

109TH CONGRESS
1ST SESSION

H. R. 1928

To allow the entry of certain United States-origin defense articles into bonded warehouses and foreign-trade zones.

IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2005

Mr. LATOURETTE introduced the following bill; which was referred to the Committee on International Relations

A BILL

To allow the entry of certain United States-origin defense articles into bonded warehouses and foreign-trade zones.

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. REQUIREMENT TO ALLOW ENTRY OF CERTAIN**
4 **UNITED STATES-ORIGIN DEFENSE ARTICLES**
5 **INTO BONDED WAREHOUSES AND FOREIGN-**
6 **TRADE ZONES.**

7 (a) REQUIREMENT.—Notwithstanding any other pro-
8 vision of law, no department, agency, or instrumentality
9 of the United States may deny a request from an applicant
10 described in subsection (b) for entry of United States-ori-

1 gin defense articles into a bonded warehouse or foreign-
2 trade zone if the defense articles—

3 (1) are being imported by the applicant from a
4 country or area that is not a country or area speci-
5 fied in section 447.52(a) of title 27, Code of Federal
6 Regulations;

7 (2) are subject to the approval of the Depart-
8 ment of State for retransfer and a request for such
9 retransfer has been submitted by the applicant to
10 the Department of State; and

11 (3) are being imported by the applicant for—

12 (A) subsequent official end use by the
13 United States or any department or agency
14 thereof or a State or any department, agency,
15 or political subdivision thereof; or

16 (B) subsequent export as approved by the
17 Department of State.

18 (b) APPLICANT DESCRIBED.—An applicant referred
19 to in subsection (a) is a person who is—

20 (1) engaged in the business, in the United
21 States, of importing articles enumerated on the
22 United States Munitions Import List and is reg-
23 istered as such under subpart D of part 447 of title
24 27, Code of Federal Regulations; or

1 (2) engaged in the business, in the United
2 States, of importing firearms, destructive devices, or
3 both, and is licensed as such under subpart D of
4 part 478 of title 27, Code of Federal Regulations.

5 (c) DEFINITIONS.—In this section:

6 (1) BONDED WAREHOUSE.—The term “bonded
7 warehouse” means a building, part of a building, or
8 other inclosure that is designated by the Secretary
9 of the Treasury pursuant to section 555 of the Tar-
10 iff Act of 1930 (19 U.S.C. 1555) as a bonded ware-
11 house for the storage of imported merchandise en-
12 tered for warehousing or for other purposes as speci-
13 fied in section 555 of such Act.

14 (2) FOREIGN-TRADE ZONE.—The term “for-
15 eign-trade zone” means a foreign-trade zone as pro-
16 vided in the Act of June 18, 1934 (commonly re-
17 ferred to as the “Foreign Trade Zones Act”; 19
18 U.S.C. 81a et seq.).

19 (3) UNITED STATES-ORIGIN DEFENSE ARTI-
20 CLES.—The term “United States-origin defense arti-
21 cles” means items that—

22 (A) are listed under Category I, II, or III
23 of the United States Munitions Import List
24 under section 447.21 of title 27, Code of Fed-
25 eral Regulations;

1 (B) contain United States manufactured
2 parts or components, foreign manufactured
3 parts or components that were manufactured
4 with United States technical data or assistance,
5 or both; and

6 (C) were furnished to the United States
7 military or to a foreign government under a for-
8 eign assistance or foreign military sales pro-
9 gram of the United States.

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