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114TH CONGRESS
1ST SESSION

H. R. 1891

[Report No. 114-101]

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 HOUSE OF REPRESENTATIVES

APRIL 17, 2015

Mr. RYAN of Wisconsin (for himself, Mr. TIBERI, Mr. LEVIN, Mr. RANGEL, Mr. ROYCE, Mr. ENGEL, Mr. SMITH of New Jersey, Ms. BASS, Mr. YOUNG of Indiana, and Mr. McDERMOTT) introduced the following bill; which was referred to the Committee on Ways and Means

MAY 1, 2015

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

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”.

9 **SEC. 102. FINDINGS.**

10 Congress finds the following:

11 (1) Since its enactment, the African Growth
12 and Opportunity Act has been the centerpiece of
13 trade relations between the United States and sub-
14 Saharan Africa and has enhanced trade, investment,
15 job creation, and democratic institutions throughout
16 Africa.

17 (2) Trade and investment, as facilitated by the
18 African Growth and Opportunity Act, promote eco-
19 nomic growth, development, poverty reduction, de-
20 mocracy, the rule of law, and stability in sub-Saha-
21 ran Africa.

22 (3) Trade between the United States and sub-
23 Saharan Africa has more than tripled since the en-
24 actment of the African Growth and Opportunity Act

1 in 2000, and United States direct investment in sub-
2 Saharan Africa has grown almost six-fold.

3 (4) It is in the interest of the United States to
4 engage and compete in emerging markets in sub-Sa-
5 haran African countries, to boost trade and invest-
6 ment between the United States and sub-Saharan
7 African countries, and to renew and strengthen the
8 African Growth and Opportunity Act.

9 (5) The long-term economic security of the
10 United States is enhanced by strong economic and
11 political ties with the fastest-growing economies in
12 the world, many of which are in sub-Saharan Africa.

13 (6) It is a goal of the United States to further
14 integrate sub-Saharan African countries into the
15 global economy, stimulate economic development in
16 Africa, and diversify sources of growth in sub-Saha-
17 ran Africa.

18 (7) To that end, implementation of the Agree-
19 ment on Trade Facilitation of the World Trade Or-
20 ganization would strengthen regional integration ef-
21 forts in sub-Saharan Africa and contribute to eco-
22 nomic growth in the region.

23 (8) The elimination of barriers to trade and in-
24 vestment in sub-Saharan Africa, including high tar-
25 iffs, forced localization requirements, restrictions on

1 investment, and customs barriers, will create oppor-
2 tunities for workers, businesses, farmers, and ranch-
3 ers in the United States and sub-Saharan African
4 countries.

5 (9) The elimination of such barriers will im-
6 prove utilization of the African Growth and Oppor-
7 tunity Act and strengthen regional and global inte-
8 gration, accelerate economic growth in sub-Saharan
9 Africa, and enhance the trade relationship between
10 the United States and sub-Saharan Africa.

11 **SEC. 103. EXTENSION OF AFRICAN GROWTH AND OPPOR-**
12 **TUNITY ACT.**

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

16 (b) AFRICAN GROWTH AND OPPORTUNITY ACT.—

17 (1) IN GENERAL.—Section 112(g) of the Afri-
18 can Growth and Opportunity Act (19 U.S.C.
19 3721(g)) is amended by striking “September 30,
20 2015” and inserting “September 30, 2025”.

21 (2) EXTENSION OF REGIONAL APPAREL ARTI-
22 CLE PROGRAM.—Section 112(b)(3)(A) of the African
23 Growth and Opportunity Act (19 U.S.C.
24 3721(b)(3)(A)) is amended—

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

3 (B) in clause (ii)(II), by striking “Sep-
4 tember 30, 2015” and inserting “September 30,
5 2025”.

6 (3) EXTENSION OF THIRD-COUNTRY FABRIC
7 PROGRAM.—Section 112(c)(1) of the African Growth
8 and Opportunity Act (19 U.S.C. 3721(c)(1)) is
9 amended—

10 (A) in the paragraph heading, by striking
11 “SEPTEMBER 30, 2015” and inserting “SEP-
12 TEMBER 30, 2025”;

13 (B) in subparagraph (A), by striking “Sep-
14 tember 30, 2015” and inserting “September 30,
15 2025”; and

16 (C) in subparagraph (B)(ii), by striking
17 “September 30, 2015” and inserting “Sep-
18 tember 30, 2025”.

19 **SEC. 104. MODIFICATIONS OF RULES OF ORIGIN FOR DUTY-**
20 **FREE TREATMENT FOR ARTICLES OF BENE-**
21 **FICIARY SUB-SAHARAN AFRICAN COUNTRIES**
22 **UNDER GENERALIZED SYSTEM OF PREF-**
23 **ERENCES.**

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

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

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

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

6 “(C) the direct costs of processing oper-
7 ations performed in one or more such bene-
8 ficiary sub-Saharan African countries or former
9 beneficiary sub-Saharan African countries shall
10 be applied in determining such percentage.”.

11 (b) **APPLICABILITY TO ARTICLES RECEIVING DUTY-**
12 **FREE TREATMENT UNDER TITLE V OF TRADE ACT OF**
13 **1974.**—Section 506A(b) of the Trade Act of 1974 (19
14 U.S.C. 2466a(b)) is amended by adding at the end the
15 following:

16 “(3) **RULES OF ORIGIN UNDER THIS TITLE.**—
17 The exceptions set forth in subparagraphs (A), (B),
18 and (C) of paragraph (2) shall also apply to any ar-
19 ticle described in section 503(a)(1) that is the
20 growth, product, or manufacture of a beneficiary
21 sub-Saharan African country for purposes of any de-
22 termination to provide duty-free treatment with re-
23 spect to such article.”.

24 (c) **MODIFICATIONS TO THE HARMONIZED TARIFF**
25 **SCHEDULE.**—The President may proclaim such modifica-

1 tions as may be necessary to the Harmonized Tariff
2 Schedule of the United States (HTS) to add the special
3 tariff treatment symbol “D” in the “Special” subcolumn
4 of the HTS for each article classified under a heading or
5 subheading with the special tariff treatment symbol “A”
6 or “A*” in the “Special” subcolumn of the HTS.

7 (d) EFFECTIVE DATE.—The amendments made by
8 subsections (a) and (b) take effect on the date of the en-
9 actment of this Act and apply with respect to any article
10 described in section 503(b)(1) (B) through (G) of the
11 Trade Act of 1974 that is the growth, product, or manu-
12 facture of a beneficiary sub-Saharan African country and
13 that is imported into the customs territory of the United
14 States on or after the date that is 30 days after such date
15 of enactment.

16 **SEC. 105. MONITORING AND REVIEW OF ELIGIBILITY**
17 **UNDER GENERALIZED SYSTEM OF PREF-**
18 **ERENCES.**

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

22 (1) by striking “If the President” and inserting
23 the following:

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

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

1 “(B) NOTIFICATION.—The President may
2 not terminate the designation of a country as a
3 beneficiary sub-Saharan African country under
4 subparagraph (A) unless, at least 60 days be-
5 fore the termination of such designation, the
6 President notifies Congress and notifies the
7 country of the President’s intention to termi-
8 nate such designation, together with the consid-
9 erations entering into the decision to terminate
10 such designation.”.

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

14 (1) by redesignating subsection (c) as sub-
15 section (d); and

16 (2) by inserting after subsection (b) the fol-
17 lowing:

18 “(c) WITHDRAWAL, SUSPENSION, OR LIMITATION OF
19 PREFERENTIAL TARIFF TREATMENT.—

20 “(1) IN GENERAL.—The President may with-
21 draw, suspend, or limit the application of duty-free
22 treatment provided for any article described in sub-
23 section (b)(1) of this section or section 112 of the
24 African Growth and Opportunity Act with respect to
25 a beneficiary sub-Saharan African country if the

1 President determines that withdrawing, suspending,
2 or limiting such duty-free treatment would be more
3 effective in promoting compliance by the country
4 with the requirements described in subsection (a)(1)
5 than terminating the designation of the country as
6 a beneficiary sub-Saharan African country for pur-
7 poses of this section.

8 “(2) NOTIFICATION.—The President may not
9 withdraw, suspend, or limit the application of duty-
10 free treatment under paragraph (1) unless, at least
11 60 days before such withdrawal, suspension, or limi-
12 tation, the President notifies Congress and notifies
13 the country of the President’s intention to withdraw,
14 suspend, or limit such duty-free treatment, together
15 with the considerations entering into the decision to
16 terminate such designation.”.

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

20 (1) by redesignating subsection (d) as sub-
21 section (e); and

22 (2) by inserting after subsection (c) the fol-
23 lowing:

24 “(d) REVIEW AND PUBLIC COMMENTS ON ELIGI-
25 BILITY REQUIREMENTS.—

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

9 “(2) PUBLIC HEARING.—The United States
10 Trade Representative shall, not later than 30 days
11 after the date on which the President publishes the
12 notice of review and request for public comments
13 under paragraph (1)—

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

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

18 “(i) the time and place of such hear-
19 ing; and

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

22 “(3) PETITION PROCESS.—

23 “(A) IN GENERAL.—Not later than 60
24 days after the date of the enactment of this
25 subsection, the President shall establish a proc-

1 ess to allow any interested person, at any time,
2 to file a petition with the Office of the United
3 States Trade Representative with respect to the
4 compliance of any country listed in section 107
5 of the African Growth and Opportunity Act
6 with the eligibility requirements set forth in sec-
7 tion 104 of such Act and the eligibility criteria
8 set forth in section 502 of this Act.

9 “(B) USE OF PETITIONS.—The President
10 shall take into account all petitions filed pursu-
11 ant to subparagraph (A) in making determina-
12 tions of compliance under subsections (a)(3)(A)
13 and (c) and in preparing any reports required
14 by this title as such reports apply with respect
15 to beneficiary sub-Saharan African countries.

16 “(4) OUT-OF-CYCLE REVIEWS.—

17 “(A) IN GENERAL.—The President may, at
18 any time, initiate an out-of-cycle review of
19 whether a beneficiary sub-Saharan African
20 country is making continual progress in meet-
21 ing the requirements described in paragraph
22 (1). The President shall give due consideration
23 to petitions received under paragraph (3) in de-
24 termining whether to initiate an out-of-cycle re-
25 view under this subparagraph.

1 “(B) CONGRESSIONAL NOTIFICATION.—
2 Before initiating an out-of-cycle review under
3 subparagraph (A), the President shall notify
4 and consult with Congress.

5 “(C) CONSEQUENCES OF REVIEW.—If,
6 pursuant to an out-of-cycle review conducted
7 under subparagraph (A), the President deter-
8 mines that a beneficiary sub-Saharan African
9 country does not meet the requirements set
10 forth in section 104(a) of the African Growth
11 and Opportunity Act (19 U.S.C. 3703(a)), the
12 President shall, subject to the requirements of
13 subsections (a)(3)(B) and (c)(2), terminate the
14 designation of the country as a beneficiary sub-
15 Saharan African country or withdraw, suspend,
16 or limit the application of duty-free treatment
17 with respect to articles from the country.

18 “(D) REPORTS.—After each out-of-cycle
19 review conducted under subparagraph (A) with
20 respect to a country, the President shall submit
21 to the Committee on Finance of the Senate and
22 the Committee on Ways and Means of the
23 House of Representatives a report on the review
24 and any determination of the President to ter-
25minate the designation of the country as a ben-

1 beneficiary sub-Saharan African country or with-
2 draw, suspend, or limit the application of duty-
3 free treatment with respect to articles from the
4 country under subparagraph (C).

5 “(E) SENSE OF CONGRESS.—Recognizing
6 that concerns have been raised about the com-
7 pliance with section 104(a) of the African
8 Growth and Opportunity Act (19 U.S.C.
9 3703(a)) of some beneficiary sub-Saharan Afri-
10 can countries, the President should initiate an
11 out-of-cycle review under subparagraph (A)
12 with respect to South Africa, the most devel-
13 oped of the beneficiary sub-Saharan African
14 countries, and other beneficiary countries as ap-
15 propriate, not later than 30 days after the date
16 of the enactment of this subsection.”.

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

18 (a) IN GENERAL.—It is the sense of Congress that—
19 (1) beneficiary sub-Saharan African countries
20 should develop utilization strategies on a biennial
21 basis in order to more effectively and strategically
22 utilize benefits available under the African Growth
23 and Opportunity Act (in this section referred to as
24 “AGOA utilization strategies”);

1 (2) United States trade capacity building agen-
2 cies should work with, and provide appropriate re-
3 sources to, such sub-Saharan African countries to
4 assist in developing and implementing biennial
5 AGOA utilization strategies; and

6 (3) as appropriate, and to encourage greater re-
7 gional integration, the United States Trade Rep-
8 resentative should consider requesting the Regional
9 Economic Communities to prepare biennial AGOA
10 utilization strategies.

11 (b) CONTENTS.—It is further the sense of Congress
12 that biennial AGOA utilization strategies should identify
13 strategic needs and priorities to bolster utilization of bene-
14 fits available under the African Growth and Opportunity
15 Act. To that end, biennial AGOA utilization strategies
16 should—

17 (1) review potential exports under the African
18 Growth and Opportunity Act and identify opportuni-
19 ties and obstacles to increased trade and investment
20 and enhanced poverty reduction efforts;

21 (2) identify obstacles to regional integration
22 that inhibit utilization of benefits under the African
23 Growth and Opportunity Act;

24 (3) set out a plan to take advantage of opportu-
25 nities and address obstacles identified in paragraphs

1 (1) and (2), improve awareness of the African
2 Growth and Opportunity Act as a program that en-
3 hances exports to the United States, and utilize
4 United States Agency for International Development
5 regional trade hubs;

6 (4) set out a strategy to promote small business
7 and entrepreneurship; and

8 (5) eliminate obstacles to regional trade and
9 promote greater utilization of benefits under the Af-
10 rican Growth and Opportunity Act and establish a
11 plan to promote full regional implementation of the
12 Agreement on Trade Facilitation of the World Trade
13 Organization.

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

16 (1) each beneficiary sub-Saharan African coun-
17 try should publish on an appropriate Internet
18 website of such country public versions of its AGOA
19 utilization strategy; and

20 (2) the United States Trade Representative
21 should publish on the Internet website of the Office
22 of the United States Trade Representative public
23 versions of all AGOA utilization strategies described
24 in paragraph (1).

1 **SEC. 107. DEEPENING AND EXPANDING TRADE AND IN-**
2 **VESTMENT TIES BETWEEN SUB-SAHARAN AF-**
3 **RICA AND THE UNITED STATES.**

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

5 (1) seek to deepen and expand trade and invest-
6 ment ties between sub-Saharan Africa and the
7 United States, including through the negotiation of
8 accession by sub-Saharan African countries to the
9 World Trade Organization and the negotiation of
10 trade and investment framework agreements, bilat-
11 eral investment treaties, and free trade agreements,
12 as such agreements have the potential to catalyze
13 greater trade and investment, facilitate additional
14 investment in sub-Saharan Africa, further poverty
15 reduction efforts, and promote economic growth;

16 (2) seek to negotiate agreements with individual
17 sub-Saharan African countries as well as with the
18 Regional Economic Communities, as appropriate;

19 (3) promote full implementation of commit-
20 ments made under the WTO Agreement (as such
21 term is defined in section 2(9) of the Uruguay
22 Round Agreements Act (19 U.S.C. 3501(9))) be-
23 cause such actions are likely to improve utilization
24 of the African Growth and Opportunity Act and pro-
25 mote trade and investment and because regular re-
26 view to ensure continued compliance helps to maxi-

1 mize the benefits of the African Growth and Oppor-
2 tunity Act; and

3 (4) promote the negotiation of trade agreements
4 that cover substantially all trade between parties to
5 such agreements and, if other countries seek to ne-
6 gotiate trade agreements that do not cover substan-
7 tially all trade, continue to object in all appropriate
8 forums.

9 **SEC. 108. REPORTS.**

10 (a) IMPLEMENTATION REPORT.—

11 (1) IN GENERAL.—Not later than 1 year after
12 the date of the enactment of this Act, and biennially
13 thereafter, the President shall submit to Congress a
14 report on the trade and investment relationship be-
15 tween the United States and sub-Saharan African
16 countries and on the implementation of this title and
17 the amendments made by this title.

18 (2) MATTERS TO BE INCLUDED.—The report
19 required by paragraph (1) shall include the fol-
20 lowing:

21 (A) A description of the status of trade
22 and investment between the United States and
23 sub-Saharan Africa, including information on
24 leading exports to the United States from sub-
25 Saharan African countries.

1 (B) Any changes in eligibility of sub-Saha-
2 ran African countries during the period covered
3 by the report.

4 (C) A detailed analysis of whether each
5 such beneficiary sub-Saharan African country is
6 continuing to meet the eligibility requirements
7 set forth in section 104 of the African Growth
8 and Opportunity Act and the eligibility criteria
9 set forth in section 502 of the Trade Act of
10 1974.

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

13 (E) A summary of United States trade ca-
14 pacity building efforts.

15 (F) Any other initiatives related to enhanc-
16 ing the trade and investment relationship be-
17 tween the United States and sub-Saharan Afri-
18 can countries.

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

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

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

5 (3) describes a plan for negotiating and con-
6 cluding such agreements, which includes the ele-
7 ments described in subparagraphs (A) through (E)
8 of section 116(b)(2) of the African Growth and Op-
9 portunity Act.

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

13 **SEC. 109. TECHNICAL AMENDMENTS.**

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

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

18 (2) by striking subsection (b).

19 **SEC. 110. DEFINITIONS.**

20 In this title:

21 (1) BENEFICIARY SUB-SAHARAN AFRICAN
22 COUNTRY.—The term “beneficiary sub-Saharan Af-
23 rican country” means a beneficiary sub-Saharan Af-
24 rican country described in subsection (e) of section

1 506A of the Trade Act of 1974 (as redesignated by
2 this Act).

3 (2) SUB-SAHARAN AFRICAN COUNTRY.—The
4 term “sub-Saharan African country” has the mean-
5 ing given the term in section 107 of the African
6 Growth and Opportunity Act.

7 **TITLE II—EXTENSION OF GEN-**
8 **ERALIZED SYSTEM OF PREF-**
9 **ERENCES**

10 **SEC. 201. EXTENSION OF GENERALIZED SYSTEM OF PREF-**
11 **ERENCES.**

12 (a) IN GENERAL.—Section 505 of the Trade Act of
13 1974 (19 U.S.C. 2465) is amended by striking “July 31,
14 2013” and inserting “December 31, 2017”.

15 (b) EFFECTIVE DATE.—

16 (1) IN GENERAL.—The amendment made by
17 subsection (a) shall apply to articles entered on or
18 after the 30th day after the date of the enactment
19 of this Act.

20 (2) RETROACTIVE APPLICATION FOR CERTAIN
21 LIQUIDATIONS AND RELIQUIDATIONS.—

22 (A) IN GENERAL.—Notwithstanding sec-
23 tion 514 of the Tariff Act of 1930 (19 U.S.C.
24 1514) or any other provision of law and subject
25 to subparagraph (B), any entry of a covered ar-

1 title to which duty-free treatment or other pref-
2 erential treatment under title V of the Trade
3 Act of 1974 (19 U.S.C. 2461 et seq.) would
4 have applied if the entry had been made on
5 July 31, 2013, that was made—

6 (i) after July 31, 2013, and

7 (ii) before the effective date specified
8 in paragraph (1),

9 shall be liquidated or reliquidated as though
10 such entry occurred on the effective date speci-
11 fied in paragraph (1).

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

20 (i) to locate the entry; or

21 (ii) to reconstruct the entry if it can-
22 not be located.

23 (C) PAYMENT OF AMOUNTS OWED.—Any
24 amounts owed by the United States pursuant to
25 the liquidation or reliquidation of an entry of a

1 covered article under subparagraph (A) shall be
2 paid, without interest, not later than 90 days
3 after the date of the liquidation or reliquidation
4 (as the case may be).

5 (3) DEFINITIONS.—In this subsection:

6 (A) COVERED ARTICLE.—The term “cov-
7 ered article” means an article from a country
8 that is a beneficiary developing country under
9 title V of the Trade Act of 1974 (19 U.S.C.
10 2461 et seq.) as of the effective date specified
11 in paragraph (1).

12 (B) ENTER; ENTRY.—The terms “enter”
13 and “entry” include a withdrawal from ware-
14 house for consumption.

15 **SEC. 202. AUTHORITY TO DESIGNATE CERTAIN COTTON AR-**
16 **TICLES AS ELIGIBLE ARTICLES ONLY FOR**
17 **LEAST-DEVELOPED BENEFICIARY DEVEL-**
18 **OPING COUNTRIES UNDER GENERALIZED**
19 **SYSTEM OF PREFERENCES.**

20 Section 503(b) of the Trade Act of 1974 (19 U.S.C.
21 2463(b)) is amended by adding at the end the following:

22 “(5) CERTAIN COTTON ARTICLES.—Notwith-
23 standing paragraph (3), the President may designate
24 as an eligible article or articles under subsection
25 (a)(1)(B) only for countries designated as least-de-

1 developed beneficiary developing countries under sec-
2 tion 502(a)(2) cotton articles classifiable under sub-
3 heading 5201.00.18, 5201.00.28, 5201.00.38,
4 5202.99.30, or 5203.00.30 of the Harmonized Tariff
5 Schedule of the United States.”.

6 **SEC. 203. APPLICATION OF COMPETITIVE NEED LIMITA-**
7 **TION AND WAIVER UNDER GENERALIZED**
8 **SYSTEM OF PREFERENCES WITH RESPECT TO**
9 **ARTICLES OF BENEFICIARY DEVELOPING**
10 **COUNTRIES EXPORTED TO THE UNITED**
11 **STATES DURING CALENDAR YEAR 2014.**

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

19 (b) ARTICLE DESCRIBED.—An article described in
20 this subsection is an article of a beneficiary developing
21 country that is designated by the President as an eligible
22 article under subsection (a) of section 503 of the Trade
23 Act of 1974 (19 U.S.C. 2463) and with respect to which
24 a determination described in subsection (c)(2)(A) of such
25 section was made with respect to exports (directly or indi-

1 rectly) to the United States of such eligible article during
2 calendar year 2014 by the beneficiary developing country.

3 **TITLE III—EXTENSION OF PREF-**
4 **ERENTIAL DUTY TREATMENT**
5 **PROGRAM FOR HAITI**

6 **SEC. 301. EXTENSION OF PREFERENTIAL DUTY TREAT-**
7 **MENT PROGRAM FOR HAITI.**

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

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

11 (A) Paragraph (1) is amended—

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

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

19 (ii) in subparagraph (C)—

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

1 (II) by striking “December 19,
2 2018” and inserting “December 19,
3 2025”.

4 (B) Paragraph (2) is amended—

5 (i) in subparagraph (A)(ii), by strik-
6 ing “11 succeeding 1-year periods” and in-
7 serting “16 succeeding 1-year periods”;
8 and

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

12 (2) Subsection (h) is amended by striking “Sep-
13 tember 30, 2020” and inserting “September 30,
14 2025”.

15 **TITLE IV—OTHER PROVISIONS**

16 **SEC. 401. CUSTOMS USER FEES.**

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

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

1 **SEC. 402. TIME FOR PAYMENT OF CORPORATE ESTIMATED**
2 **TAXES.**

3 Notwithstanding section 6655 of the Internal Rev-
4 enue Code of 1986, in the case of a corporation with assets
5 of not less than \$1,000,000,000 (determined as of the end
6 of the preceding taxable year)—

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

13 (2) the amount of the next required installment
14 after an installment referred to in paragraph (1)
15 shall be appropriately reduced to reflect the amount
16 of the increase by reason of such paragraph.

Union Calendar No. 70

114TH CONGRESS
1ST Session

H. R. 1891

[Report No. 114-101]

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.

MAY 1, 2015

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed