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(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. R. _____

To extend duty-free treatment provided with respect to imports from certain countries in Africa under the African Growth and Opportunity Act, to extend customs user fees, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. SMITH of Missouri introduced the following bill; which was referred to the Committee on _____

A BILL

To extend duty-free treatment provided with respect to imports from certain countries in Africa under the African Growth and Opportunity Act, to extend customs user fees, 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. SHORT TITLE.**

4 This Act may be cited as the “AGOA Extension Act”.

1 **SEC. 2. EXTENSION OF PREFERENTIAL TREATMENT FOR**
2 **CERTAIN COUNTRIES IN AFRICA UNDER THE**
3 **AFRICAN GROWTH AND OPPORTUNITY ACT;**
4 **RETROACTIVE APPLICATION.**

5 (a) EXTENSION.—

6 (1) TRADE ACT OF 1974.—Section 506B of the
7 Trade Act of 1974 (19 U.S.C. 2466b) is amended
8 by striking “September 30, 2025” and inserting
9 “December 31, 2028”.

10 (2) AFRICAN GROWTH AND OPPORTUNITY
11 ACT.—

12 (A) IN GENERAL.—Section 112(g) of the
13 African Growth and Opportunity Act (19
14 U.S.C. 3721(g)) is amended by striking “Sep-
15 tember 30, 2025” and inserting “December 31,
16 2028”.

17 (B) REGIONAL APPAREL ARTICLE PRO-
18 GRAM.—Section 112(b)(3)(A) of the African
19 Growth and Opportunity Act (19 U.S.C.
20 3721(b)(3)(A)) is amended—

21 (i) in clause (i), by striking “21 suc-
22 ceeding” and inserting “24 succeeding”;
23 and

24 (ii) in clause (ii)(II), by striking “Sep-
25 tember 30, 2025” and inserting “Decem-
26 ber 31, 2028”.

1 (C) THIRD-COUNTRY FABRIC PROGRAM.—
2 Section 112(c)(1) of the African Growth and
3 Opportunity Act (19 U.S.C. 3721(c)(1)) is
4 amended—

5 (i) in the paragraph heading, by strik-
6 ing “SEPTEMBER 30, 2025” and inserting
7 “DECEMBER 31, 2028”;

8 (ii) in subparagraph (A), by striking
9 “September 30, 2025” and inserting “De-
10 cember 31, 2028”; and

11 (iii) in subparagraph (B)(ii), by strik-
12 ing “September 30, 2025” and inserting
13 “December 31, 2028”.

14 (b) RETROACTIVE APPLICATION.—

15 (1) IN GENERAL.—Notwithstanding section 514
16 of the Tariff Act of 1930 (19 U.S.C. 1514) or any
17 other provision of law, and subject to paragraph (2),
18 any entry of a covered article to which duty-free
19 treatment or other preferential treatment under sec-
20 tion 506A of the Trade Act of 1974 (19 U.S.C.
21 2466a) would have applied if the entry had been
22 made on September 30, 2025, that was made—

23 (A) after September 30, 2025, and

24 (B) before the date of the enactment of
25 this Act,

1 shall be liquidated or reliquidated as though such
2 entry occurred on the date of the enactment of this
3 Act.

4 (2) REQUESTS.—A liquidation or reliquidation
5 may be made under paragraph (1) with respect to
6 an entry only if a request therefor is filed with the
7 Commissioner of U.S. Customs and Border Protec-
8 tion not later than 180 days after the date of the
9 enactment of this Act that contains sufficient infor-
10 mation to enable such Commissioner—

11 (A) to locate the entry; or

12 (B) to reconstruct the entry if it cannot be
13 located.

14 (3) PAYMENT OF AMOUNTS OWED.—Any
15 amounts owed by the United States pursuant to the
16 liquidation or reliquidation of an entry of a covered
17 article under paragraph (1) shall be paid, without
18 interest of any kind, not later than 90 days after the
19 date of the liquidation or reliquidation (as the case
20 may be).

21 (4) DEFINITIONS.—In this subsection:

22 (A) COVERED ARTICLE.—The term “cov-
23 ered article” means an article from a country
24 that is designated by the President as a bene-
25 ficiary sub-Saharan African country under sec-

1 tion 104 of the African Growth and Oppor-
2 tunity Act (19 U.S.C. 3703) as of the day be-
3 fore the date of the enactment of this Act.

4 (B) ENTRY.—The term “entry” includes a
5 withdrawal from warehouse for consumption.

6 **SEC. 3. EXTENSION OF CUSTOMS USER FEES.**

7 (a) IN GENERAL.—Section 13031(j)(3) of the Con-
8 solidated Omnibus Budget Reconciliation Act of 1985 (19
9 U.S.C. 58c(j)(3)) is amended—

10 (1) in subparagraph (A), by striking “Sep-
11 tember 30, 2031” and inserting “December 31,
12 2031”; and

13 (2) in subparagraph (B)(i), by striking “Sep-
14 tember 30, 2031” and inserting “December 31,
15 2031”.

16 (b) RATE FOR MERCHANDISE PROCESSING FEES.—
17 Section 503 of the United States-Korea Free Trade
18 Agreement Implementation Act (19 U.S.C. 3805 note) is
19 amended by striking “September 30, 2031” and inserting
20 “December 31, 2031”.