

Boustany Amendment to H.R. 1907

Explanation:

U.S. Customs and Border Protection is in the process of making a rule change that would apply any payment received under any customs bond for antidumping or countervailing duties owed on certain entries subject to distribution under the Continued Dumping and Subsidy Offset Act (CDSOA) first to principal and then to interest.

My amendment would ensure that post-liquidation interest received from payments collected under a customs bond is available, where eligible, for distribution to domestic producers in accordance with CDSOA. This amendment prohibits Customs from transferring to the General Treasury any payment received under a bond so that it is available to be distributed to domestic producers, where applicable.

AMENDMENT TO H.R. 1907

OFFERED BY MR. BOUSTANY OF LOUISIANA

At the end of the bill (page 189, after line 4), add the following:

1 **SEC. __. CERTAIN INTEREST TO BE INCLUDED IN DISTRIBUTIONS UNDER CONTINUED DUMPING AND**
2
3 **SUBSIDY OFFSET ACT OF 2000.**

4 (a) IN GENERAL.—Notwithstanding any other provision of law, the Commissioner shall include in all distributions of collected antidumping and countervailing duties described in subsection (b) all interest earned on such duties, including—

9 (1) interest accrued under section 778 of the
10 Tariff Act of 1930 (19 U.S.C. 1677g),

11 (2) interest accrued under section 505(d) of the
12 Tariff Act of 1930 (19 U.S.C. 1505(d)), and

13 (3) common-law equitable interest, and all interest under section 963 of the Revised Statutes of the United States (19 U.S.C. 580), awarded by a court against a surety's late payment of antidumping or countervailing duties and interest described in paragraph (1) or (2), under its bond,