

# ***In the House of Representatives, U. S.,***

*July 17, 2012.*

*Resolved*, That the bill from the Senate (S. 1959) entitled “An Act to require a report on the designation of the Haqqani Network as a foreign terrorist organization and for other purposes.”, do pass with the following

## **AMENDMENT:**

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE.***

2       *This Act may be cited as the “Haqqani Network Ter-*  
3 *rorist Designation Act of 2012”.*

4 ***SEC. 2. REPORT ON DESIGNATION OF THE HAQQANI NET-***  
5 ***WORK AS A FOREIGN TERRORIST ORGANIZA-***  
6 ***TION.***

7       *(a) FINDINGS.—Congress makes the following findings:*

8           *(1) A report of the Congressional Research Serv-*  
9 *ice on relations between the United States and Paki-*  
10 *stan states that “[t]he terrorist network led by*  
11 *Jalaluddin Haqqani and his son Sirajuddin, based in*  
12 *the FATA, is commonly identified as the most dan-*  
13 *gerous of Afghan insurgent groups battling U.S.-led*  
14 *forces in eastern Afghanistan”.*

1           (2) *The report further states that, in mid-2011,*  
2           *the Haqqanis undertook several high-visibility attacks*  
3           *in Afghanistan. First, a late June assault on the*  
4           *Intercontinental Hotel in Kabul by 8 Haqqani gun-*  
5           *men and suicide bombers left 18 people dead. Then,*  
6           *on September 10, a truck bomb attack on a United*  
7           *States military base by Haqqani fighters in the*  
8           *Wardak province injured 77 United States troops and*  
9           *killed 5 Afghans. A September 13 attack on the*  
10          *United States Embassy compound in Kabul involved*  
11          *an assault that sparked a 20-hour-long gun battle and*  
12          *left 16 Afghans dead, 5 police officers and at least 6*  
13          *children among them.*

14          (3) *The report further states that “U.S. and Af-*  
15          *ghan officials concluded the Embassy attackers were*  
16          *members of the Haqqani network”.*

17          (4) *In September 22, 2011, testimony before the*  
18          *Committee on Armed Services of the Senate, Chair-*  
19          *man of the Joint Chiefs of Staff Admiral Mullen stat-*  
20          *ed that “[t]he Haqqani network, for one, acts as a*  
21          *veritable arm of Pakistan’s Inter-Services Intelligence*  
22          *agency. With ISI support, Haqqani operatives plan*  
23          *and conducted that [September 13] truck bomb attack,*  
24          *as well as the assault on our embassy. We also have*  
25          *credible evidence they were behind the June 28th at-*

1       *tack on the Intercontinental Hotel in Kabul and a*  
2       *host of other smaller but effective operations”.*

3           (5) *In October 27, 2011, testimony before the*  
4       *Committee on Foreign Affairs of the House of Rep-*  
5       *resentatives, Secretary of State Hillary Clinton stated*  
6       *that “we are taking action to target the Haqqani*  
7       *leadership on both sides of the border. We’re increas-*  
8       *ing international efforts to squeeze them operationally*  
9       *and financially. We are already working with the*  
10       *Pakistanis to target those who are behind a lot of the*  
11       *attacks against Afghans and Americans. And I made*  
12       *it very clear to the Pakistanis that the attack on our*  
13       *embassy was an outrage and the attack on our for-*  
14       *ward operating base that injured 77 of our soldiers*  
15       *was a similar outrage.”.*

16           (6) *At the same hearing, Secretary of State Clin-*  
17       *ton further stated that “I think everyone agrees that*  
18       *the Haqqani Network has safe havens inside Paki-*  
19       *stan; that those safe havens give them a place to plan*  
20       *and direct operations that kill Afghans and Ameri-*  
21       *cans.”.*

22           (7) *On November 1, 2011, the United States*  
23       *Government added Haji Mali Kahn to a list of spe-*  
24       *cially designated global terrorists under Executive*  
25       *Order 13224. The Department of State described*

1        *Khan as “a Haqqani Network commander” who has*  
2        *“overseen hundreds of fighters, and has instructed his*  
3        *subordinates to conduct terrorist acts.” The designa-*  
4        *tion continued, “Mali Khan has provided support*  
5        *and logistics to the Haqqani Network, and has been*  
6        *involved in the planning and execution of attacks in*  
7        *Afghanistan against civilians, coalition forces, and*  
8        *Afghan police”. According to Jason Blazakis, the chief*  
9        *of the Terrorist Designations Unit of the Department*  
10       *of State, Khan also has links to al-Qaeda.*

11            *(8) Five other top Haqqani Network leaders have*  
12        *been placed on the list of specially designated global*  
13        *terrorists under Executive Order 13224 since 2008,*  
14        *and three of them have been so placed in the last year.*  
15        *Sirajuddin Haqqani, the overall leader of the*  
16        *Haqqani Network as well as the leader of the*  
17        *Taliban’s Mira shah Regional Military Shura, was*  
18        *designated by the Secretary of State as a terrorist in*  
19        *March 2008, and in March 2009, the Secretary of*  
20        *State put out a bounty of \$5,000,000 for information*  
21        *leading to his capture. The other four individuals so*  
22        *designated are Nasiruddin Haqqani, Khalil al*  
23        *Rahman Haqqani, Badruddin Haqqani, and Mullah*  
24        *Sangeen Zadran.*

1       (b) *SENSE OF CONGRESS.—It is the sense of Congress*  
 2   *that—*

3           (1) *the Haqqani Network meets the criteria for*  
 4   *designation as a foreign terrorist organization as set*  
 5   *forth in section 219 of the Immigration and Nation-*  
 6   *ality Act (8 U.S.C. 1189); and*

7           (2) *the Secretary of State should so designate the*  
 8   *Haqqani Network as a foreign terrorist organization*  
 9   *under such section 219.*

10       (c) *REPORT.—*

11           (1) *REPORT REQUIRED.—Not later than 30 days*  
 12   *after the date of the enactment of this Act, the Sec-*  
 13   *retary of State shall submit to the appropriate com-*  
 14   *mittees of Congress—*

15           (A) *a detailed report on whether the*  
 16   *Haqqani Network meets the criteria for designa-*  
 17   *tion as a foreign terrorist organization as set*  
 18   *forth in section 219 of the Immigration and Na-*  
 19   *tionality Act (8 U.S.C. 1189); and*

20           (B) *if the Secretary determines that the*  
 21   *Haqqani Network does not meet the criteria set*  
 22   *forth under such section 219, a detailed justifica-*  
 23   *tion as to which criteria have not been met.*

1           (2) *FORM.*—*The report required by paragraph*  
 2           (1) *shall be submitted in unclassified form, but may*  
 3           *include a classified annex.*

4           (3) *APPROPRIATE COMMITTEES OF CONGRESS*  
 5           *DEFINED.*—*In this subsection, the term “appropriate*  
 6           *committees of Congress” means—*

7                     (A) *the Committee on Armed Services, the*  
 8                     *Committee on Foreign Relations, the Committee*  
 9                     *on the Judiciary, and the Select Committee on*  
 10                    *Intelligence of the Senate; and*

11                   (B) *the Committee on Armed Services, the*  
 12                    *Committee on Foreign Affairs, the Committee on*  
 13                    *the Judiciary, and the Permanent Select Com-*  
 14                    *mittee on Intelligence of the House of Represent-*  
 15                    *atives.*

16           (d) *CONSTRUCTION.*—*Nothing in this Act may be con-*  
 17           *strued to infringe upon the sovereignty of Pakistan to com-*  
 18           *bat militant or terrorist groups operating inside the bound-*  
 19           *aries of Pakistan.*

Attest:

*Clerk.*



112<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 1959**

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**AMENDMENT**