Lungren, Daniel Mack Marchant Markey (CO) Marshall McCarthy (CA) McCaul McClintock McHenry McKeon McMorris Rodgers Mica Miller (FL) Miller (MI) Miller, Gary Minnick Moran (KS) Myrick Neugebauer

Nunes Sensenbrenner Sessions Olson Shadegg Paul Shimkus Paulsen Shuler Pence Shuster Pitts Simpson Poe (TX) Price (GA) Radanovich Stearns Sullivan Rehberg Terry Roe (TN) Rogers (AL) Rogers (KY) Rohrabacher Tia.hrt. Tiberi Rooney Roskam

Smith (NE) Smith (TX) Thompson (PA) Thornberry Walden Westmoreland Wilson (SC) Wittman Wolf

NOT VOTING-17

Bishop (UT) Kirk Schock Cao McIntyre Taylor Cummings Moore (WI) Wamp Oberstar Woolsev Griffith Putnam Young (AK) Hoekstra

Royce

Scalise

Schmidt

Ryan (WI)

□ 1515

Messrs. BAIRD, McCAUL, BACHUS, and ADLER of New Jersey changed their vote from "yea" to "nay."

So (two-thirds not being in the affirmative) the motion was rejected.

The result of the vote was announced as above recorded.

Stated for:

Mr. McINTYRE. Mr. Speaker, on rollcall No. 398, on this vote, I was unavoidably detained and was unable to vote. Had I been present, I would have voted "yes."

Stated against:

Mr. LEE of New York. Mr. Speaker, on rollcall 398, to suspend the Rules and pass H.R. 5618, I intended to vote "nay." While I understand that many Americans, including some in my Congressional District in Western New York, rely on unemployment benefits to survive in these difficult economic times, I believe that it is irresponsible for this Congress to not pay for the extension. We simply cannot afford to tack on an additional \$34 billion in deficit spendina.

RECOGNIZING THE NATIONAL COL-LEGIATE CYBER DEFENSE COM-PETITION

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution (H. Res. 1244) recognizing the National Collegiate Cyber Defense Competition for its now fiveyear effort to promote cyber security curriculum in institutions of higher learning, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the resolu-

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Hawaii (Ms. HIRONO) that the House suspend the rules and agree to the resolution, as amended.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 412, nays 2, not voting 18, as follows:

Culberson

Dahlkemper

Jenkins

Johnson (GA)

[Roll No. 399] YEAS-412

Ackerman Davis (AL) Aderholt Davis (CA) Adler (NJ) Davis (IL) Akin Davis (KY) Alexander Davis (TN) Altmire DeFazio Andrews DeGette Arcuri Delahunt Austria DeLauro Baca Dent Bachmann Deutch Diaz-Balart, L. Bachus Diaz-Balart, M. Baird Baldwin Dicks Barrett (SC) Dingell Barrow Djou Bartlett Doggett Barton (TX) Donnelly (IN) Bean Doyle Becerra Dreier Driehaus Berkley Berman Duncan Berry Biggert Edwards (MD) Edwards (TX) Bilbray Ellison Ellsworth Bilirakis Bishop (GA) Bishop (NY) Emerson Eshoo Etheridge Bishop (UT) Blackburn Fallin Blumenauer Blunt Farr Fattah Boccieri Filner Boehner Bonner Fleming Bono Mack Forbes Boozman Fortenberry Boren Foster Boswell Foxx Frank (MA) Boucher Boustany Franks (AZ) Frelinghuysen Boyd Brady (PA) Fudge Gallegly Brady (TX) Braley (IA) Garamendi Bright Garrett (NJ) Broun (GA) Gerlach Giffords Brown (SC) Gingrey (GA) Brown, Corrine Brown-Waite, Gohmert Ginny Gonzalez Buchanan Goodlatte Gordon (TN) Burgess Burton (IN) Granger Graves (GA) Butterfield Buyer Graves (MO) Calvert Grayson Green Al Camp Campbell Green, Gene Grijalva Cantor Capito Guthrie Capps Gutierrez Capuano Hall (NY) Hall (TX) Cardoza Carnahan Halvorson Carney Hare Carson (IN) Harman Harper Carter Cassidy Hastings (FL) Castle Hastings (WA) Castor (FL) Heinrich Chaffetz Heller Hensarling Chandler Childers Herger Herseth Sandlin Chu Clarke Higgins Clay Hill Cleaver Himes Clyburn Hinchey Coble Hinojosa Coffman (CO) Hirono Cohen Hodes Cole Holden Conaway Holt Connolly (VA) Honda Conyers Hoyer Cooper Hunter Costa Inglis Costello Inslee Courtney Israel Crenshaw Issa Critz Jackson (IL) Crowley Jackson Lee Cuellar (TX)

Nye Obev Johnson (IL) Johnson, E. B. Olver Johnson, Sam Ortiz Jones Jordan (OH) Kagen Kanjorski Kaptur Kennedy Kildee Kilpatrick (MI) Kilroy Kind King (IA) Petri King (NY) Kingston Kirkpatrick (AZ) Kissell. Klein (FL) Kline (MN) Kosmas Kratovil Kucinich Lamborn Lance Langevin Larsen (WA) Larson (CT) Latham LaTourette Latta Lee (CA) Lee (NY) Levin Lewis (CA) Lewis (GA) Linder Lipinski LoBiondo Lofgren, Zoe Lowey Lucas Luetkemever Flake Luián Lummis Lungren, Daniel Cao E. Lynch Mack Maffei Maloney Manzullo Marchant Markey (CO) Markey (MA) Marshall Matheson Matsui McCarthy (CA) McCarthy (NY) McCaul McClintock McCollum McCotter McDermott McGovern McHenry McIntyre McKeon McMahon McMorris Rodgers McNerney Meek (FL) Meeks (NY) Melancon Mica Michaud

Miller (FL)

Miller (MI)

Miller (NC)

Minnick

Mitchell

Mollohan

Moore (KS)

Moran (KS)

Moran (VA)

Murphy (CT) Murphy (NY)

Murphy, Tim

Nådler (NY)

Napolitano

Neal (MA)

Myrick

Murphy, Patrick

Miller, Gary

Nunes Olson Owens Pallone Pascrell Pastor (AZ) Paulsen Pavne Pence Perlmutter Perriello Pingree (ME) Platts Poe (TX) Polis (CO) Pomerov Posey Price (GA) Price (NC) Quigley Radanovich Rahall Rangel Rehberg Reichert Reyes Richardson Rodriguez Roe (TN) Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Roonev Ros-Lehtinen Roskam

Neugebauer

Ross

Rothman (NJ) Stupak Roybal-Allard Royce Ruppersberger Rush Ryan (OH) Ryan (WI) Salazar Sánchez, Linda Т. Sanchez Loretta Sarbanes Schauer Schiff Schmidt Schock Schwartz Scott (GA) Scott (VA) Sensenbrenner Serrano Sessions Sestak Shadegg Shea-Porter Sherman Shimkus Shuler Shuster Simpson Sires Skelton Slaughter Smith (NE) Smith (NJ) Smith (TX) Smith (WA) Snyder Space Speier Wu Spratt Stark NAYS-2

Sullivan Sutton Tanner Teague Terry Thompson (CA) Thompson (MS) Thompson (PA) Thornberry Tiahrt Tiberi Tierney Titus Tonko Towns Tsongas Turner Upton Van Hollen Velázquez Visclosky Walden Walz Wasserman Schultz Waters Watson Watt Waxman Weiner Welch Westmoreland Whitfield Wilson (OH) Wilson (SC) Wittman Wolf Yarmuth Young (FL)

Paul

NOT VOTING-18

Loebsack Schakowsky Cummings Miller, George Schrader Engel Moore (WI) Taylor Griffith Oberstar Wamp Woolsey Hoekstra Peterson Kirk Putnam Young (AK)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE The SPEAKER pro tempore (during the vote). Members have 2 minutes remaining on this vote.

□ 1524

So (two-thirds being in the affirmative) the rules were suspended and the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

MOMENT OF SILENCE HONORING THE PASSING OF FORMER REP-RESENTATIVE MARVIN ESCH

(Mr. DINGELL asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

GENERAL LEAVE

Mr. DINGELL. Mr. Speaker, I ask unanimous consent that all Members be given 5 legislative days to revise and extend their remarks on the matter that I am about to address.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Michigan?

There was no objection.

Mr. DINGELL. Mr. Speaker, I rise with considerable sadness to announce the death of a good friend of most of us in this body. Our former colleague and friend, Congressman Marvin Esch of Ann Arbor has died. He was 82.

Mr. Esch served in the Michigan State House of Representatives from 1965 to 1966. He was then elected to the U.S. House of Representatives, where he represented Ann Arbor and southeastern Michigan through about 1976. In 1976, he made an unsuccessful bid for the United States Senate, losing to our friend and colleague Donald Riegle in the general election.

Mr. Esch was a veteran of both the U.S. Maritime Service and the United States Army. He was indeed proud of helping his constituents to navigate the problems that they were having with the Federal Government, especially widows and veterans, as his family takes pride in saying. In Congress, he pushed for an accelerated end to the Vietnam War, and he worked to create an all-volunteer military.

He counted Gerald Ford as one of his dear friends. They were both University of Michigan graduates, and he stood by him when President Ford was sworn in as the 38th President of the United States on the day that former President Nixon resigned.

He was born in Flinton, Pennsylvania, on August 4, 1927. He went on to attend the University of Michigan, where he earned an A.B. in 1950, an M.A. in 1951, and a Ph.D. in 1957. He was a lifelong supporter of University of Michigan sports and took considerable pride in the success of that great school

After his time in politics, he served as director of public affairs for the U.S. Steel Corporation from 1977 to 1980. From 1981 to 1987, he was the director of programs and seminars for the American Enterprise Institute. After his retirement in 1992, he worked on a number of philanthropic projects with The Communication Group.

He died in his sleep Saturday, June 19, two days after celebrating his 60th anniversary. His wife, Olga, survives him. He is survived also by his brother, Gordon Esch; a sister, Emily Esch of Bigfork, Montana; son, Tom Esch and his wife, Charlene, of Kalispell, Montana; and by grandsons and numerous nieces and nephews.

We all remember him as a kind man who loved to tell and hear stories. He was an optimist who made and cherished lifelong friendships. His relationship with his wife, as well as his relationships with his colleagues, and his hope for the country could best be summed up in the phrase, "And the best is yet to be."

I now yield to my dear friend from Michigan.

Mr. UPTON. Mr. Speaker, I would just briefly like to say I echo the remarks by the dean of the House and the dean of the Michigan delegation.

I knew Marv Esch as a staffer. He was a wonderful man, dedicated to this House and to making things work.

□ 1530

We will all miss him. It is sometimes tough to be a Wolverine, and as you know, he was a great Wolverine.

Mr. DINGELL. I now ask, Mr. Speaker, that the House have a moment of silence in honor of our former colleague and friend, Marvin Esch.

The SPEAKER pro tempore. Members will rise and observe a moment of silence.

FIREARMS EXCISE TAX IMPROVEMENT ACT OF 2010

The SPEAKER pro tempore. Without objection, 5-minute voting will continue.

There was no objection.

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill (H.R. 5552) to amend the Internal Revenue Code of 1986 to require that the payment of the manufacturers' excise tax on recreational equipment be paid quarterly and to provide for the assessment by the Secretary of the Treasury of certain criminal restitution, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Wisconsin (Mr. KIND) that the House suspend the rules and pass the bill, as amended.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 412, nays 6, not voting 14, as follows:

[Roll No. 400]

$YEAS\!\!-\!\!412$

Brady (TX) Ackerman Costa Aderholt Braley (IA)Costello Adler (NJ) Bright Courtney Akin Broun (GA) Crenshaw Alexander Brown (SC) Critz Brown, Corrine Crowley Altmire Andrews Brown-Waite, Cuellar Arcuri Ginny Culberson Austria Buchanan Dahlkemper Baca Burgess Burton (IN) Davis (AL) Bachmann Davis (CA) Bachus Butterfield Davis (IL) Buver Davis (KY) Raird Calvert Baldwin Davis (TN) Barrett (SC) DeFazio Camp Barrow Campbell DeGette Bartlett Delahunt Cantor Barton (TX) Capito DeLauro Capps Capuano Bean Dent Deutch Becerra Diaz-Balart, L. Cardoza Berman Carnahan Diaz-Balart, M. Berry Dicks Carnev Carson (IN) Biggert Dingell Bilbray Carter Diou Bilirakis Doggett Cassidy Castle Donnelly (IN) Bishop (GA) Castor (FL) Bishop (NY) Dovle Bishop (UT) Chaffetz Dreier Chandler Blackburn Driehaus Blumenauer Childers Duncan Edwards (MD) Blunt Chu Boccieri Clarke Edwards (TX) Boehner Clav Ehlers Cleaver Bonner Ellison Bono Mack Clyburn Ellsworth Boozman Coble Emerson Boren Coffman (CO) Eshoo Boswell 8 | Cohen Etheridge Fallin Boucher Cole Boustany Conaway Fattah Connolly (VA) Filner Boyd Brady (PA) Flake Cooper

Fleming Linder Lipinski Forbes Fortenberry LoBiondo Foster Loebsack Foxx Lofgren Zoe Frank (MA) Lowey Franks (AZ) Lucas Frelinghuysen Luetkemever Fudge Luián Gallegly Lummis Lungren, Daniel Garamendi Garrett (NJ) \mathbf{E} Lynch Gerlach Giffords Mack Gingrey (GA) Maffei Gohmert Maloney Gonzalez Manzullo Goodlatte Marchant Markey (CO) Gordon (TN) Granger Markey (MA) Graves (GA) Marshall Graves (MO) Matheson Gravson Matsui Green, Al McCarthy (CA) McCarthy (NY) Green, Gene Grijalva McCaul McClintock Guthrie Gutierrez McCollum Hall (NY) McCotter Hall (TX) McDermott Halvorson McGovern Hare McHenry Harman McIntyre Harper McKeon Hastings (FL) McMahon Hastings (WA) McMorris Heinrich Rodgers McNerney Heller Hensarling Meek (FL) Meeks (NY) Herger Herseth Sandlin Melancon Mica Higgins Michaud Himes Miller (FL) Hinchey Miller (MI) Miller (NC) Hinojosa Miller, Gary Hodes Miller, George Holden Minnick Holt Mitchell Mollohan Honda Moore (KS) Hover Moran (KS) Hunter Inglis Moran (VA) Inslee Murphy (CT) Israel Murphy (NY) Murphy, Patrick Issa Jackson (IL) Murphy, Tim Jackson Lee Myrick (TX) Napolitano Jenkins Neal (MA) Johnson (GA) Neugebauer Johnson (IL) Nunes Johnson, E. B. Nve Johnson, Sam Obey Jones Olson Jordan (OH) Olver Kagen Ortiz Kanjorski Owens Kaptur Pallone Pascrell Kennedy Kildee Pastor (AZ) Kilpatrick (MI) Paulsen Kilroy Pavne Kind Pence King (IA) Perlmutter King (NY) Perriello Kingston Peters Kirkpatrick (AZ) Peterson Kissell Petri Pingree (ME) Klein (FL) Kline (MN) Pitts Kosmas Platts Kratovil Poe (TX) Lamborn Polis (CO) Lance Pomerov Langevin Posey Price (GA) Larsen (WA) Larson (CT) Price (NC) Latham Quigley LaTourette Radanovich Latta Rahall Lee (CA) Rangel Lee (NY) Rehberg

Levin

Lewis (CA)

Lewis (GA)

Reichert

Richardson

Reves

Rodriguez Roe (TN) Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Rooney Ros-Lehtinen Roskam Ross Rothman (N.I) Rovbal-Allard Rovce Ruppersberger RushRyan (OH) Rvan (WI) Salazar Sánchez, Linda Т. Sanchez, Loretta Sarbanes Scalise Schakowsky Schauer Schiff Schmidt Schock Schrader Schwartz Scott (GA) Scott (VA) Sensenbrenner Serrano Sessions Sestak Shadegg Shea-Porter Sherman Shimkus Shuler Shuster Simpson Sires Skelton Smith (NE) Smith (NJ) Smith (TX) Smith (WA) Snyder Space Speier Spratt Stark Stearns Stupak Sullivan Sutton Tanner Teague Terry Thompson (CA) Thompson (MS) Thompson (PA) Thornberry Tia.hrt. Tiberi Tierney Titus Tonko Towns Tsongas Turner Upton Van Hollen Velázquez Visclosky Walden Walz Wasserman Schultz Watson Watt Waxman Weiner Welch Westmoreland Whitfield Wilson (OH) Wilson (SC) Wittman Wolf Wu Varmuth Young (FL)