

114TH CONGRESS
1ST SESSION

S. 1009

To extend the African Growth and Opportunity Act, the Generalized System of Preferences, the preferential duty treatment program for Haiti, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 20, 2015

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

A BILL

To extend the African Growth and Opportunity Act, the Generalized System of Preferences, the preferential duty treatment program for Haiti, 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 **TITLE I—EXTENSION OF AFRI-**
4 **CAN GROWTH AND OPPOR-**
5 **TUNITY ACT**

6 **SEC. 101. SHORT TITLE.**

7 This title may be cited as the “AGOA Extension and
8 Enhancement Act of 2015”.

1 **SEC. 102. FINDINGS.**

2 Congress finds the following:

3 (1) Since its enactment, the African Growth
4 and Opportunity Act has been the centerpiece of
5 trade relations between the United States and sub-
6 Saharan Africa and has enhanced trade, investment,
7 job creation, and democratic institutions throughout
8 Africa.

9 (2) Trade and investment, as facilitated by the
10 African Growth and Opportunity Act, promote eco-
11 nomic growth, development, poverty reduction, de-
12 mocracy, the rule of law, and stability in sub-Saha-
13 ran Africa.

14 (3) Trade between the United States and sub-
15 Saharan Africa has more than tripled since the en-
16 actment of the African Growth and Opportunity Act
17 in 2000, and United States direct investment in sub-
18 Saharan Africa has grown almost six-fold.

19 (4) It is in the interest of the United States to
20 engage and compete in emerging markets in sub-Sa-
21 haran African countries, to boost trade and invest-
22 ment between the United States and sub-Saharan
23 African countries, and to renew and strengthen the
24 African Growth and Opportunity Act.

25 (5) The long-term economic security of the
26 United States is enhanced by strong economic and

1 political ties with the fastest-growing economies in
2 the world, many of which are in sub-Saharan Africa.

3 (6) It is a goal of the United States to further
4 integrate sub-Saharan African countries into the
5 global economy, stimulate economic development in
6 Africa, and diversify sources of growth in sub-Saha-
7 ran Africa.

8 (7) To that end, implementation of the Agree-
9 ment on Trade Facilitation of the World Trade Or-
10 ganization would strengthen regional integration ef-
11 forts in sub-Saharan Africa and contribute to eco-
12 nomic growth in the region.

13 (8) The elimination of barriers to trade and in-
14 vestment in sub-Saharan Africa, including high tar-
15 iffs, forced localization requirements, restrictions on
16 investment, and customs barriers, will create oppor-
17 tunities for workers, businesses, farmers, and ranch-
18 ers in the United States and sub-Saharan African
19 countries.

20 (9) The elimination of such barriers will im-
21 prove utilization of the African Growth and Oppor-
22 tunity Act and strengthen regional and global inte-
23 gration, accelerate economic growth in sub-Saharan
24 Africa, and enhance the trade relationship between
25 the United States and sub-Saharan Africa.

1 **SEC. 103. EXTENSION OF AFRICAN GROWTH AND OPPOR-**
 2 **TUNITY ACT.**

3 (a) IN GENERAL.—Section 506B of the Trade Act
 4 of 1974 (19 U.S.C. 2466b) is amended by striking “Sep-
 5 tember 30, 2015” and inserting “September 30, 2025”.

6 (b) AFRICAN GROWTH AND OPPORTUNITY ACT.—

7 (1) IN GENERAL.—Section 112(g) of the Afri-
 8 can Growth and Opportunity Act (19 U.S.C.
 9 3721(g)) is amended by striking “September 30,
 10 2015” and inserting “September 30, 2025”.

11 (2) EXTENSION OF REGIONAL APPAREL ARTI-
 12 CLE PROGRAM.—Section 112(b)(3)(A) of the African
 13 Growth and Opportunity Act (19 U.S.C.
 14 3721(b)(3)(A)) is amended—

15 (A) in clause (i), by striking “11 suc-
 16 ceeding” and inserting “21 succeeding”; and

17 (B) in clause (ii)(II), by striking “Sep-
 18 tember 30, 2015” and inserting “September 30,
 19 2025”.

20 (3) EXTENSION OF THIRD-COUNTRY FABRIC
 21 PROGRAM.—Section 112(c)(1) of the African Growth
 22 and Opportunity Act (19 U.S.C. 3721(c)(1)) is
 23 amended—

24 (A) in the paragraph heading, by striking
 25 “SEPTEMBER 30, 2015” and inserting “SEP-
 26 TEMBER 30, 2025”;

1 (B) in subparagraph (A), by striking “Sep-
 2 tember 30, 2015” and inserting “September 30,
 3 2025”; and

4 (C) in subparagraph (B)(ii), by striking
 5 “September 30, 2015” and inserting “Sep-
 6 tember 30, 2025”.

7 **SEC. 104. MODIFICATIONS OF RULES OF ORIGIN FOR DUTY-**
 8 **FREE TREATMENT FOR ARTICLES OF BENE-**
 9 **FICIARY SUB-SAHARAN AFRICAN COUNTRIES**
 10 **UNDER GENERALIZED SYSTEM OF PREF-**
 11 **ERENCES.**

12 (a) IN GENERAL.—Section 506A(b)(2) of the Trade
 13 Act of 1974 (19 U.S.C. 2466a(b)(2)) is amended—

14 (1) in subparagraph (A), by striking “and” at
 15 the end;

16 (2) in subparagraph (B), by striking the period
 17 at the end and inserting “; and”; and

18 (3) by adding at the end the following:

19 “(C) the direct costs of processing oper-
 20 ations performed in one or more such bene-
 21 ficiary sub-Saharan African countries or former
 22 beneficiary sub-Saharan African countries shall
 23 be applied in determining such percentage.”.

24 (b) APPLICABILITY TO ARTICLES RECEIVING DUTY-
 25 FREE TREATMENT UNDER TITLE V OF TRADE ACT OF

1 1974.—Section 506A(b) of the Trade Act of 1974 (19
 2 U.S.C. 2466a(b)) is amended by adding at the end the
 3 following:

4 “(3) RULES OF ORIGIN UNDER THIS TITLE.—

5 The exceptions set forth in subparagraphs (A), (B),
 6 and (C) of paragraph (2) shall also apply to any ar-
 7 ticle described in section 503(a)(1) that is the
 8 growth, product, or manufacture of a beneficiary
 9 sub-Saharan African country for purposes of any de-
 10 termination to provide duty-free treatment with re-
 11 spect to such article.”.

12 (c) MODIFICATIONS TO THE HARMONIZED TARIFF
 13 SCHEDULE.—The President may proclaim such modifica-
 14 tions as may be necessary to the Harmonized Tariff
 15 Schedule of the United States (HTS) to add the special
 16 tariff treatment symbol “D” in the “Special” subcolumn
 17 of the HTS for each article classified under a heading or
 18 subheading with the special tariff treatment symbol “A”
 19 or “A*” in the “Special” subcolumn of the HTS.

20 (d) EFFECTIVE DATE.—The amendments made by
 21 subsections (a) and (b) take effect on the date of the en-
 22 actment of this Act and apply with respect to any article
 23 described in section 503(b)(1)(B) through (G) of the
 24 Trade Act of 1974 that is the growth, product, or manu-
 25 facture of a beneficiary sub-Saharan African country and

1 that is imported into the customs territory of the United
 2 States on or after the date that is 30 days after such date
 3 of enactment.

4 **SEC. 105. MONITORING AND REVIEW OF ELIGIBILITY**
 5 **UNDER GENERALIZED SYSTEM OF PREF-**
 6 **ERENCES.**

7 (a) CONTINUING COMPLIANCE.—Section 506A(a)(3)
 8 of the Trade Act of 1974 (19 U.S.C. 2466a(a)(3)) is
 9 amended—

10 (1) by striking “If the President” and inserting
 11 the following:

12 “(A) IN GENERAL.—If the President”; and

13 (2) by adding at the end the following:

14 “(B) NOTIFICATION.—The President may
 15 not terminate the designation of a country as a
 16 beneficiary sub-Saharan African country under
 17 subparagraph (A) unless, at least 60 days be-
 18 fore the termination of such designation, the
 19 President notifies Congress and notifies the
 20 country of the President’s intention to termi-
 21 nate such designation, together with the consid-
 22 erations entering into the decision to terminate
 23 such designation.”.

1 (b) WITHDRAWAL, SUSPENSION, OR LIMITATION OF
2 PREFERENTIAL TARIFF TREATMENT.—Section 506A of
3 the Trade Act of 1974 (19 U.S.C. 2466a) is amended—

4 (1) by redesignating subsection (c) as sub-
5 section (d); and

6 (2) by inserting after subsection (b) the fol-
7 lowing:

8 “(c) WITHDRAWAL, SUSPENSION, OR LIMITATION OF
9 PREFERENTIAL TARIFF TREATMENT.—

10 “(1) IN GENERAL.—The President may with-
11 draw, suspend, or limit the application of duty-free
12 treatment provided for any article described in sub-
13 section (b)(1) of this section or section 112 of the
14 African Growth and Opportunity Act with respect to
15 a beneficiary sub-Saharan African country if the
16 President determines that withdrawing, suspending,
17 or limiting such duty-free treatment would be more
18 effective in promoting compliance by the country
19 with the requirements described in subsection (a)(1)
20 than terminating the designation of the country as
21 a beneficiary sub-Saharan African country for pur-
22 poses of this section.

23 “(2) NOTIFICATION.—The President may not
24 withdraw, suspend, or limit the application of duty-
25 free treatment under paragraph (1) unless, at least

1 60 days before such withdrawal, suspension, or limi-
2 tation, the President notifies Congress and notifies
3 the country of the President’s intention to withdraw,
4 suspend, or limit such duty-free treatment, together
5 with the considerations entering into the decision to
6 terminate such designation.”.

7 (c) REVIEW AND PUBLIC COMMENTS ON ELIGIBILITY
8 REQUIREMENTS.—Section 506A of the Trade Act of 1974
9 (19 U.S.C. 2466a), as so amended, is further amended—

10 (1) by redesignating subsection (d) as sub-
11 section (e); and

12 (2) by inserting after subsection (c) the fol-
13 lowing:

14 “(d) REVIEW AND PUBLIC COMMENTS ON ELIGI-
15 BILITY REQUIREMENTS.—

16 “(1) IN GENERAL.—In carrying out subsection
17 (a)(2), the President shall publish annually in the
18 Federal Register a notice of review and request for
19 public comments on whether beneficiary sub-Saha-
20 ran African countries are meeting the eligibility re-
21 quirements set forth in section 104 of the African
22 Growth and Opportunity Act and the eligibility cri-
23 teria set forth in section 502 of this Act.

24 “(2) PUBLIC HEARING.—The United States
25 Trade Representative shall, not later than 30 days

1 after the date on which the President publishes the
2 notice of review and request for public comments
3 under paragraph (1)—

4 “(A) hold a public hearing on such review
5 and request for public comments; and

6 “(B) publish in the Federal Register, be-
7 fore such hearing is held, notice of—

8 “(i) the time and place of such hear-
9 ing; and

10 “(ii) the time and place at which such
11 public comments will be accepted.

12 “(3) PETITION PROCESS.—

13 “(A) IN GENERAL.—Not later than 60
14 days after the date of the enactment of this
15 subsection, the President shall establish a proc-
16 ess to allow any interested person, at any time,
17 to file a petition with the Office of the United
18 States Trade Representative with respect to the
19 compliance of any country listed in section 107
20 of the African Growth and Opportunity Act
21 with the eligibility requirements set forth in sec-
22 tion 104 of such Act and the eligibility criteria
23 set forth in section 502 of this Act.

24 “(B) USE OF PETITIONS.—The President
25 shall take into account all petitions filed pursu-

1 ant to subparagraph (A) in making determina-
2 tions of compliance under subsections (a)(3)(A)
3 and (c) and in preparing any reports required
4 by this title as such reports apply with respect
5 to beneficiary sub-Saharan African countries.

6 “(4) OUT-OF-CYCLE REVIEWS.—

7 “(A) IN GENERAL.—The President may, at
8 any time, initiate an out-of-cycle review of
9 whether a beneficiary sub-Saharan African
10 country is making continual progress in meet-
11 ing the requirements described in paragraph
12 (1). The President shall give due consideration
13 to petitions received under paragraph (3) in de-
14 termining whether to initiate an out-of-cycle re-
15 view under this subparagraph.

16 “(B) CONGRESSIONAL NOTIFICATION.—
17 Before initiating an out-of-cycle review under
18 subparagraph (A), the President shall notify
19 and consult with Congress.

20 “(C) CONSEQUENCES OF REVIEW.—If,
21 pursuant to an out-of-cycle review conducted
22 under subparagraph (A), the President deter-
23 mines that a beneficiary sub-Saharan African
24 country does not meet the requirements set
25 forth in section 104(a) of the African Growth

1 and Opportunity Act (19 U.S.C. 3703(a)), the
2 President shall, subject to the requirements of
3 subsections (a)(3)(B) and (c)(2), terminate the
4 designation of the country as a beneficiary sub-
5 Saharan African country or withdraw, suspend,
6 or limit the application of duty-free treatment
7 with respect to articles from the country.

8 “(D) REPORTS.—After each out-of-cycle
9 review conducted under subparagraph (A) with
10 respect to a country, the President shall submit
11 to the Committee on Finance of the Senate and
12 the Committee on Ways and Means of the
13 House of Representatives a report on the review
14 and any determination of the President to ter-
15minate the designation of the country as a ben-
16eficiary sub-Saharan African country or with-
17draw, suspend, or limit the application of duty-
18free treatment with respect to articles from the
19country under subparagraph (C).

20 “(E) SENSE OF CONGRESS.—Recognizing
21 that concerns have been raised about the com-
22pliance with section 104(a) of the African
23Growth and Opportunity Act (19 U.S.C.
243703(a)) of some beneficiary sub-Saharan Afri-
25can countries, the President should initiate an

1 out-of-cycle review under subparagraph (A)
 2 with respect to South Africa, the most devel-
 3 oped of the beneficiary sub-Saharan African
 4 countries, and other beneficiary countries as ap-
 5 propriate, not later than 30 days after the date
 6 of the enactment of this subsection.”.

7 **SEC. 106. BIENNIAL AGOA UTILIZATION STRATEGIES.**

8 (a) IN GENERAL.—It is the sense of Congress that—

9 (1) beneficiary sub-Saharan African countries
 10 should develop utilization strategies on a biennial
 11 basis in order to more effectively and strategically
 12 utilize benefits available under the African Growth
 13 and Opportunity Act (in this section referred to as
 14 “AGOA utilization strategies”);

15 (2) United States trade capacity building agen-
 16 cies should work with, and provide appropriate re-
 17 sources to, such sub-Saharan African countries to
 18 assist in developing and implementing biennial
 19 AGOA utilization strategies; and

20 (3) as appropriate, and to encourage greater re-
 21 gional integration, the United States Trade Rep-
 22 resentative should consider requesting the Regional
 23 Economic Communities to prepare biennial AGOA
 24 utilization strategies.

1 (b) CONTENTS.—It is further the sense of Congress
2 that biennial AGOA utilization strategies should identify
3 strategic needs and priorities to bolster utilization of bene-
4 fits available under the African Growth and Opportunity
5 Act. To that end, biennial AGOA utilization strategies
6 should—

7 (1) review potential exports under the African
8 Growth and Opportunity Act and identify opportuni-
9 ties and obstacles to increased trade and investment
10 and enhanced poverty reduction efforts;

11 (2) identify obstacles to regional integration
12 that inhibit utilization of benefits under the African
13 Growth and Opportunity Act;

14 (3) set out a plan to take advantage of opportu-
15 nities and address obstacles identified in paragraphs
16 (1) and (2), improve awareness of the African
17 Growth and Opportunity Act as a program that en-
18 hances exports to the United States, and utilize
19 United States Agency for International Development
20 regional trade hubs;

21 (4) set out a strategy to promote small business
22 and entrepreneurship; and

23 (5) eliminate obstacles to regional trade and
24 promote greater utilization of benefits under the Af-
25 rican Growth and Opportunity Act and establish a

1 plan to promote full regional implementation of the
 2 Agreement on Trade Facilitation of the World Trade
 3 Organization.

4 (c) PUBLICATION.—It is further the sense of Con-
 5 gress that—

6 (1) each beneficiary sub-Saharan African coun-
 7 try should publish on an appropriate Internet
 8 website of such country public versions of its AGOA
 9 utilization strategy; and

10 (2) the United States Trade Representative
 11 should publish on the Internet website of the Office
 12 of the United States Trade Representative public
 13 versions of all AGOA utilization strategies described
 14 in paragraph (1).

15 **SEC. 107. DEEPENING AND EXPANDING TRADE AND IN-**
 16 **VESTMENT TIES BETWEEN SUB-SAHARAN AF-**
 17 **RICA AND THE UNITED STATES.**

18 It is the policy of the United States to continue to—

19 (1) seek to deepen and expand trade and invest-
 20 ment ties between sub-Saharan Africa and the
 21 United States, including through the negotiation of
 22 accession by sub-Saharan African countries to the
 23 World Trade Organization and the negotiation of
 24 trade and investment framework agreements, bilat-
 25 eral investment treaties, and free trade agreements,

1 as such agreements have the potential to catalyze
2 greater trade and investment, facilitate additional
3 investment in sub-Saharan Africa, further poverty
4 reduction efforts, and promote economic growth;

5 (2) seek to negotiate agreements with individual
6 sub-Saharan African countries as well as with the
7 Regional Economic Communities, as appropriate;

8 (3) promote full implementation of commit-
9 ments made under the WTO Agreement (as such
10 term is defined in section 2(9) of the Uruguay
11 Round Agreements Act (19 U.S.C. 3501(9)) because
12 such actions are likely to improve utilization of the
13 African Growth and Opportunity Act and promote
14 trade and investment and because regular review to
15 ensure continued compliance helps to maximize the
16 benefits of the African Growth and Opportunity Act;
17 and

18 (4) promote the negotiation of trade agreements
19 that cover substantially all trade between parties to
20 such agreements and, if other countries seek to ne-
21 gotiate trade agreements that do not cover substan-
22 tially all trade, continue to object in all appropriate
23 forums.

24 **SEC. 108. REPORTS.**

25 (a) IMPLEMENTATION REPORT.—

1 (1) IN GENERAL.—Not later than 1 year after
2 the date of the enactment of this Act, and biennially
3 thereafter, the President shall submit to Congress a
4 report on the trade and investment relationship be-
5 tween the United States and sub-Saharan African
6 countries and on the implementation of this title and
7 the amendments made by this title.

8 (2) MATTERS TO BE INCLUDED.—The report
9 required by paragraph (1) shall include the fol-
10 lowing:

11 (A) A description of the status of trade
12 and investment between the United States and
13 sub-Saharan Africa, including information on
14 leading exports to the United States from sub-
15 Saharan African countries.

16 (B) Any changes in eligibility of sub-Saha-
17 ran African countries during the period covered
18 by the report.

19 (C) A detailed analysis of whether each
20 such beneficiary sub-Saharan African country is
21 continuing to meet the eligibility requirements
22 set forth in section 104 of the African Growth
23 and Opportunity Act and the eligibility criteria
24 set forth in section 502 of the Trade Act of
25 1974.

1 (D) A description of the status of regional
2 integration efforts in sub-Saharan Africa.

3 (E) A summary of United States trade ca-
4 pacity building efforts.

5 (F) Any other initiatives related to enhanc-
6 ing the trade and investment relationship be-
7 tween the United States and sub-Saharan Afri-
8 can countries.

9 (b) POTENTIAL TRADE AGREEMENTS REPORT.—Not
10 later than 1 year after the date of the enactment of this
11 Act, and every 5 years thereafter, the United States Trade
12 Representative shall submit to Congress a report that—

13 (1) identifies sub-Saharan African countries
14 that have expressed an interest in entering into a
15 free trade agreement with the United States;

16 (2) evaluates the viability and progress of such
17 sub-Saharan African countries and other sub-Saha-
18 ran African countries toward entering into a free
19 trade agreement with the United States; and

20 (3) describes a plan for negotiating and con-
21 cluding such agreements, which includes the ele-
22 ments described in subparagraphs (A) through (E)
23 of section 116(b)(2) of the African Growth and Op-
24 portunity Act.

1 (c) TERMINATION.—The reporting requirements of
 2 this section shall cease to have any force or effect after
 3 September 30, 2025.

4 **SEC. 109. TECHNICAL AMENDMENTS.**

5 Section 104 of the African Growth and Opportunity
 6 Act (19 U.S.C. 3703) is amended—

7 (1) in subsection (a), by striking “(a) IN GEN-
 8 ERAL.—”; and

9 (2) by striking subsection (b).

10 **SEC. 110. DEFINITIONS.**

11 In this title:

12 (1) BENEFICIARY SUB-SAHARAN AFRICAN
 13 COUNTRY.—The term “beneficiary sub-Saharan Af-
 14 rican country” means a beneficiary sub-Saharan Af-
 15 rican country described in subsection (e) of section
 16 506A of the Trade Act of 1974 (as redesignated by
 17 this Act).

18 (2) SUB-SAHARAN AFRICAN COUNTRY.—The
 19 term “sub-Saharan African country” has the mean-
 20 ing given the term in section 107 of the African
 21 Growth and Opportunity Act.

1 **TITLE II—EXTENSION OF GEN-**
2 **ERALIZED SYSTEM OF PREF-**
3 **ERENCES**

4 **SEC. 201. EXTENSION OF GENERALIZED SYSTEM OF PREF-**
5 **ERENCES.**

6 (a) IN GENERAL.—Section 505 of the Trade Act of
7 1974 (19 U.S.C. 2465) is amended by striking “July 31,
8 2013” and inserting “December 31, 2017”.

9 (b) EFFECTIVE DATE.—

10 (1) IN GENERAL.—The amendment made by
11 subsection (a) shall apply to articles entered on or
12 after the 30th day after the date of the enactment
13 of this Act.

14 (2) RETROACTIVE APPLICATION FOR CERTAIN
15 LIQUIDATIONS AND RELIQUIDATIONS.—

16 (A) IN GENERAL.—Notwithstanding sec-
17 tion 514 of the Tariff Act of 1930 (19 U.S.C.
18 1514) or any other provision of law and subject
19 to subparagraph (B), any entry of a covered ar-
20 ticle to which duty-free treatment or other pref-
21 erential treatment under title V of the Trade
22 Act of 1974 (19 U.S.C. 2461 et seq.) would
23 have applied if the entry had been made on
24 July 31, 2013, that was made—

25 (i) after July 31, 2013, and

1 (ii) before the effective date specified
2 in paragraph (1),
3 shall be liquidated or reliquidated as though
4 such entry occurred on the effective date speci-
5 fied in paragraph (1).

6 (B) REQUESTS.—A liquidation or reliqui-
7 dation may be made under subparagraph (A)
8 with respect to an entry only if a request there-
9 for is filed with U.S. Customs and Border Pro-
10 tection not later than 180 days after the date
11 of the enactment of this Act that contains suffi-
12 cient information to enable U.S. Customs and
13 Border Protection—

14 (i) to locate the entry; or

15 (ii) to reconstruct the entry if it can-
16 not be located.

17 (C) PAYMENT OF AMOUNTS OWED.—Any
18 amounts owed by the United States pursuant to
19 the liquidation or reliquidation of an entry of a
20 covered article under subparagraph (A) shall be
21 paid, without interest, not later than 90 days
22 after the date of the liquidation or reliquidation
23 (as the case may be).

24 (3) DEFINITIONS.—In this subsection:

(A) COVERED ARTICLE.—The term “covered article” means an article from a country that is a beneficiary developing country under title V of the Trade Act of 1974 (19 U.S.C. 2461 et seq.) as of the effective date specified in paragraph (1).

(B) ENTER; ENTRY.—The terms “enter” and “entry” include a withdrawal from warehouse for consumption.

SEC. 202. AUTHORITY TO DESIGNATE CERTAIN COTTON ARTICLES AS ELIGIBLE ARTICLES ONLY FOR LEAST-DEVELOPED BENEFICIARY DEVELOPING COUNTRIES UNDER GENERALIZED SYSTEM OF PREFERENCES.

Section 503(b) of the Trade Act of 1974 (19 U.S.C. 2463(b)) is amended by adding at the end the following:

“(5) CERTAIN COTTON ARTICLES.—Notwithstanding paragraph (3), the President may designate as an eligible article or articles under subsection (a)(1)(B) only for countries designated as least-developed beneficiary developing countries under section 502(a)(2) cotton articles classifiable under subheading 5201.00.18, 5201.00.28, 5201.00.38, 5202.99.30, or 5203.00.30 of the Harmonized Tariff Schedule of the United States.”.

1 **SEC. 203. APPLICATION OF COMPETITIVE NEED LIMITA-**
2 **TION AND WAIVER UNDER GENERALIZED**
3 **SYSTEM OF PREFERENCES WITH RESPECT TO**
4 **ARTICLES OF BENEFICIARY DEVELOPING**
5 **COUNTRIES EXPORTED TO THE UNITED**
6 **STATES DURING CALENDAR YEAR 2014.**

7 (a) IN GENERAL.—For purposes of applying and ad-
8 ministering subsections (c)(2) and (d) of section 503 of
9 the Trade Act of 1974 (19 U.S.C. 2463) with respect to
10 an article described in subsection (b) of this section, sub-
11 sections (c)(2) and (d) of section 503 of such Act shall
12 be applied and administered by substituting “October 1”
13 for “July 1” each place such date appears.

14 (b) ARTICLE DESCRIBED.—An article described in
15 this subsection is an article of a beneficiary developing
16 country that is designated by the President as an eligible
17 article under subsection (a) of section 503 of the Trade
18 Act of 1974 (19 U.S.C. 2463) and with respect to which
19 a determination described in subsection (c)(2)(A) of such
20 section was made with respect to exports (directly or indi-
21 rectly) to the United States of such eligible article during
22 calendar year 2014 by the beneficiary developing country.

1 **TITLE III—EXTENSION OF PREF-**
 2 **ERENTIAL DUTY TREATMENT**
 3 **PROGRAM FOR HAITI**

4 **SEC. 301. EXTENSION OF PREFERENTIAL DUTY TREAT-**
 5 **MENT PROGRAM FOR HAITI.**

6 Section 213A of the Caribbean Basin Economic Re-
 7 covery Act (19 U.S.C. 2703a) is amended as follows:

8 (1) Subsection (b) is amended as follows:

9 (A) Paragraph (1) is amended—

10 (i) in subparagraph (B)(v)(I), by
 11 amending item (cc) to read as follows:

12 “(cc) 60 percent or more
 13 during the 1-year period begin-
 14 ning on December 20, 2017, and
 15 each of the 7 succeeding 1-year
 16 periods.”; and

17 (ii) in subparagraph (C)—

18 (I) in the table, by striking “11
 19 succeeding 1-year periods” and insert-
 20 ing “16 succeeding 1-year periods”;
 21 and

22 (II) by striking “December 19,
 23 2018” and inserting “December 19,
 24 2025”.

25 (B) Paragraph (2) is amended—

1 (i) in subparagraph (A)(ii), by strik-
 2 ing “11 succeeding 1-year periods” and in-
 3 serting “16 succeeding 1-year periods”;
 4 and

5 (ii) in subparagraph (B)(iii), by strik-
 6 ing “11 succeeding 1-year periods” and in-
 7 serting “16 succeeding 1-year periods”.

8 (2) Subsection (h) is amended by striking “Sep-
 9 tember 30, 2020” and inserting “September 30,
 10 2025”.

11 **TITLE IV—OTHER PROVISIONS**

12 **SEC. 401. CUSTOMS USER FEES.**

13 (a) IN GENERAL.—Section 13031(j)(3)(A) of the
 14 Consolidated Omnibus Budget Reconciliation Act of 1985
 15 (19 U.S.C. 58c(j)(3)(A)) is amended by striking “Sep-
 16 tember 30, 2024” and inserting “July 7, 2025”.

17 (b) RATE FOR MERCHANDISE PROCESSING FEES.—
 18 Section 503 of the United States–Korea Free Trade
 19 Agreement Implementation Act (Public Law 112–41; 125
 20 Stat. 460) is amended by striking “June 30, 2021” and
 21 inserting “June 30, 2025”.

22 **SEC. 402. TIME FOR PAYMENT OF CORPORATE ESTIMATED** 23 **TAXES.**

24 Notwithstanding section 6655 of the Internal Rev-
 25 enue Code of 1986, in the case of a corporation with assets

1 of not less than \$1,000,000,000 (determined as of the end
2 of the preceding taxable year)—

3 (1) the amount of any required installment of
4 corporate estimated tax which is otherwise due in
5 July, August, or September of 2020 shall be in-
6 creased by 5.25 percent of such amount (determined
7 without regard to any increase in such amount not
8 contained in such Code); and

9 (2) the amount of the next required installment
10 after an installment referred to in paragraph (1)
11 shall be appropriately reduced to reflect the amount
12 of the increase by reason of such paragraph.

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