

119TH CONGRESS
2D SESSION

S. _____

To increase the rate of duty on shrimp originating from Ecuador, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mrs. HYDE-SMITH introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To increase the rate of duty on shrimp originating from Ecuador, 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 “Ecuador Shrimp Tariff
5 Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) GATT 1947; GATT 1994.—The terms “GATT
9 1947” and “GATT 1994” have the meanings given

1 those terms in section 2 of the Uruguay Round
2 Agreements Act (19 U.S.C. 3501).

3 (2) HTS.—The term “HTS” means the Har-
4 monized Tariff Schedule of the United States.

5 (3) SCHEDULE OF CONCESSIONS.—The term
6 “Schedule of Concessions” means Schedule XX—
7 United States of America annexed to the Marrakesh
8 Protocol to the GATT 1994.

9 **SEC. 3. PHASE-IN OF DUTY INCREASE FOR SHRIMP FROM**
10 **ECUADOR.**

11 (a) CALENDAR YEAR 2027.—Effective on January 1,
12 2027, subheadings 0306.16.00, 0306.17.00, 0306.35,
13 0306.36, 0306.95, 1605.21, and 1605.29 of the HTS shall
14 be applied and administered with respect to imports from
15 Ecuador—

16 (1) in the column 1 general rate of duty col-
17 umn, by substituting “10%” for the rate of duty
18 otherwise applicable; and

19 (2) in the column 2 rate of duty column, by
20 substituting “25¢/kg” for the rate of duty otherwise
21 applicable.

22 (b) CALENDAR YEAR 2028.—Effective on January 1,
23 2028, subheadings 0306.16.00, 0306.17.00, 0306.35,
24 0306.36, 0306.95, 1605.21, and 1605.29 of the HTS shall

1 be applied and administered with respect to imports from
2 Ecuador—

3 (1) in the column 1 general rate of duty col-
4 umn, by substituting “20%” for the rate of duty
5 otherwise applicable; and

6 (2) in the column 2 rate of duty column, by
7 substituting “50¢/kg” for the rate of duty otherwise
8 applicable.

9 (c) CALENDAR YEAR 2029 AND THEREAFTER.—Ef-
10 fective on January 1, 2029, subheadings 0306.16.00,
11 0306.17.00, 0306.35, 0306.36, 0306.95, 1605.21, and
12 1605.29 of the HTS shall be applied and administered
13 with respect to imports from Ecuador—

14 (1) in the column 1 general rate of duty col-
15 umn, by substituting “40%” for the rate of duty
16 otherwise applicable; and

17 (2) in the column 2 rate of duty column, by
18 substituting “\$1/kg” for the rate of duty otherwise
19 applicable.

20 **SEC. 4. COUNTRY OF ORIGIN LABELING FOR COOKED**
21 **SHRIMP AND CRAWFISH.**

22 (a) IN GENERAL.—Section 281(1) of the Agricultural
23 Marketing Act of 1946 (7 U.S.C. 1638(1)) is amended—

24 (1) in subparagraph (A)(vi), by striking “and”;
25 and

1 (2) in subparagraph (B), by inserting before
2 the period at the end the following: “, except if the
3 processed food item is whole cooked shrimp, whole
4 cooked crawfish, cooked shrimp sections, or cooked
5 crawfish sections”.

6 (b) MODIFICATION OF DEFINITION OF PROCESSED
7 FOOD ITEM.—The Secretary of Agriculture shall modify
8 section 60.119 of title 7, Code of Federal Regulations (or
9 successor regulations), to ensure that cooked shrimp,
10 cooked crawfish, cooked shrimp sections, and cooked craw-
11 fish sections are not considered processed food items for
12 purposes of that section.

13 **SEC. 5. ADDITIONAL DUTY ON SHRIMP.**

14 (a) IN GENERAL.—The President shall impose a duty
15 on imports of shrimp under subheadings 0306.16.00,
16 0306.17.00, 0306.35, 0306.36, 0306.95, 1605.21, and
17 1605.29 of the HTS in an amount equal to \$0.10 per kilo-
18 gram.

19 (b) USE OF AMOUNTS.—The President shall use an
20 amount equal to the amount received by the United States
21 pursuant to duties under subsection (a) to conduct inspec-
22 tions of shrimp and catfish imported into the United
23 States.

1 **SEC. 6. TREATMENT OF DUTIES.**

2 Duties under this Act are to be imposed in addition
3 to any duty imposed under any other provision of law or
4 pursuant to any other authority.

5 **SEC. 7. MODIFICATION OF SCHEDULE OF CONCESSIONS TO**
6 **GATT 1994.**

7 With due regard for the international obligations of
8 the United States, particularly Article XXXVIII of the
9 GATT 1947 requiring any suspension of trade agreement
10 concessions to be made on a most-favored nation basis,
11 the United States Trade Representative shall take the nec-
12 essary steps to modify the Schedule of Concessions to ac-
13 commodate the increase in the rate of duty applicable to
14 shrimp from Ecuador under section 3 and the additional
15 increase under section 5.