

110TH CONGRESS
1ST SESSION

S. 1106

To extend the additional duty on ethanol, to require an investigation into certain ethanol imports, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 12, 2007

Mr. THUNE introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To extend the additional duty on ethanol, to require an investigation into certain ethanol imports, and for other purposes.

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 “Ethanol Tariff Exten-
5 sion and Caribbean Basin Initiative Investigation Act”.

6 **SEC. 2. EXTENSION OF ADDITIONAL DUTY ON ETHANOL.**

7 (a) IN GENERAL.—Subheading 9901.00.50 of the
8 Harmonized Tariff Schedule of the United States is
9 amended by striking “1/1/2009” in the effective period
10 column and inserting “1/1/2011”.

1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of the enactment of this Act.

5 **SEC. 3. STUDY AND INVESTIGATION OF ETHANOL FROM**
6 **CERTAIN CARIBBEAN BASIN COUNTRIES.**

7 (a) IN GENERAL.—Not later than 180 days after the
8 date of the enactment of this Act, the Secretary of the
9 Treasury shall conduct a study into the source and quan-
10 tity of ethanol, classifiable under subheading 9901.00.50
11 of the Harmonized Tariff Schedule of the United States,
12 that is imported into the United States from any country
13 that is designated as a beneficiary country under the Car-
14ibbean Basin Economic Recovery Act (19 U.S.C. 2701 et
15 seq.).

16 (b) CONTENTS OF STUDY.—The study required by
17 subsection (a) shall include the following:

18 (1) An identification of all countries that are
19 not beneficiary countries designated under the Car-
20ibbean Basin Economic Recovery Act that produce
21 ethanol that is imported duty-free into the United
22 States through a country that is a beneficiary coun-
23 try under such Act.

24 (2) A determination of the quantity of ethanol
25 on a country-by-country basis that is imported duty-

1 free into the United States through a country that
2 is a beneficiary country under such Act.

3 (3) Projections of the potential production ca-
4 pacity of all of the countries designated as bene-
5 ficiary countries under such Act to dehydrate and
6 export ethanol that originates in countries that are
7 not beneficiary countries designated under such Act.
8 The projections shall be made without regard to any
9 import quotas relating to such beneficiary countries.

10 (4) A determination of the impact on the do-
11 mestic and international marketplace of duty-free
12 treatment for ethanol imported from countries des-
13 ignated as beneficiary countries under such Act with
14 and without the current import quotas.

15 (5) A determination of the economic impact on
16 countries designated as beneficiary countries under
17 such Act if ethanol were not provided duty-free
18 treatment and whether a stable political and eco-
19 nomic climate would exist in the Caribbean region if
20 duty-free treatment were not provided for ethanol.

21 (c) REPORT.—Not later than 30 days after the Sec-
22 retary concludes the study described in subsection (b), the
23 Secretary shall report to Congress on the results of that
24 study, including the Secretary's conclusions regarding—

1 (1) the quantity of ethanol being passed
2 through countries that are designated as beneficiary
3 countries under the Caribbean Economic Recovery
4 Act;

5 (2) where that ethanol originates;

6 (3) what the potential production capacity is for
7 countries in the Caribbean region to act as a conduit
8 for foreign ethanol if the current quota system is
9 eliminated;

10 (4) what the economic impact on the domestic
11 ethanol industry would be if the quota were elimi-
12 nated; and

13 (5) whether the current duty-free treatment
14 contributes to the political and economic stability of
15 the Caribbean Basin region.

○