

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 Flint, 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

Ackerman
Aderholt
Adler (NJ)
Akin
Alexander
Altmire
Andrews
Arcuri
Austria
Baca
Bachmann
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boccieri
Boehner
Bonner
Bono Mack
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)

Brady (TX)
Braley (IA)
Bright
Broun (GA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp
Campbell
Cantor
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson (IN)
Carter
Cassidy
Castle
Castor (FL)
Chaffetz
Chandler
Childers
Chu
Clarke
Clay
Cleaver
Clyburn
Coble
Coffman (CO)
Cohen
Cole
Conaway
Connolly (VA)
Cooper

Costa
Costello
Courtney
Crenshaw
Critz
Crowley
Cuellar
Culberson
Dahlkemper
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Deutch
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Djou
Doggett
Donnelly (IN)
Doyle
Dreier
Driehaus
Duncan
Edwards (MD)
Edwards (TX)
Ehlers
Ellison
Ellsworth
Emerson
Eshoo
Etheridge
Fallin
Fattah
Filner
Flake

Fleming
Forbes
Fortenberry
Foster
Fox
Frank (MA)
Franks (AZ)
Frelinghuysen
Fudge
Gallegly
Garamendi
Garrett (NJ)
Gerlach
Giffords
Gingrey (GA)
Gohmert
Gonzalez
Goodlatte
Gordon (TN)
Granger
Graves (GA)
Graves (MO)
Grayson
Green, Al
Green, Gene
Grijalva
Guthrie
Gutierrez
Hall (NY)
Hall (TX)
Halvorson
Hare
Harman
Harper
Hastings (FL)
Hastings (WA)
Heinrich
Heller
Hensarling
Herger
Herseth Sandlin
Higgins
Hill
Himes
Hinchey
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hoyer
Hunter
Inglis
Inslee
Israel
Issa
Jackson (IL)
Jackson Lee
(TX)
Jenkins
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones
Jordan (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick (MI)
Kilroy
Kind
King (IA)
King (NY)
Kingston
Kirkpatrick (AZ)
Kissell
Klein (FL)
Kline (MN)
Kosmas
Kratovil
Lamborn
Lance
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Latta
Lee (CA)
Lee (NY)
Levin
Lewis (CA)
Lewis (GA)

Linder
Lipinski
LoBiondo
Loebach
Lofgren, Zoe
Lowey
Lucas
Luetkemeyer
Lujan
Lummis
Lungren, Daniel
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)
Miller, Gary
Miller, George
Minnick
Mitchell
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy (NY)
Murphy, Patrick
Murphy, Tim
Myrick
Napolitano
Neal (MA)
Neugebauer
Nunes
Nye
Obey
Olson
Oliver
Ortiz
Owens
Pallone
Pascrell
Pastor (AZ)
Paulsen
Payne
Pence
Perlmutter
Perriello
Peters
Peterson
Petri
Pingree (ME)
Pitts
Platts
Poe (TX)
Polis (CO)
Pomeroy
Posey
Price (GA)
Price (NC)
Quigley
Radanovich
Rahall
Rangel
Rehberg
Reichert
Reyes
Richardson

Rodriguez
Roe (TN)
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Rooney
Ros-Lehtinen
Roskam
Ross
Rothman (NJ)
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sanchez, Linda
T.
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
Tiahrt
Tiberi
Tierney
Titus
Tonko
Towns
Tsongas
Turner
Upton
Van Hollen
Velázquez
Peters
Visclosky
Walden
Walz
Wasserman
Schultz
Watson
Watt
Waxman
Weiner
Welch
Westmoreland
Whitfield
Wilson (OH)
Wilson (SC)
Wittman
Wolf
Wu
Yarmuth
Young (FL)

NAYS—6

Conyers Kucinich Paul
Farr Nadler (NY) Waters

NOT VOTING—14

Cao Kirk Taylor
Cummings Moore (WI) Wamp
Engel Oberstar Woolsey
Griffith Putnam Young (AK)
Hoekstra Slaughter

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining in this vote.

□ 1538

So (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

HOMEBUYER ASSISTANCE AND IMPROVEMENT ACT OF 2010

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill (H.R. 5623) to amend the Internal Revenue Code of 1986 to extend the homebuyer tax credit for the purchase of a principal residence before October 1, 2010, in the case of a written binding contract entered into with respect to such principal residence before May 1, 2010, and for other purposes, 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 Michigan (Mr. LEVIN) 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 409, nays 5, not voting 18, as follows:

[Roll No. 401]

YEAS—409

Ackerman	Boehner	Carter
Aderholt	Bonner	Cassidy
Adler (NJ)	Bono Mack	Castle
Akin	Boozman	Castor (FL)
Alexander	Boren	Chaffetz
Altmire	Boswell	Chandler
Andrews	Boucher	Childers
Arcuri	Boustany	Chu
Austria	Boyd	Clarke
Baca	Brady (PA)	Clay
Bachmann	Brady (TX)	Cleaver
Bachus	Braley (IA)	Clyburn
Baird	Bright	Coble
Baldwin	Broun (GA)	Coffman (CO)
Barrett (SC)	Brown (SC)	Cohen
Barrow	Brown, Corrine	Cole
Bartlett	Brown-Waite,	Conaway
Barton (TX)	Ginny	Connolly (VA)
Bean	Buchanan	Conyers
Becerra	Burgess	Cooper
Berkley	Burton (IN)	Costa
Berman	Butterfield	Costello
Berry	Buyer	Courtney
Biggert	Calvert	Crenshaw
Bilbray	Camp	Critz
Bilirakis	Cantor	Crowley
Bishop (GA)	Capito	Cuellar
Bishop (NY)	Capps	Culberson
Bishop (UT)	Capuano	Dahlkemper
Blackburn	Cardoza	Davis (AL)
Blumenauer	Carmahan	Davis (CA)
Blunt	Carney	Davis (IL)
Bocieri	Carson (IN)	Davis (KY)

Davis (TN)	Kildee	Paulsen
DeFazio	Kilpatrick (MI)	Payne
DeGette	Kilroy	Pence
Delahunt	Kind	Perlmutter
DeLauro	King (IA)	Perriello
Dent	King (NY)	Peters
Deutch	Kingston	Petri
Diaz-Balart, L.	Kirkpatrick (AZ)	Pingree (ME)
Diaz-Balart, M.	Kissell	Pitts
Dicks	Klein (FL)	Platts
Dingell	Kline (MN)	Poe (TX)
Djou	Kosmas	Polis (CO)
Doggett	Kratovil	Pomeroy
Donnelly (IN)	Kucinich	Posey
Doyle	Lamborn	Price (GA)
Dreier	Lance	Price (NC)
Driehaus	Langevin	Quigley
Duncan	Larsen (WA)	Radanovich
Edwards (MD)	Larson (CT)	Rahall
Edwards (TX)	Latham	Rangel
Ehlers	LaTourette	Rehberg
Ellison	Latta	Reichert
Ellsworth	Lee (CA)	Reyes
Emerson	Lee (NY)	Richardson
Eshoo	Levin	Rodriguez
Etheridge	Lewis (CA)	Roe (TN)
Fallin	Lewis (GA)	Rogers (AL)
Farr	Lipinski	Rogers (KY)
Fattah	LoBiondo	Rogers (MI)
Filner	Loebach	Rohrabacher
Fleming	Lofgren, Zoe	Rooney
Forbes	Lowe	Ros-Lehtinen
Fortenberry	Lucas	Roskam
Foster	Luetkemeyer	Ross
Fox	Lujan	Rothman (NJ)
Frank (MA)	Lummis	Roybal-Allard
Franks (AZ)	Lungren, Daniel	Royce
Frelinghuysen	E.	Ruppersberger
Fudge	Lynch	Rush
Gallegly	Mack	Ryan (OH)
Garamendi	Maffei	Ryan (WI)
Garrett (NJ)	Maloney	Salazar
Gerlach	Manzullo	Sanchez, Linda
Giffords	Marchant	T.
Gingrey (GA)	Markey (CO)	Sanchez, Loretta
Gohmert	Markey (MA)	Sarbanes
Gonzalez	Marshall	Scalise
Goodlatte	Matheson	Schakowsky
Gordon (TN)	Matsui	Schauer
Granger	McCarthy (CA)	Schiff
Graves (GA)	McCarthy (NY)	Schmidt
Graves (MO)	McCaul	Schock
Grayson	McCollum	Schrader
Green, Al	McCotter	Scott (GA)
Green, Gene	McDermott	Scott (VA)
Grijalva	McGovern	Sensenbrenner
Guthrie	McHenry	Serrano
Gutierrez	McIntyre	Sestak
Hall (NY)	McKeon	Shadeeg
Hall (TX)	McMahon	Shea-Porter
Halvorson	McMorris	Sherman
Hare	Rodgers	Shimkus
Harper	McNerney	Shuler
Hastings (FL)	Meek (FL)	Shuster
Hastings (WA)	Meeks (NY)	Simpson
Heinrich	Melancon	Sires
Heller	Mica	Skelton
Hergert	Michaud	Slaughter
Hereth Sandlin	Miller (FL)	Smith (NE)
Higgins	Miller (MI)	Smith (NJ)
Hill	Miller (NC)	Smith (TX)
Himes	Miller, Gary	Smith (WA)
Hinchey	Miller, George	Snyder
Hinojosa	Minnick	Space
Hirono	Mitchell	Speier
Hodes	Mollohan	Spratt
Holden	Moore (KS)	Stark
Holt	Moran (KS)	Stearns
Honda	Moran (VA)	Stupak
Hoyer	Murphy (CT)	Sullivan
Hunter	Murphy (NY)	Sutton
Inglis	Murphy, Patrick	Tanner
Inslee	Murphy, Tim	Teague
Israel	Myrick	Terry
Issa	Nadler (NY)	Thompson (CA)
Jackson (IL)	Napolitano	Thompson (MS)
Jackson Lee	Neal (MA)	Thompson (PA)
(TX)	Neugebauer	Thornberry
Jenkins	Nunes	Tiahrt
Johnson (GA)	Nye	Tiberi
Johnson (IL)	Obey	Tierney
Johnson, E. B.	Olson	Titus
Johnson, Sam	Oliver	Tonko
Jones	Ortiz	Towns
Jordan (OH)	Owens	Tsongas
Kagen	Pallone	Turner
Kanjorski	Pascarell	Upton
Kaptur	Pastor (AZ)	Van Hollen
Kennedy	Paul	Velázquez

Walden	Waxman	Wittman
Walz	Weiner	Wolf
Wasserman	Welch	Wu
Schultz	Westmoreland	Yarmuth
Waters	Whitfield	Young (FL)
Watson	Wilson (OH)	
Watt	Wilson (SC)	

NAYS—5

Campbell	Hensarling	McClintock
Flake	Linder	

NOT VOTING—18

Cao	Kirk	Sessions
Cummings	Moore (WI)	Taylor
Engel	Oberstar	Visclosky
Griffith	Peterson	Wamp
Harman	Putnam	Woolsey
Hoekstra	Schwartz	Young (AK)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Two minutes remain in this vote.

□ 1545

Mr. GARRETT of New Jersey changed his vote from “nay” to “yea.”

So (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. SESSIONS. Mr. Speaker, I was inadvertently detained and missed rollcall No. 401, passage of H.R. 5623, the Homebuyers Assistance and Improvement Act of 2010. Had I been present, I would have voted “aye.”

PERSONAL EXPLANATION

Ms. MOORE of Wisconsin. Mr. Speaker, I was unable to vote today on rollcall 398 through rollcall 401. Had I been present I would have voted “yes” on all four.

EXPRESSING THE CONDOLENCES OF THE HOUSE OF REPRESENTATIVES ON THE DEATH OF THE HONORABLE ROBERT C. BYRD, A SENATOR FROM THE STATE OF WEST VIRGINIA

Mr. RAHALL. Mr. Speaker, I offer a privileged resolution and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 1484

Resolved, That the House has heard with profound sorrow of the death of the Honorable Robert C. Byrd, a Senator from the State of West Virginia.

Resolved, That a committee of such Members of the House as the Speaker may designate, together with such Members of the Senate as may be joined, be appointed to attend the funeral.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

Resolved, That when the House adjourns today, it adjourn as a further mark of respect to the memory of the deceased Senator.

The SPEAKER pro tempore. The gentleman from West Virginia is recognized for 1 hour.

Mr. RAHALL. Mr. Speaker, I yield the customary 30 minutes to the gentlewoman from West Virginia (Mrs. CAPITO).