

109TH CONGRESS
1ST SESSION

S. 1123

To suspend temporarily the duty on certain microphones used in automotive interiors.

IN THE SENATE OF THE UNITED STATES

MAY 25, 2005

Mr. LEVIN (for himself and Mr. DEWINE) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To suspend temporarily the duty on certain microphones used in automotive interiors.

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. CERTAIN MICROPHONES FOR USE IN AUTO-**
4 **MOTIVE INTERIORS.**

5 (a) IN GENERAL.—Subchapter II of chapter 99 of
6 the Harmonized Tariff Schedule of the United States is
7 amended by inserting in numerical sequence the following
8 new heading:

“	9902.85.18	Microphones for use in automotive interiors having a typical frequency response of 250 Hz through 7 kHz (\pm at 1kHz), ESD immunity of 4kV (contact) and 8kV (air), which are capable of operation and storage in the temperature range of -40–+90°C and humidity of 0–95% (provided for in subheading 8518.10.80.30)	Free	No change	No change	On or before 12/31/2007	”.
---	------------	--	------	-----------	-----------	-------------------------	----

1 (b) EFFECTIVE DATE.—

2 (1) IN GENERAL.—The amendment made by
3 subsection (a) shall apply to goods entered, or with-
4 drawn from warehouse for consumption, on or after
5 the 15th day after the date of enactment of this Act.

6 (2) RETROACTIVE APPLICATION.—Notwith-
7 standing section 514 of the Tariff Act of 1930 or
8 any other provision of law, and subject to paragraph
9 (4), the entry, or withdrawal from warehouse for
10 consumption, of a good described in heading
11 9902.85.18 of the Harmonized Tariff Schedule of
12 the United States (as added by subsection (a)) that
13 was made—

14 (A) on or after January 1, 2005; and

15 (B) before the 15th day after the date of
16 enactment of this Act, and

17 to which duty-free treatment would have applied if
18 the amendment made by this section had been in ef-
19 fect on the date of such entry, shall be liquidated or
20 reliquidated as if such duty-free treatment applied,
21 and the Secretary of the Treasury shall refund any
22 duty paid with respect to such entry.

1 (3) ENTRY.—In this subsection, the term
2 “entry” includes a withdrawal from warehouse for
3 consumption.

4 (4) REQUESTS.—Liquidation or reliquidation
5 may be made under paragraph (2) with respect to
6 an entry only if proper request therefor is filed with
7 the Bureau of Customs and Border Protection, with-
8 in 180 days after the date of the enactment of this
9 Act, that contains sufficient information to enable
10 the Bureau of Customs and Border Protection—

11 (A) to locate the entry; or

12 (B) to reconstruct the entry if it cannot be
13 located.

○