

105TH CONGRESS
2D SESSION

H. R. 3644

To amend the Consolidated Omnibus Budget Reconciliation Act of 1985 to provide for the use of customs user fees for additional preclearance activities of the Customs Services, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 1998

Mr. CRANE (for himself and Mr. RAMSTAD) introduced the following bill;
which was referred to the Committee on Ways and Means

A BILL

To amend the Consolidated Omnibus Budget Reconciliation Act of 1985 to provide for the use of customs user fees for additional preclearance activities of the Customs Services, 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. ADDITIONAL PRECLEARANCE ACTIVITIES.**

4 Section 13031(f)(3)(A) of the Consolidated Omnibus
5 Budget Reconciliation Act of 1985 (19 U.S.C.
6 58c(f)(3)(A)) is amended—

7 (1) in clause (ii) by striking “and” at the end;

8 (2) by redesignating clause (iii) as clause (v);

1 (3) by inserting after clause (ii) the following:

2 “(iii) to the extent funds remain avail-
3 able after making reimbursements under
4 clause (ii), in providing salaries for up to
5 50 full-time equivalent inspectional posi-
6 tions to provide preclearance services at
7 the 11 locations in other countries where
8 preclearance services are provided as of
9 April 1, 1998;

10 “(iv) to the extent funds remain avail-
11 able after making reimbursements under
12 clause (iii), in providing equipment that
13 enhance customs services at the 11 loca-
14 tions in other countries where preclearance
15 services are provided as of April 1, 1998,
16 up to a maximum of \$100,000 in each fis-
17 cal year; and”;

18 (4) in clause (v), as so redesignated, by striking
19 “clause (ii)” and inserting “clauses (ii), (iii), and
20 (iv)”.

21 **SEC. 2. ADVISORY COMMITTEE.**

22 Section 13031 of the Consolidated Omnibus Budget
23 Reconciliation Act of 1985 (19 U.S.C. 58c) is amended
24 by adding at the end the following:

1 “(k) ADVISORY COMMITTEE.—The Commissioner of
2 Customs shall establish an advisory committee whose
3 membership shall consist of representatives from the air-
4 line, cruise ship, and other transportation industries who
5 may be subject to fees under subsection (a). The advisory
6 committee shall not be subject to termination under sec-
7 tion 14 of the Federal Advisory Committee Act. The advi-
8 sory committee shall meet on a periodic basis and shall
9 advise the Commissioner on issues related to the perform-
10 ance of the inspectional services of the United States Cus-
11 toms Service. Such advice shall include, but not be limited
12 to, such issues as the time periods during which such serv-
13 ices should be performed, the proper number and deploy-
14 ment of inspection officers, the level of fees, and the ap-
15 propriateness of any proposed fee. The Commissioner shall
16 give consideration to the views of the advisory committee
17 in the exercise of his or her duties.”.

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