

112TH CONGRESS
2D SESSION

S. 2897

To provide for the reliquidation of certain entries of orange juice from Brazil, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 8, 2012

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

A BILL

To provide for the reliquidation of certain entries of orange juice from Brazil, 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. RELIQUIDATION OF CERTAIN ORANGE JUICE**

4 **ENTRIES.**

5 (a) IN GENERAL.—Notwithstanding section 514 of
6 the Tariff Act of 1930 (19 U.S.C. 1514) or any other pro-
7 vision of law, U.S. Customs and Border Protection shall,
8 not later than 90 days after the date of the enactment
9 of this Act, liquidate or reliquidate the entries listed in
10 subsection (c) in accordance with the final results of the

1 administrative reviews undertaken by the International
 2 Trade Administration of the Department of Commerce
 3 with respect to the antidumping duty order on certain or-
 4 ange juice from Brazil (Case Number A-351-840) and
 5 covering the periods from August 24, 2005, through Feb-
 6 ruary 28, 2007, and from March 1, 2007, through Feb-
 7 ruary 29, 2008.

8 (b) PAYMENT OF AMOUNTS OWED.—Any amounts
 9 owed by the United States pursuant to the liquidation or
 10 reliquidation of an entry under subsection (a) shall be paid
 11 by U.S. Customs and Border Protection not later than 90
 12 days after such liquidation or reliquidation with interest.

13 (c) AFFECTED ENTRIES.—The entries referred to in
 14 subsection (a) are the following:

Entry Number	Date of Entry
032-0354213-3	12/14/2006
032-0358707-0	04/05/2007
032-0362302-4	07/09/2007

15 **SEC. 2. PROHIBITION ON COLLECTION OF CERTAIN PAY-**
 16 **MENTS MADE UNDER THE CONTINUED DUMP-**
 17 **ING AND SUBSIDY OFFSET ACT OF 2000.**

18 (a) IN GENERAL.—Notwithstanding any other provi-
 19 sion of law and except as provided in subsection (c), nei-
 20 ther the Secretary of Homeland Security nor any other
 21 person may require repayment of, or attempt in any other

1 way to recoup, any payments described in subsection (b)
2 in an attempt to offset any amount to be refunded pursu-
3 ant to section 1.

4 (b) PAYMENTS DESCRIBED.—Payments described in
5 this subsection are payments of antidumping duties made
6 pursuant to the Continued Dumping and Subsidy Offset
7 Act of 2000 (section 754 of the Tariff Act of 1930 (19
8 U.S.C. 1675c), repealed by subtitle F of title VII of the
9 Deficit Reduction Act of 2005 (Public Law 109–171; 120
10 Stat. 154)) that were assessed and paid on imports of
11 goods covered by section 1 when the entries for those
12 goods were originally liquidated.

13 (c) LIMITATION.—Nothing in this section shall be
14 construed to prevent the Secretary of Homeland Security,
15 or any other person, from requiring repayment of, or at-
16 tempting to otherwise recoup, any payments described in
17 subsection (b) as a result of a finding of false statements
18 or other misconduct by a recipient of such a payment.

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