration proceeding conducted pursuant to the Protocol or any of the treaties described in subparagraph (B), the Secretary of the Treasury shall prepare and submit to the Joint Committee on Taxation and the Committee on Finance of the Senate, subject to laws relating to taxpayer confidentiality, a detailed report regarding the operation and application of the arbitration mechanism contained in the Protocol and such treaties. The report shall include the following information:

(i) For the Protocol and each such treaty, the aggregate number of cases pending on the respective dates of entry into force of the Protocol and each treaty, including the following information:

(I) The number of such cases by treaty article or articles at issue.

(II) The number of such cases that have been resolved by the competent authorities through a mutual agreement as of the date of the report.

(III) The number of such cases for which arbitration proceedings have commenced as of the date of the report.

(ii) A list of every case presented to the competent authorities after the entry into force of the Protocol and each such treaty, including the following information regarding each case:

(I) The commencement date of the case for purposes of determining when arbitration is available.

(II) Whether the adjustment triggering the case, if any, was made by the United States or the relevant treaty partner.

(III) Which treaty the case relates to.

(IV) The treaty article or articles at issue in the case.

(V) The date the case was resolved by the competent authorities through a mutual agreement, if so resolved.

(VI) The date on which an arbitration proceeding commenced, if an arbitration proceeding commenced.

(VII) The date on which a determination was reached by the arbitration panel, if a determination was reached, and an indication as to whether the panel found in favor of the United States or the relevant treaty partner.

(iii) With respect to each dispute submitted to arbitration and for which a determination was reached by the arbitration panel pursuant to the Protocol or any such treaty, the following information:

(I) In the case of a dispute submitted under the Protocol, an indication as to whether the presenter of the case to the competent authority of a Contracting State submitted a Position Paper for consideration by the arbitration panel.

(II) An indication as to whether the determination of the arbitration panel was accepted by each concerned person.

(III) The amount of income, expense, or taxation at issue in the case as determined by reference to the filings that were sufficient to set the commencement date of the case for purposes of determining when arbitration is available.

(IV) The proposed resolutions (income, expense, or taxation) submitted by each competent authority to the arbitration panel.

(B) The treaties referred to in subparagraph (A) are—

(i) the 2006 Protocol Amending the Convention between the United States of America and the Federal Republic of Germany for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and Capital and to Certain Other Taxes, done at Berlin June 1, 2006

(Treaty Doc. 109-20) (the "2006 German Protocol");

(ii) the Convention between the Government of the United States of America and the Government of the Kingdom of Belgium for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income, and accompanying protocol, done at Brussels July 9, 1970 (the "Belgium Convention") (Treaty Doc. 110-3);

(iii) the Protocol Amending the Convention between the United States of America and Canada with Respect to Taxes on Income and on Capital, signed at Washington September 26, 1980 (the "2007 Canada Protocol") (Treaty Doc. 110-15); or

(iv) the Protocol Amending the Convention between the Government of the United States of America and the Government of the French Republic for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and Capital, signed at Paris August 31, 1994 (the "2009 France Protocol") (Treaty Doc. 111-4).

(3) The Secretary of the Treasury shall prepare and submit the detailed report required under paragraph (2) on March 1 of the year following the year in which the first report is submitted to the Joint Committee on Taxation and the Committee on Finance of the Senate, and on an annual basis thereafter for a period of five years. In each such report, disputes that were resolved, either by a mutual agreement between the relevant competent authorities or by a determination of an arbitration panel, and noted as such in prior reports may be omitted.

(4) The reporting requirements referred to in paragraphs (2) and (3) supersede the reporting requirements contained in paragraphs (2) and (3) of section 3 of the resolution of advice and consent to ratification of the 2009 France Protocol, approved by the Senate on December 3, 2009.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. SCHATZ (for himself, Mr. BROWN, Ms. WARREN, Mr. SANDERS, and Mr. BLUMENTHAL):

S. 2224. A bill to enhance the accuracy of credit reporting and provide greater rights to consumers who dispute errors in their credit reports, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. UDALL of New Mexico (for himself and Mr. CHAMBLISS):

S. 2225. A bill to provide for a smart water resource management pilot program; to the Committee on Environment and Public Works.

By Mr. UDALL of New Mexico (for himself and Mrs. BOXER):

S. 2226. A bill to establish a WaterSense program within the Environmental Protection Agency; to the Committee on Environment and Public Works.

By Mr. UDALL of New Mexico:

S. 2227. A bill to amend the Internal Revenue Code of 1986 to provide a credit for property certified by the Environmental Protection Agency under the WaterSense program; to the Committee on Finance.

By Mr. UDALL of New Mexico:

S. 2228. A bill to amend the Federal Water Pollution Control Act to direct the Administrator of the Environmental Protection Agency to consider projects involving rural communities in the selection of alternative

water source projects, and for other purposes; to the Committee on Environment and Public Works.

By Mr. SANDERS:

S. 2229. A bill to expand primary care access; to the Committee on Health, Education, Labor, and Pensions.

By Mr. RUBIO:

S. 2230. A bill to provide the legal framework necessary for the growth of innovative private financing options for students to fund postsecondary education, and for other purposes; to the Committee on Finance.

By Mr. PORTMAN (for himself and Mr. ROCKEFELLER):

S. 2231. A bill to amend title 10, United States Code, to provide an individual with a mental health assessment before the individual enlists in the Armed Forces or is commissioned as an officer in the Armed Forces, and for other purposes; to the Committee on Armed Services.

By Mr. TOOMEY:

S. 2232. A bill to protect the right to freedom of speech secured by the First Amendment to the Constitution, and for other purposes; to the Committee on the Judiciary.

By Mr. SCHUMER (for himself, Mr. MENENDEZ, Mr. BENNET, Ms. LANDRIEU, Mr. UDALL of Colorado, Mrs. GILLIBRAND, Mr. ROCKEFELLER, and Mr. BOOKER):

S. 2233. A bill to provide tax relief for major disaster areas declared in 2012 and 2013 and for other purposes; to the Committee on Finance.

By Mr. BOOKER (for himself and Mr. SCOTT):

S. 2234. A bill to amend the Internal Revenue Code of 1986 to allow employers a credit against income tax for employees who participate in qualified apprenticeship programs; to the Committee on Finance.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. REID:

S. Con. Res. 35. A concurrent resolution providing for a conditional adjournment or recess of the Senate and an adjournment of the House of Representatives; considered and agreed to.

#### ADDITIONAL COSPONSORS

S. 571

At the request of Mr. KIRK, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 571, a bill to amend the Federal Water Pollution Control Act to establish a deadline for restricting sewage dumping into the Great Lakes and to fund programs and activities for improving wastewater discharges into the Great Lakes.

S. 1008

At the request of Mr. SCHUMER, the name of the Senator from Hawaii (Ms. HIRONO) was added as a cosponsor of S. 1008, a bill to prohibit the Secretary of Homeland Security from implementing proposed policy changes that would permit passengers to carry small, non-locking knives on aircraft.

S. 1066

At the request of Mrs. GILLIBRAND, the name of the Senator from Montana

(Mr. WALSH) was added as a cosponsor of S. 1066, a bill to allow certain student loan borrowers to refinance Federal student loans.

S. 1150

At the request of Mr. BLUMENTHAL, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 1150, a bill to posthumously award a congressional gold medal to Constance Baker Motley.

S. 1422

At the request of Mr. CARDIN, the name of the Senator from Colorado (Mr. BENNET) was added as a cosponsor of S. 1422, a bill to amend the Congressional Budget Act of 1974 respecting the scoring of preventive health savings.

S. 1468

At the request of Mr. BROWN, the names of the Senator from West Virginia (Mr. ROCKEFELLER) and the Senator from New Hampshire (Ms. AYOTTE) were added as cosponsors of S. 1468, a bill to require the Secretary of Commerce to establish the Network for Manufacturing Innovation and for other purposes.

S. 1596

At the request of Mr. TOOMEY, the name of the Senator from Oklahoma (Mr. INHOFE) was added as a cosponsor of S. 1596, a bill to require State educational agencies that receive funding under the Elementary and Secondary Education Act of 1965 to have in effect policies and procedures on background checks for school employees.

S. 1793

At the request of Ms. KLOBUCHAR, the name of the Senator from Florida (Mr. NELSON) was added as a cosponsor of S. 1793, a bill to encourage States to require the installation of residential carbon monoxide detectors in homes, and for other purposes.

S. 2018

At the request of Mr. BARRASSO, the name of the Senator from Wyoming (Mr. ENZI) was added as a cosponsor of S. 2018, a bill to provide for the use of hand-propelled vessels in Yellowstone National Park, Grand Teton National Park, and the National Elk Refuge, and for other purposes.

S. 2106

At the request of Mrs. FISCHER, the name of the Senator from Wyoming (Mr. ENZI) was added as a cosponsor of S. 2106, a bill to amend the Internal Revenue Code of 1986 to provide that the individual health insurance mandate not apply until the employer health insurance mandate is enforced without exceptions.

S. 2118

At the request of Mr. BLUNT, the name of the Senator from North Dakota (Mr. HOEVEN) was added as a cosponsor of S. 2118, a bill to protect the separation of powers in the Constitution of the United States by ensuring that the President takes care that the laws be faithfully executed, and for other purposes.

S. 2142

At the request of Mr. MENENDEZ, the name of the Senator from Arizona (Mr. MCCAIN) was added as a cosponsor of S. 2142, a bill to impose targeted sanctions on persons responsible for violations of human rights of antigovernment protesters in Venezuela, to strengthen civil society in Venezuela, and for other purposes.

S. 2156

At the request of Mr. VITTER, the name of the Senator from Kentucky (Mr. MCCONNELL) was added as a cosponsor of S. 2156, a bill to amend the Federal Water Pollution Control Act to confirm the scope of the authority of the Administrator of the Environmental Protection Agency to deny or restrict the use of defined areas as disposal sites.

S. 2190

At the request of Mr. BLUNT, the name of the Senator from Colorado (Mr. UDALL) was added as a cosponsor of S. 2190, a bill to amend the Internal Revenue Code of 1986 to allow employers to exempt employees with health coverage under TRICARE or the Veterans Administration from being taken into account for purposes of the employer mandate under the Patient Protection and Affordable Care Act.

S. 2199

At the request of Ms. MIKULSKI, the names of the Senator from Colorado (Mr. BENNET), the Senator from Michigan (Mr. LEVIN), the Senator from Connecticut (Mr. MURPHY) and the Senator from Rhode Island (Mr. WHITEHOUSE) were added as cosponsors of S. 2199, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 2223

At the request of Mr. HARKIN, the names of the Senator from Vermont (Mr. SANDERS), the Senator from Wisconsin (Ms. BALDWIN), the Senator from Connecticut (Mr. MURPHY), the Senator from Massachusetts (Mr. MARKEY), the Senator from Connecticut (Mr. BLUMENTHAL), the Senator from New York (Mrs. GILLIBRAND), the Senator from Pennsylvania (Mr. CASEY), the Senator from Colorado (Mr. BENNET), the Senator from Vermont (Mr. LEAHY), the Senator from Michigan (Ms. STABENOW), the Senator from Hawaii (Mr. SCHATZ), the Senator from New Jersey (Mr. BOOKER), the Senator from Minnesota (Ms. KLOBUCHAR), the Senator from Michigan (Mr. LEVIN), the Senator from New Mexico (Mr. HEINRICH), the Senator from California (Mrs. BOXER), the Senator from North Carolina (Mrs. HAGAN), the Senator from Alaska (Mr. BEGICH) and the Senator from North Dakota (Ms. HEITKAMP) were added as cosponsors of S. 2223, a bill to provide for an increase in the Federal minimum wage and to amend the Internal Revenue Code of 1986 to extend increased expensing limitations and the treatment of certain real property as section 179 property.