

108TH CONGRESS  
2D SESSION

# H. R. 5211

To suspend temporarily new shipper bonding privileges.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 5, 2004

Mr. PICKERING (for himself, Mr. BERRY, Mr. MCCREERY, Mrs. EMERSON, and Mr. MORAN of Kansas) introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To suspend temporarily new shipper bonding privileges.

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 “New Shipper Review  
5       Amendment Act of 2004”.

6       **SEC. 2. TEMPORARY SUSPENSION OF NEW SHIPPER BOND-**  
7       **ING PRIVILEGES.**

8       Clause (iii) of section 751(a)(2)(B) of the Tariff Act  
9       of 1930 (19 U.S.C. 1675(a)(2)(B)(iii)) shall not be effec-  
10      tive during the 3-year period beginning on the date of the  
11      enactment of this Act.

1 **SEC. 3. REPORT TO CONGRESS.**

2 Not later than 2 years after the date of the enact-  
3 ment of this Act, the Commissioner of Customs, the Sec-  
4 retary of Commerce, and the United States Trade Rep-  
5 resentative shall submit to the Committee on Ways and  
6 Means of the House of Representatives and the Committee  
7 on Finance of the Senate a report containing—

8 (1) recommendations on whether the suspension  
9 of the effectiveness of section 751(a)(2)(B)(iii) of  
10 the Tariff Act of 1930 should be extended beyond  
11 the date provided in section 2 of this Act; and

12 (2) assessments of the effectiveness of any ad-  
13 ministrative measures that have been implemented  
14 to address the difficulties giving rise to section 2 of  
15 this Act, including—

16 (A) problems in assuring the collection of  
17 antidumping duties on imports from new ship-  
18 pers;

19 (B) administrative burdens imposed on the  
20 Department of Commerce by new shipper re-  
21 views; and

22 (C) the use of the bonding privilege by im-  
23 porters from new shippers to circumvent the ef-  
24 fect of antidumping duty orders.