

111TH CONGRESS
2D SESSION

S. 3560

To instruct the Secretary of State to designate the Pakistani Taliban as a foreign terrorist organization.

IN THE SENATE OF THE UNITED STATES

JUNE 30, 2010

Mr. SCHUMER (for himself, Mr. MENENDEZ, Mr. LAUTENBERG, and Mrs. GILLIBRAND) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To instruct the Secretary of State to designate the Pakistani Taliban as a foreign terrorist organization.

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 “Combating the Paki-
5 stani Taliban Act of 2010”.

6 **SEC. 2. DESIGNATION OF PAKISTANI TALIBAN AS FOREIGN** 7 **TERRORIST ORGANIZATION.**

8 (a) FINDINGS.—Congress makes the following find-
9 ings:

1 (1) The Pakistani Taliban is a murderous orga-
2 nization that has taken credit for terrorist acts com-
3 mitted on United States soil. Since 2001, the Paki-
4 stani Taliban has committed atrocities aimed at non-
5 governmental organization workers, government offi-
6 cials, law enforcement officials, and other innocent
7 civilians.

8 (2) The Government of Pakistan implicated the
9 Pakistani Taliban network in the December 2007
10 assassination of Benazir Bhutto, and, in January
11 2008, the Central Intelligence Agency also confirmed
12 its belief in the involvement of the Pakistani Taliban
13 in the assassination.

14 (3) In a video recorded in April 2010, a rep-
15 resentative of the Pakistani Taliban indicated that
16 the organization would make cities in the United
17 States a “main target”.

18 (4) The Pakistani Taliban has made efforts to
19 combine forces with al Qaeda and other terrorist
20 groups, threatening to extend their reach and mur-
21 derous acts. Despite unified efforts to degrade their
22 capabilities, the Pakistani Taliban have managed to
23 expand their deadly influence through alliances with
24 a number of other militant groups, terrorist organi-

1 zations, and independent terrorist cells under their
2 control.

3 (5) On May 4, 2010, Faisal Shahzad was
4 charged in the failed Times Square bombing on May
5 1, 2010, and was indicted on 10 terrorism and
6 weapons charges including attempted use of a weap-
7 on of mass destruction. According to the indictment,
8 the Pakistani Taliban provided Shahzad with train-
9 ing and money for his planned attack.

10 (6) The Pakistani Taliban is eligible for des-
11 ignation as a foreign terrorist organization pursuant
12 to section 219(a) of the Immigration and Nationality
13 Act (8 U.S.C. 1189(a)) given its engagement in ter-
14 rorist activities and the threat it poses to the na-
15 tional security of the United States.

16 (7) Designation of the Pakistani Taliban as a
17 foreign terrorist organization would have several
18 consequences, which would be in the national secu-
19 rity interest of the United States. The consequences
20 are as follows:

21 (A) It would be unlawful for a person in
22 the United States or subject to the jurisdiction
23 of the United States to knowingly provide mate-
24 rial support or resources to the Pakistani
25 Taliban, including any property, tangible or in-

1 tangible, or service, including currency or mone-
2 tary instruments or financial securities, finan-
3 cial services, lodging, training, expert advice or
4 assistance, safehouses, false documentation or
5 identification, communications equipment, fa-
6 cilities, weapons, lethal substances, explosives,
7 or personnel.

8 (B) Representatives and members of the
9 Pakistani Taliban who are aliens would be inad-
10 missible to and, in certain circumstances, re-
11 movable from the United States.

12 (C) Any United States financial institution
13 that becomes aware that it has possession of or
14 control over funds in which the Pakistani
15 Taliban or its agent has an interest would be
16 required to retain possession of or control over
17 the funds and report the funds to the Office of
18 Foreign Assets Control of the Department of
19 the Treasury.

20 (8) Designation of the Pakistani Taliban as a
21 foreign terrorist organization would—

22 (A) support efforts of the United States
23 Government to curb terrorism financing and en-
24 courage other nations to do the same;

1 (B) stigmatize and isolate the Pakistani
2 Taliban internationally;

3 (C) deter donations or contributions to and
4 economic transactions with the Pakistani
5 Taliban; and

6 (D) heighten public awareness and knowl-
7 edge of the Pakistani Taliban.

8 (b) DESIGNATION.—

9 (1) IN GENERAL.—Not later than 30 days after
10 the date of the enactment of this Act, the Secretary
11 of State shall designate the Pakistani Taliban as a
12 foreign terrorist organization under section 219(a)
13 of the Immigration and Nationality Act (8 U.S.C.
14 1189(a)).

15 (2) ADMINISTRATIVE RECORD NOT RE-
16 QUIRED.—The requirements of paragraph (3) of sec-
17 tion 219(a) of the Immigration and Nationality Act
18 (8 U.S.C. 1189(a)(3)) shall not apply to the des-
19 ignation under this subsection.

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