

109TH CONGRESS
1ST SESSION

H. R. 3176

To amend the Caribbean Basin Economic Recovery Act to provide preferential treatment for certain apparel articles that are both cut (or knit to shape) and sewn or otherwise assembled in one or more beneficiary countries under that Act from fabrics or yarn not widely available in commercial quantities.

IN THE HOUSE OF REPRESENTATIVES

JUNE 30, 2005

Mr. MENENDEZ introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To amend the Caribbean Basin Economic Recovery Act to provide preferential treatment for certain apparel articles that are both cut (or knit to shape) and sewn or otherwise assembled in one or more beneficiary countries under that Act from fabrics or yarn not widely available in commercial quantities.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PREFERENTIAL TREATMENT FOR CERTAIN AP-**
2 **PAREL ARTICLES UNDER THE CARIBBEAN**
3 **BASIN ECONOMIC RECOVERY ACT.**

4 (a) AMENDMENT.—Section 213(b)(2)(A)(v) of the
5 Caribbean Basin Economic Recovery Act is amended by
6 adding at the end the following new subclause:

7 “(III) Apparel articles that are both
8 cut (or knit to shape) and sewn or other-
9 wise assembled in one or more CBTPA
10 beneficiary countries from single knit 24
11 gauge jersey fabric with a jacquard attach-
12 ment in chief weight of polyester staple,
13 mixed with cotton and not more than 5
14 percent elastomeric weighing from 6.0 to
15 6.2 square meters per kilogram with a
16 yarn size of 54.14 metric (32/1 English),
17 with an elastomeric core, dyed and prop-
18 erly classified under subheading
19 6006.32.00 of the Harmonized Tariff
20 Schedule of the United States.”.

21 (b) EFFECTIVE DATE.—

22 (1) IN GENERAL.—This amendment made by
23 subsection (a) applies to goods entered, or with-
24 drawn from warehouse for consumption, on or after
25 January 3, 2005.

1 (2) RETROACTIVE APPLICATION.—Notwith-
2 standing section 514 of the Tariff Act of 1930 (19
3 U.S.C. 1514) or any other provision of law, upon
4 proper request filed with the Bureau of Customs and
5 Border Protection of the Department of Homeland
6 Security before the 90th day after the date of the
7 enactment of this Act, any entry, or withdrawal
8 from warehouse for consumption, of any good—

9 (A) that was made on or after January 3,
10 2005, and before the date of the enactment of
11 this Act, and

12 (B) with respect to which there would have
13 been no duty or a lower rate of duty if the
14 amendment made by subsection (a) applied to
15 such entry or withdrawal,
16 shall be liquidated or reliquidated as if such amend-
17 ment applied to such entry or withdrawal.

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