

S 3524

Enforcing Orders and Reducing Customs Evasion Act of 2012

Congress: 112 (2011–2013, Ended)

Chamber: Senate

Policy Area: Foreign Trade and International Finance

Introduced: Sep 10, 2012

Current Status: Placed on Senate Legislative Calendar under General Orders. Calendar No. 500.

Latest Action: Placed on Senate Legislative Calendar under General Orders. Calendar No. 500. (Sep 10, 2012)

Official Text: <https://www.congress.gov/bill/112th-congress/senate-bill/3524>

Sponsor

Name: Sen. Baucus, Max [D-MT]

Party: Democratic • **State:** MT • **Chamber:** Senate

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Finance Committee	Senate	Reported Original Measure	Sep 10, 2012

Subjects & Policy Tags

Policy Area:

Foreign Trade and International Finance

Related Bills

Bill	Relationship	Last Action
112 HR 3057	Related bill	Oct 5, 2011: Referred for a period ending not later than October 5 2011, (or for a later time if the Chairman so designates) to the Subcommittee on Trade, in each case for consideration of such provisions as fall within the jurisdiction of the subcommittee concerned.
112 S 1133	Related bill	May 26, 2011: Read twice and referred to the Committee on Finance. (text of measure as introduced: CR S3445-3448)

Enforcing Orders and Reducing Customs Evasion Act of 2012 - Amends the Tariff Act of 1930 to require the Commissioner responsible for U.S. Customs and Border Protection (CBP), upon the filing of an allegation or a referral from another federal agency, to investigate claims of evasion of antidumping or countervailing duties with respect to covered merchandise entered into the United States.

Defines "evasion" to mean entering covered merchandise into U.S. customs territory by means (except in the case of clerical error) of any document or electronically transmitted data or information, written or oral statement, or act that is material and false, or any material omission, which results in reduction or non-application of any cash deposit or other security or any amount of applicable antidumping or countervailing duties.

Requires the Commissioner, if after the initiation of an investigation and a finding of reasonable suspicion, as an interim measure to: (1) suspend liquidation of each unliquidated entry of covered merchandise, (2) extend the period for liquidating each unliquidated entry entered before the date of such investigation, and (3) take such additional measures to protect U.S. revenue.

Requires the Commissioner, in the case of an affirmative determination based on substantial evidence, to: (1) suspend or continue to suspend liquidation of unliquidated entries of covered merchandise, (2) extend or continue to extend the period for liquidating such entries, (3) request the administering authority (Secretary of Commerce or other responsible U.S. officer) to identify the applicable antidumping or countervailing duties or cash deposit rate for such entries, (4) require the posting of cash deposits and assess duties, and (5) take appropriate additional enforcement measures.

Applies the amendments made by this Act to goods from Canada and Mexico.

Directs the Secretary to report annually to Congress on efforts being taken to prevent and investigate the entry of covered merchandise into the U.S. customs territory through evasion.

Actions Timeline

- **Sep 10, 2012:** Introduced in Senate
- **Sep 10, 2012:** Committee on Finance. Original measure reported to Senate by Senator Baucus. With written report No. 112-209.
- **Sep 10, 2012:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 500.