

109TH CONGRESS
2D SESSION

S. 4066

To prohibit the designation of Brazil under title V of the Trade Act of 1974.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 16, 2006

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

A BILL

To prohibit the designation of Brazil under title V of the Trade Act of 1974.

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. GENERALIZED SYSTEM OF PREFERENCES.**

4 (a) FINDINGS.—Congress makes the following find-
5 ings:

6 (1) The generalized system of preferences
7 (GSP) is an important economic tool which gives de-
8 veloping countries duty free access to United States
9 markets for certain products.

1 (2) Brazil has utilized the benefits of the gener-
2 alized system of preferences to gain access into
3 United States markets and to increase Brazil's im-
4 ports of automotive brakes, refined copper cathodes,
5 refined copper wires, plywood, parts of generators,
6 and other products.

7 (3) Brazil is the third leading beneficiary under
8 the generalized system of preferences with respect to
9 access into the United States markets. The total
10 value of imports from Brazil under the generalized
11 system of preferences was over \$3,600,000,000 in
12 2005.

13 (4) When granting benefits under the general-
14 ized system of preferences to a country, the Presi-
15 dent is directed to consider the country's commit-
16 ment to a liberal trade policy.

17 (5) Brazil has imposed prohibitive antidumping
18 duties of over 100 percent against United States
19 and Argentine exports of polyethylene terephthalate
20 (PET), which is a resin widely used to make plastic
21 packaging for soft drinks, foods, cosmetics, and
22 pharmaceuticals.

23 (6) Brazil failed to conduct antidumping inves-
24 tigations properly, in apparent violation of Article VI
25 of the General Agreement on Tariffs and Trade

1 1994, giving the United States companies no oppor-
2 tunity to fully defend themselves or cure alleged de-
3 fects in their responses, despite their attempts to co-
4 operate fully.

5 (b) INELIGIBILITY FOR GENERALIZED SYSTEM OF
6 PREFERENCES.—

7 (1) IN GENERAL.—Section 502(b)(1) of the
8 Trade Act of 1974 (19 U.S.C. 2462(b)(1)) is
9 amended by adding at the end the following:

10 “(J) Brazil.”.

11 (2) EFFECTIVE DATE.—The amendment made
12 by this subsection applies to goods entered, or with-
13 drawn from warehouse for consumption, on or after
14 the 15th day after the date of enactment of this Act.

○