

American courts have long recognized the right to act in self-defense. Only a biased United Nations report could find the Palestinian attackers morally equivalent to the Israeli defenders.

When I left Israel in August, I pledged to work tirelessly on behalf of the Israeli people to ensure their survival. I am glad to speak out against this overtly biased report and I urge my colleagues to join me fighting for the Israeli people.

Mr. FARR. Madam Speaker, this resolution before us today, House Resolution 867, does nothing to advance the cause of peace and understanding between the Israelis and Palestinians.

In a recent meeting with Jewish constituents, I heard a comment that I thought was moving for its simplicity and power. My constituent told me, "Israel will not have peace and security until Palestinians have hope."

This resolution does nothing to give hope to the people of Palestine that a better, peaceful future is possible and therefore does nothing to give greater security to the people of Israel. It is a hasty and unconstructive measure that fails to establish a foundation upon which a future peace and prosperity will be constructed.

House Resolution 867 has too many flaws and questionable conclusions for me to support it. I think the Committee should have given the Goldstone report a hearing and taken the opportunity to ask Justice Goldstone questions about his mandate, his findings and his conclusions.

I would ask that Justice Goldstone's letter to Chairman BERMAN and Ranking Member ROS-LEHTINEN be included in the RECORD.

In this letter, Justice Goldstone clarifies that he demanded and received an expanded mandate to include the attacks on Israel. The report includes more than 150 instances where it explores the rocket attacks against Israel. And as a matter of fact, the Goldstone report found that rocket attacks constituted "indiscriminate attacks upon the civilian population of southern Israel".

I recognize a history of bias against Israel at the United Nations and I believe that one-sided resolutions against Israel have no place in an honest debate. However, it should be noted—and it is not in the resolution before us today—that Justice Goldstone dedicated scores of pages to expose war crimes and human rights violations perpetrated by Hamas and other Palestinian armed groups for the first time ever.

This resolution suffers too many instances of inaccuracy. It too often gives an account of the Goldstone report that is incomplete and therefore ends up being misleading. I don't believe this moves us closer to peace and for these reasons I cannot support the resolution.

Mr. ACKERMAN. Madam Speaker, I strongly support the resolution and want to express my deep appreciation to the Chairman, Mr. BERMAN, and to the Ranking Minority Member, Ms. ROS-LEHTINEN, for their efforts to bring this resolution before the House.

In April 2009, the U.N. Human Rights Council set up a Commission to condemn Israel. To the surprise of no one, it did exactly that. But for the grave subject matter, the Goldstone report, built heavily on testimony provided under the auspices of Hamas, would be laughable. In the self-righteous fantasyland inhabited by Judge Goldstone and his colleagues, there's no such thing as terrorism; there's no such

thing as Hamas (and if it does exist, it's certainly nothing to fear); there's no such thing as legitimate self-defense; and war is like a sporting event, rather than the most ghastly, destructive, chaotic phenomenon we human beings are capable of creating.

Had the report been submitted by a group of eager law students or the human rights club on a college campus, I would suggest that their efforts had been unfortunately wasted on the production of a pompous, tendentious, one-sided political diatribe. Notwithstanding all their alleged "facts" there's very little truth, and for all the so-called "context" they supply, there's very little wisdom.

As this diatribe actually carries the imprimatur of a part of the United Nations, there have been—as I feared when the report was first issued—a number of very unfortunate developments all based on the report is being mistaken for a credible piece of work, which it is not. In addition to the wasteful consideration of this thoroughly biased and fatally flawed document in several bodies of the United Nations, the report has also set off yet another round of offensive and sterile Israel-bashing that has brought peace no closer, that has produced no international consensus, and, along the way, that has further sullied and cheapened the reputation of the United Nations and the cause of human rights.

Certainly, the United States must do all that it can to ensure that no more time is spent on this distraction from the real work of making peace. The Obama Administration has rightfully denounced the Goldstone Report, which, if it was taken seriously, would make it legally impossible for this country, or any other country, to defend themselves from terrorists who hide behind civilians. Israeli Prime Minister Netanyahu has been forcefully arguing that international community can't possibly expect Israel to exchange "land for peace" if, when the peace breaks down, Israel is effectively prohibited from defending itself.

First of all, I think Prime Minister Netanyahu is completely right. And second, there's not even the smallest shred of a possibility that the Israeli public would agree to any peace agreement under the absurd operational restrictions that the Goldstone Report proposes to require of Israel's (and every other country's) armed forces.

The resolution makes clear the strong view of the House that the Obama Administration must do everything it can to quash the Goldstone report, both to protect our own right of self-defense, and to make clear to the world that they can have Goldstone, or they can have Middle East peace, but they can't have Goldstone and Middle East peace.

Mr. AL GREEN of Texas. Madam Speaker, I rise in support of H. Res. 867, a bipartisan resolution which calls upon the President and the Secretary of State to oppose the endorsement and further consideration of the "Report of the United Nations Fact Finding Mission on the Gaza Conflict" in multilateral fora.

The report, commissioned by the United Nations Human Rights Council, called for an investigation into war crimes and possible crimes against humanity by Israel during 22 days of fighting in Gaza and southern Israel in December 2008 and January 2009.

As a result, the fact-finding mission released an unbalanced 575-page report which unfairly focuses on Israel's conduct despite efforts by the report's chief author, Justice Richard

Goldstone, to broaden the mandate to include violations committed by Hamas and other militant groups.

In spite of its inaccuracies, the United Nations Human Rights Council endorsed the report and its recommendations and referred it to the United Nations Security Council, United Nations General Assembly and the International Criminal Court for further action.

A report that is not inclusive of all the facts and circumstances surrounding the conflict is an inconclusive report. It is unacceptable to consider a report which fails to provide a complete and accurate account of the Gaza conflict. To do otherwise undermines the inquiry process and denies the truth.

I urge my colleagues to support House Resolution 867.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. BERMAN) that the House suspend the rules and agree to the resolution, H. Res. 867, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Ms. ROS-LEHTINEN. Madam Speaker, on that I demand the yeas and nays. The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

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REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 3639, EXPEDITED CARD REFORM FOR CONSUMERS ACT OF 2009

Mr. MCGOVERN, from the Committee on Rules, submitted a privileged report (Rept. No. 111-326) on the resolution (H. Res. 884) providing for consideration of the bill (H.R. 3639) to amend the Credit Card Accountability Responsibility and Disclosure Act of 2009 to establish an earlier effective date for various consumer protections, and for other purposes, which was referred to the House Calendar and ordered to be printed.

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REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 2868, CHEMICAL FACILITY ANTI-TERRORISM ACT OF 2009

Mr. MCGOVERN, from the Committee on Rules, submitted a privileged report (Rept. No. 111-327) on the resolution (H. Res. 885) providing for consideration of the bill (H.R. 2868) to amend the Homeland Security Act of 2002 to extend, modify, and recodify the authority of the Secretary of Homeland Security to enhance security and protect against acts of terrorism against chemical facilities, and for other purposes, which was referred to the House Calendar and ordered to be printed.

□ 1715

**ANNOUNCEMENT BY THE SPEAKER  
PRO TEMPORE**

The SPEAKER pro tempore (Ms. LEE of California). Pursuant to clause 8 of rule XX, proceedings will resume on motions to suspend the rules previously postponed.

Votes will be taken in the following order:

H. Res. 867, by the yeas and nays;

H.R. 3157, by the yeas and nays;

H. Res. 736, de novo.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes will be conducted as 5-minute votes.

**OPPOSING ANY ENDORSEMENT OR  
FURTHER CONSIDERATION OF  
REPORT OF THE UNITED NA-  
TIONS FACT FINDING MISSION  
ON THE GAZA CONFLICT**

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution, H. Res. 867, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. BERMAN) that the House suspend the rules and agree to the resolution, H. Res. 867, as amended.

The vote was taken by electronic device, and there were—yeas 344, nays 36, answered “present” 22, not voting 30, as follows:

[Roll No. 838]

YEAS—344

Aderholt	Buchanan	DeLauro
Adler (NJ)	Burgess	Dent
Akin	Burton (IN)	Diaz-Balart, L.
Alexander	Butterfield	Diaz-Balart, M.
Altmire	Buyer	Dicks
Andrews	Calvert	Donnelly (IN)
Arcuri	Camp	Doyle
Austria	Campbell	Dreier
Baca	Cantor	Driehaus
Bachus	Cao	Edwards (TX)
Barrow	Capito	Ehlers
Bartlett	Cardoza	Ellsworth
Barton (TX)	Carmahan	Emerson
Bean	Carney	Engel
Berkley	Carter	Etheridge
Berman	Cassidy	Fallin
Berry	Castle	Fattah
Biggert	Castor (FL)	Flake
Bilbray	Chaffetz	Fleming
Bilirakis	Chandler	Forbes
Bishop (GA)	Childers	Fortenberry
Bishop (NY)	Chu	Foster
Bishop (UT)	Cleaver	Fox
Blackburn	Clyburn	Frank (MA)
Blunt	Coble	Franks (AZ)
Bocchieri	Coffman (CO)	Frelinghuysen
Boehner	Cohen	Fudge
Bonner	Cole	Gallegly
Bono Mack	Conaway	Garrett (NJ)
Boozman	Connolly (VA)	Gerlach
Boren	Costa	Giffords
Boswell	Costello	Gingrey (GA)
Boyd	Courtney	Gohmert
Brady (TX)	Crenshaw	Gonzalez
Braley (IA)	Crowley	Goodlatte
Bright	Cuellar	Granger
Brown (GA)	Culberson	Graves
Brown (SC)	Cummings	Grayson
Brown, Corrine	Davis (CA)	Green, Al
Brown-Waite,	Davis (IL)	Green, Gene
Ginny	DeGette	Griffith

Guthrie	Marshall	Royce	Luján	Speier	Welch
Hall (TX)	Massa	Ruppersberger	Obey	Tierney	Wu
Halvorson	Matheson	Rush			
Hare	Matsui	Ryan (OH)			
Harman	McCarthy (CA)	Ryan (WI)			
Harper	McCarthy (NY)	Salazar	Abercrombie	Gordon (TN)	Price (GA)
Hastings (FL)	McCauley	Sanchez, Loretta	Ackerman	Gutierrez	Sánchez, Linda
Hastings (WA)	McClintock	Sarbanes	Bachmann	Hall (NY)	T.
Heller	McCotter	Scalise	Barrett (SC)	Holt	Sires
Hensarling	McHenry	Schakowsky	Boucher	Meeks (NY)	Souder
Herger	McIntyre	Schauer	Brady (PA)	Murphy, Patrick	Stupak
Herseht Sandlin	McKeon	Schiff	Capuano	Nunes	Towns
Higgins	McMahon	Schmitt	Conyers	Pallone	Velázquez
Hill	McMorris	Schock	Davis (AL)	Pascrell	Wamp
Himes	Rodgers	Schrader	Davis (TN)	Payne	
Hinojosa	McNerney	Schwartz	Deal (GA)	Pingree (ME)	
Hodes	Meek (FL)	Scott (GA)			
Hoekstra	Melancon	Scott (VA)			
Holden	Mica	Sensenbrenner			
Hoyer	Michaud	Serrano			
Hunter	Miller (FL)	Sessions			
Inglis	Miller (MI)	Sestak			
Inslee	Miller (NC)	Shadegg			
Israel	Miller, Gary	Shea-Porter			
Issa	Minnick	Sherman			
Jackson (IL)	Mitchell	Shimkus			
Jackson-Lee	Mollohan	Shuler			
(TX)	Moore (KS)	Shuster			
Jenkins	Moore (WI)	Simpson			
Johnson (IL)	Moran (KS)	Skelton			
Johnson, Sam	Murphy (CT)	Slaughter			
Jordan (OH)	Murphy (NY)	Smith (NE)			
Kagen	Murphy, Tim	Smith (NJ)			
Kanjorski	Murtha	Smith (TX)			
Kennedy	Myrick	Smith (WA)			
Kildee	Nadler (NY)	Space			
Kilroy	Napolitano	Spratt			
Kind	Neal (MA)	Stearns			
King (IA)	Neugebauer	Sullivan			
King (NY)	Nye	Sutton			
Kingston	Oberstar	Tanner			
Kirk	Olson	Taylor			
Kirkpatrick (AZ)	Ortiz	Teague			
Kissell	Paulsen	Terry			
Klein (FL)	Pence	Thompson (CA)			
Kline (MN)	Perlmutter	Thompson (MS)			
Kosmas	Perriello	Thompson (PA)			
Kratovil	Peters	Thornberry			
Lamborn	Peterson	Tiahrt			
Lance	Petri	Tiberi			
Langevin	Pitts	Titus			
Larsen (WA)	Platts	Tonko			
Larson (CT)	Poe (TX)	Tsongas			
Latham	Polis (CO)	Turner			
LaTourette	Pomeroy	Upton			
Latta	Posey	Van Hollen			
Lee (NY)	Putnam	Visclosky			
Levin	Quigley	Walden			
Lewis (CA)	Radanovich	Walz			
Lewis (GA)	Rangel	Wasserman			
Linder	Rehberg	Schultz			
Lipinski	Reichert	Watson			
LoBiondo	Reyes	Waxman			
Lowe	Richardson	Weiner			
Lucas	Rodriguez	Westmoreland			
Luetkemeyer	Roe (TN)	Wexler			
Lummis	Rogers (AL)	Whitfield			
Lungren, Daniel	Rogers (KY)	Wilson (OH)			
E.	Rogers (MI)	Wilson (SC)			
Mack	Rohrabacher	Wittman			
Maffei	Rooney	Wolf			
Maloney	Ros-Lehtinen	Yarmuth			
Manzullo	Roskam	Young (AK)			
Marchant	Ross	Young (FL)			
Markey (CO)	Rothman (NJ)				
Markey (MA)	Roybal-Allard				

NAYS—36

Baird	Ellison	Miller, George
Baldwin	Filner	Moran (VA)
Blumenauer	Grijalva	Olver
Boustany	Hinches	Pastor (AZ)
Capps	Johnson, E. B.	Paul
Carson (IN)	Kilpatrick (MI)	Price (NC)
Carson (IN)	Kucinich	Rahall
Clarke	Lee (CA)	Snyder
Clay	Lynch	Stark
Davis (KY)	Dingell	Waters
Dingell	McCollum	Watt
Doggett	McDermott	Woolsey
Edwards (MD)	McGovern	

ANSWERED “PRESENT”—22

Becerra	Eshoo	Jones
Cooper	Farr	Kaptur
DeHickemper	Heinrich	Loebsack
DeFazio	Hirono	Lofgren, Zoe
Delahunt	Honda	
Duncan	Johnson (GA)	

NOT VOTING—30

Abercrombie	Gordon (TN)	Price (GA)
Ackerman	Gutierrez	Sánchez, Linda
Bachmann	Hall (NY)	T.
Barrett (SC)	Holt	Sires
Boucher	Meeks (NY)	Souder
Brady (PA)	Murphy, Patrick	Stupak
Capuano	Nunes	Towns
Conyers	Pallone	Velázquez
Davis (AL)	Pascrell	Wamp
Davis (TN)	Payne	
Deal (GA)	Pingree (ME)	

□ 1741

Messrs. COOPER and HONDA changed their vote from “yea” to “present.”

Mrs. DAHLKEMPER and Mr. LOEBSACK changed their vote from “nay” to “present.”

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.

Stated for:

Mrs. BACHMANN. Madam Speaker, on November 3, 2009, I was unexpectedly detained and could not vote on H. Res. 867, calling on the President and the Secretary of State to oppose unequivocally any endorsement or further consideration of the “Report of the United Nations Fact Finding Mission on the Gaza Conflict” in multilateral fora. Had I been present, as a cosponsor of this resolution, I would have voted “yea.”

**MOMENT OF SILENCE IN REMEM-  
BRANCE OF MEMBERS OF  
ARMED FORCES AND THEIR  
FAMILIES**

The SPEAKER. The Chair would ask all present to rise for the purpose of a moment of silence.

The Chair asks that the House now observe a moment of silence in remembrance of our brave men and women in uniform who have given their lives in the service of our Nation in Iraq and in Afghanistan and their families, and all who serve in our Armed Forces and their families.

**ANNOUNCEMENT BY THE SPEAKER  
PRO TEMPORE**

The SPEAKER pro tempore (Ms. LEE of California). Without objection, 5-minute voting will continue.

There was no objection.

**MAX J. BEILKE DEPARTMENT OF  
VETERANS AFFAIRS OUT-  
PATIENT CENTER**

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill, H.R. 3157, 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 Minnesota (Mr. WALZ) that the House suspend the rules and pass the bill, H.R. 3157.