

108TH CONGRESS
2D SESSION

S. 2991

To suspend temporarily new shipper bonding privileges.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 17, 2004

Mr. COCHRAN (for himself and Mr. BYRD) introduced the following bill; which was read twice, considered, read the third time, and passed

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 Secretary of Commerce, in consulta-
4 tion with the Secretary of the Treasury, the United States
5 Trade Representative, and the Commissioner of the Bu-
6 reau of Customs and Border Protection, shall submit to
7 the Committee on Finance of the Senate and the Com-
8 mittee on Ways and Means of the House of Representa-
9 tives a report containing—

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

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

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

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

1 (C) the use of the bonding privilege by im-
2 porters from new shippers to circumvent the ef-
3 fect of antidumping duty orders.

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