

CHAPTER 99

TEMPORARY LEGISLATION; TEMPORARY MODIFICATIONS ESTABLISHED
PURSUANT TO TRADE LEGISLATION; ADDITIONAL IMPORT RESTRICTIONS
ESTABLISHED PURSUANT TO SECTION 22 OF THE AGRICULTURAL
ADJUSTMENT ACT, AS AMENDED

XXII
99-1

U.S. Notes

1. The provisions of this chapter relate to legislation and to executive and administrative actions pursuant to duly constituted authority, under which:
 - (a) One or more of the provisions in chapters 1 through 98 are temporarily amended or modified; or
 - (b) Additional duties or other import restrictions are imposed by, or pursuant to, collateral legislation.
2. Unless the context requires otherwise, the general notes and rules of interpretation, the section notes, and the notes in chapters 1 through 98 apply to the provisions of this chapter.

Statistical Notes

1. For statistical reporting of merchandise provided for herein:
 - (a) Unless more specific instructions appear in the subchapters of this chapter, report the 8-digit heading or subheading number (or 10-digit statistical reporting number, if any) found in this chapter in addition to the 10-digit statistical reporting number appearing in chapters 1 through 97 which would be applicable but for the provisions of this chapter; and
 - (b) The quantities reported should be in the units provided in chapters 1 through 97.
2. For those headings and subheadings herein for which no rate of duty appears (i.e., those headings and subheadings for which an absolute quota is prescribed), report the 8-digit heading or subheading number herein followed by the appropriate 10-digit statistical reporting number from chapters 1 through 97. The quantities reported should be in the units provided in chapters 1 through 97.

SUBCHAPTER I
TEMPORARY LEGISLATION PROVIDING FOR ADDITIONAL DUTIES

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U.S. Note

1. The duties provided for in this subchapter are cumulative duties which apply in addition to the duties, if any, otherwise imposed on the articles involved. The duties provided for in this subchapter apply only with respect to articles entered during the period specified in the last column.
2. For purposes of heading 9901.00.50, the phrase "is suitable for any such uses" does not include ethyl alcohol (provided for in subheadings 2207.10.60 and 2207.20) that is certified by the importer of record to the satisfaction of the Commissioner of Customs (hereinafter in this note referred to as the "Commissioner") to be ethyl alcohol or a mixture containing such ethyl alcohol imported for uses other than liquid motor fuel use or use in producing liquid motor fuel related mixtures. If the importer of record certifies nonliquid motor fuel use for purposes of establishing actual use or suitability under heading 9901.00.50, the Commissioner shall not liquidate the entry of ethyl alcohol until he is satisfied that the ethyl alcohol has in fact not been used for liquid motor fuel use or use in producing liquid motor fuel related mixtures. If he is not satisfied within a reasonable period of time not less than 18 months from the date of entry, then the duties provided for in heading 9901.00.50 shall be payable retroactive to the date of entry. Such duties shall also become payable, retroactive to the date of entry, immediately upon the diversion to liquid motor fuel use of any ethyl alcohol or ethyl alcohol mixture certified upon entry as having been imported for nonliquid motor fuel use.

9901.00.50	<u>1/</u> Ethyl alcohol (provided for in subheadings 2207.10.60 and 2207.20) or any mixture containing such ethyl alcohol (provided for in heading 2710 or 3824) if such ethyl alcohol or mixture is to be used as a fuel or in producing a mixture of gasoline and alcohol, a mixture of a special fuel and alcohol, or any other mixture to be used as fuel (including motor fuel provided for in subheading 2710.00.15), or is suitable for any such uses.....	<u>1/</u>	14.27¢/ liter <u>2/</u>	No change (A,E,J) Free (CA, IL) 7.1¢/ liter (MX) <u>2/</u>	14.27¢/ liter <u>2/</u>	Before 10/1/2007, except that the rate for articles described in this heading shall not apply during any period before 10/1/2000 during which the Highway Trust Fund financing rate under section 4081(a)(2) of the Internal Revenue Code of 1986 is not in effect
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1/ See chapter 99 statistical note 1.
2/ See subchapter 1, U.S. note 1.

9901.00.52	<u>1/</u>	Ethyl tertiary-butyl ether (provided for in sub-heading 2909.19.18) and any mixture containing ethyl tertiary-butyl ether.....	<u>1/</u>	5.99¢/ liter <u>2/</u>	No change (A,E,J) Free (CA, IL) 2.9¢/liter (MX) <u>2/</u>	5.99¢/ liter <u>2/</u>	Before the earlier of 10/1/2007, or the date on which Treas. Reg. §1.40-1 is with- drawn or declared invalid, except that the rate for
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articles

described
in this
heading
shall not
apply
during any
period
before
10/1/2000
during
which the
Highway
Trust Fund
financing
rate under
section
4081(a)(2)
of the
Internal
Revenue
Code of
1986 is
not in
effect

1/ See chapter 99 statistical note 1.
2/ See subchapter I, U.S. note 1.