

**Calendar No. 850**110TH CONGRESS  
2D SESSION**S. 2979**

To exempt the African National Congress from treatment as a terrorist organization, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MAY 6, 2008

Mr. KERRY (for himself, Mr. WHITEHOUSE, Mr. SCHUMER, Mr. BIDEN, Mr. LEVIN, Mr. SANDERS, Mr. CORKER, Mr. FEINGOLD, Mr. CARDIN, Mr. GREGG, and Ms. LANDRIEU) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

JUNE 26, 2008

Reported by Mr. LEAHY, without amendment

**A BILL**

To exempt the African National Congress from treatment as a terrorist organization, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. EXEMPTION OF AFRICAN NATIONAL CONGRESS**  
2 **FROM TREATMENT AS TERRORIST ORGANI-**  
3 **ZATION FOR CERTAIN ACTS OR EVENTS.**

4 Section 691(b) of the Department of State, Foreign  
5 Operations, and Related Programs Appropriations Act,  
6 2008 (division J of Public Law 110–161; 121 Stat. 2365)  
7 is amended by inserting “African National Congress  
8 (ANC),” after “the Karenni National Progressive Party,”.

9 **SEC. 2. RELIEF FOR CERTAIN MEMBERS OF THE AFRICAN**  
10 **NATIONAL CONGRESS REGARDING ADMISSI-**  
11 **BILITY.**

12 (a) EXEMPTION AUTHORITY.—The Secretary of  
13 State, after consultation with the Attorney General and  
14 the Secretary of Homeland Security, or the Secretary of  
15 Homeland Security, after consultation with the Secretary  
16 of State and the Attorney General, may waive, in such  
17 Secretary’s sole unreviewable discretion, the applicability  
18 of paragraphs (2)(A), (2)(B), and (3)(B) of section 212(a)  
19 of the Immigration and Nationality Act (8 U.S.C.  
20 1182(a)) with respect to aliens that participated in activi-  
21 ties undertaken in opposition to apartheid rule in South  
22 Africa.

23 (b) SENSE OF CONGRESS.—It is the sense of Con-  
24 gress that the Secretary of State and the Secretary of  
25 Homeland Security should immediately exercise, as appro-  
26 priate, the authority under subsection (a) to exempt the

1 anti-apartheid activities of aliens who are current or  
2 former officials of the Government of the Republic of  
3 South Africa.

4 **SEC. 3. REMOVAL OF CERTAIN AFFECTED INDIVIDUALS**  
5 **FROM CERTAIN UNITED STATES GOVERN-**  
6 **MENT DATABASES.**

7 The Secretary of State, in coordination with the At-  
8 torney General, the Secretary of Homeland Security, the  
9 Director of the Federal Bureau of Investigation, and the  
10 Director of National Intelligence, shall take all necessary  
11 steps to ensure that databases used to determine admissi-  
12 bility to the United States are updated so that they are  
13 consistent with the waivers authorized under section 2.

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