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(Original Signature of Member)

112TH CONGRESS
2D SESSION

H. R. 6036

To require a report by the Secretary of State on whether the Haqqani Network meets the criteria for designation as a foreign terrorist organization, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. ROGERS of Michigan (for himself, Ms. ROS-LEHTINEN, and Mr. McKEON) introduced the following bill; which was referred to the Committee on _____

A BILL

To require a report by the Secretary of State on whether the Haqqani Network meets the criteria for designation as a foreign 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Haqqani Network Ter-
5 rorist Designation Act of 2012”.

1 **SEC. 2. FINDINGS; SENSE OF CONGRESS; STATEMENT OF**
2 **CONGRESS.**

3 (a) FINDINGS.—Congress finds the following:

4 (1) A report of the Congressional Research
5 Service on relations between the United States and
6 Pakistan states that “[t]he terrorist network led by
7 Jalaluddin Haqqani and his son Sirajuddin, based in
8 the FATA, is commonly identified as the most dan-
9 gerous of Afghan insurgent groups battling U.S.-led
10 forces in eastern Afghanistan.”

11 (2) The report further states that, in mid-2011,
12 the Haqqanis undertook several high-visibility at-
13 tacks in Afghanistan.

14 (3) A late June 2011 assault on the Interconti-
15 nental Hotel in Kabul by eight Haqqani gunmen and
16 suicide bombers left 18 people dead.

17 (4) On September 10, 2011, a truck bomb at-
18 tack on a United States military base by Haqqani
19 fighters in the Wardak province injured 77 United
20 States troops and killed five Afghans.

21 (5) The September 13, 2011, attack on the
22 United States Embassy compound in Kabul involved
23 an assault that sparked a 20-hour-long gun battle
24 and left 16 Afghans dead, five police officers and at
25 least six children among them.

1 (6) The report further states that “U.S. and
2 Afghan officials concluded the Embassy attackers
3 were members of the Haqqani network.”.

4 (7) General John Allen, Commander, United
5 States Forces Afghanistan, has stated that the
6 Haqqanis are responsible for the deaths of hundreds
7 of United States and coalition service members, and
8 is responsible for planning and conducting high-pro-
9 file attacks against United States interests, includ-
10 ing the deadly assault on the Capital, Kabul in April
11 2012.

12 (8) In September 22, 2011, testimony before
13 the Committee on Armed Services of the Senate,
14 Chairman of the Joint Chiefs of Staff Admiral
15 Mullen stated that “[t]he Haqqani network, for one,
16 acts as a veritable arm of Pakistan’s Inter-Services
17 Intelligence agency. With ISI support, Haqqani
18 operatives plan and conducted that [September 13]
19 truck bomb attack, as well as the assault on our em-
20 bassy. We also have credible evidence they were be-
21 hind the June 28th attack on the Intercontinental
22 Hotel in Kabul and a host of other smaller but effec-
23 tive operations.”.

24 (9) In October 27, 2011, testimony before the
25 Committee on Foreign Affairs of the House of Rep-

1 representatives, Secretary of State Hillary Clinton stat-
2 ed that “I think everyone agrees that the Haqqani
3 Network has safe havens inside Pakistan; that those
4 safe havens give them a place to plan and direct op-
5 erations that kill Afghans and Americans.”.

6 (10) On November 1, 2011, the United States
7 Government added Haji Mali Kahn to a list of spe-
8 cially designated global terrorists under Executive
9 Order 13224.

10 (11) The Department of State described Haji
11 Mali Khan as “a Haqqani Network commander”
12 who has “overseen hundreds of fighters, and has in-
13 structed his subordinates to conduct terrorist acts.”.

14 (12) The designation continued, “Mali Khan
15 has provided support and logistics to the Haqqani
16 Network, and has been involved in the planning and
17 execution of attacks in Afghanistan against civilians,
18 coalition forces, and Afghan police.”.

19 (13) According to Jason Blazakis, the chief of
20 the Terrorist Designations Unit of the Department
21 of State, Haji Mali Khan also has links to al-Qaeda.

22 (14) Five other top Haqqani Network leaders
23 have been placed on the list of specially designated
24 global terrorists under Executive Order 13224 since

1 2008, and three of them have been so placed in the
2 last year.

3 (15) Sirajuddin Haqqani, the overall leader of
4 the Haqqani Network as well as the leader of the
5 Taliban's Mira shah Regional Military Shura, was
6 designated by the Secretary of State as a terrorist
7 in March 2008, and in March 2009, the Secretary
8 of State put out a bounty of \$5,000,000 for infor-
9 mation leading to his capture.

10 (16) The other four individuals so designated
11 are Nasiruddin Haqqani, Khalil al Rahman
12 Haqqani, Badruddin Haqqani, and Mullah Sangeen
13 Zadran.

14 (b) SENSE OF CONGRESS.—It is the sense of Con-
15 gress that the Secretary of State should designate the
16 Haqqani Network as a foreign terrorist organization in ac-
17 cordance with section 219 of the Immigration and Nation-
18 ality Act (8 U.S.C. 1189)

19 (c) STATEMENT OF CONGRESS.—Congress encour-
20 ages continued and thorough cooperation between the Sec-
21 retary of State and the intelligence community regarding
22 the Haqqani Network.

23 **SEC. 3. REPORT ON HAQQANI NETWORK.**

24 (a) IN GENERAL.—Not later than 30 days after the
25 date of the enactment of this section, the Secretary of

1 State shall submit to the appropriate congressional com-
2 mittees—

3 (1) a detailed report on whether the Haqqani
4 Network meets the criteria for designation as a for-
5 eign terrorist organization as specified in section
6 219 of the Immigration and Nationality Act (8
7 U.S.C. 1189); and

8 (2) if the Secretary determines that the
9 Haqqani Network does not meet such criteria, a de-
10 tailed justification as to which of such criteria have
11 not been met.

12 (b) FORM.—The report required under subsection (a)
13 shall be submitted in unclassified form, but may include
14 a classified annex.

15 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
16 FINED.—In this section, the term “appropriate congres-
17 sional committees” means—

18 (1) the Committee on Armed Services, the
19 Committee on Foreign Relations, and the Select
20 Committee on Intelligence of the Senate; and

21 (2) the Committee on Armed Services, the
22 Committee on Foreign Affairs, and the Permanent
23 Select Committee on Intelligence of the House of
24 Representatives.

1 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
2 tion may be construed to infringe upon the sovereignty
3 of Pakistan to combat militant or terrorist groups oper-
4 ating inside the international boundaries of Pakistan.