

Union Calendar No. 387

110TH CONGRESS
2^D SESSION

H. R. 5690

[Report No. 110-620, Part I]

To exempt the African National Congress from treatment as a terrorist organization for certain acts or events, provide relief for certain members of the African National Congress regarding admissibility, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 3, 2008

Mr. BERMAN (for himself, Mr. THOMPSON of Mississippi, Mr. PAYNE, and Ms. LEE) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

MAY 5, 2008

Additional sponsors: Mr. CONYERS, Mr. WELCH of Vermont, and Ms. JACKSON-LEE of Texas

MAY 5, 2008

Reported from the Committee on the Judiciary with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]

MAY 5, 2008

The Committee on Foreign Affairs discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To exempt the African National Congress from treatment as a terrorist organization for certain acts or events, provide relief for certain members of the African National Congress regarding admissibility, 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. EXEMPTION OF AFRICAN NATIONAL CONGRESS**

4 **FROM TREATMENT AS TERRORIST ORGANIZA-**
5 **TION FOR CERTAIN ACTS OR EVENTS.**

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

11 **SEC. 2. RELIEF FOR CERTAIN MEMBERS OF THE AFRICAN**

12 **NATIONAL CONGRESS REGARDING ADMISSI-**
13 **BILITY.**

14 *(a) EXEMPTION AUTHORITY.—The Secretary of State,*
15 *after consultation with the Attorney General and the Sec-*
16 *retary of Homeland Security, or the Secretary of Homeland*
17 *Security, after consultation with the Secretary of State and*

1 *the Attorney General, may determine in such Secretary's*
2 *sole unreviewable discretion that paragraphs (2)(A), (2)(B),*
3 *and (3)(B) of section 212(a) of the Immigration and Na-*
4 *tionality Act (8 U.S.C. 1182(a)) shall not apply to an alien*
5 *with respect to activities undertaken in opposition to apart-*
6 *heid rule in South Africa.*

7 **(b) SENSE OF CONGRESS.**—*It is the sense of the Con-*
8 *gress that the Secretary of State and the Secretary of Home-*
9 *land Security should immediately exercise in appropriate*
10 *instances the authority in subsection (a) to exempt the anti-*
11 *apartheid activities of aliens who are current or former offi-*
12 *cials of the Government of the Republic of South Africa.*

13 **SEC. 3. REMOVAL OF CERTAIN AFFECTED INDIVIDUALS**
14 **FROM CERTAIN UNITED STATES GOVERN-**
15 **MENT DATABASES.**

16 *The Secretary of State, in coordination with the Attor-*
17 *ney General, the Secretary of Homeland Security, the Di-*
18 *rector of the Federal Bureau of Investigation, and the Di-*
19 *rector of National Intelligence, shall take all necessary steps*
20 *to ensure that databases used to determine admissibility to*
21 *the United States are updated so that they are consistent*
22 *with the exemptions provided under section 2.*

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