

108TH CONGRESS
1ST SESSION

S. 1772

To amend title 11 of the United States Code to establish a priority for the payment of claims for duties paid to the United States by licensed customs brokers on behalf of the debtor.

IN THE SENATE OF THE UNITED STATES

OCTOBER 21, 2003

Mr. GRAHAM of South Carolina (for himself and Mr. DURBIN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title 11 of the United States Code to establish a priority for the payment of claims for duties paid to the United States by licensed customs brokers on behalf of the debtor.

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 “Customs Business
5 Fairness Act of 2003”.

6 **SEC. 2. AMENDMENT.**

7 Section 507(a) of title 11, United States Code, is
8 amended by adding at the end the following:

1 “(10) Tenth, allowed unsecured claims of cus-
2 toms brokers (as defined in section 641 of the Tariff
3 Act of 1930; 19 U.S.C. 1641) for duties, taxes, or
4 other charges paid to the Customs Service of the
5 United States on behalf of the debtor arising out of
6 the importation of merchandise entered for con-
7 sumption within one year before the date of the fil-
8 ing of the petition.”.

9 **SEC. 3. EFFECTIVE DATE; APPLICATION OF AMENDMENT.**

10 (a) EFFECTIVE DATE.—Except as provided in sub-
11 section (b), this Act and the amendment made by this Act
12 shall take effect on the date of the enactment of this Act.

13 (b) APPLICATION OF AMENDMENT.—The amendment
14 made by this Act shall apply only with respect to cases
15 commenced under title 11, United States Code, on or after
16 the date of the enactment of this Act.

○