

EXTENSION OF TEMPORARY IMPORTATION BOND
COVERING THE SCHOONER "PANDA"

 SEPTEMBER 22, 1976.—Ordered to be printed

Mr. LONG, from the Committee on Finance,
submitted the following

REPORT

[To accompany H.R. 4047]

The Committee on Finance, to which was referred the bill (H.R. 4047) for the relief of Jack R. Misner, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

DESCRIPTION OF BILL

The bill requires the Secretary of the Treasury to extend the termination date of the temporary importation bond covering the schooner *Panda* until the close of September 18, 1977, notwithstanding the provisions of subpart 5C of schedule 8 of the Tariff Schedules of the United States (TSUS). This extension would permit Jack R. Misner of North Tonawanda, N.Y., to complete renovation of the schooner, which was delayed because of material shortages.

GENERAL STATEMENT

The bill would extend the expiration date of a temporary importation bond (TIB) for two years until the close of September 18, 1977, to enable completion of extensive renovation of the schooner yacht *Panda*. The schooner, which is under British registry, entered the United States under a TIB filed by Capt. Jack R. Misner of North Tonawanda, N.Y., in September, 1972, under the provisions of item 864.05 of the TSUS. This item, as prescribed in headnote 1(a) to subpart 5C, schedule 8 of the TSUS, provides that articles imported for repair, alteration, or processing, but not sale in the United States may enter without payment of duty under bond for their exportation within 1 year. The headnote limits renewal of the bond upon appli-

cation to a maximum of an additional 2 years at the discretion of the Secretary of the Treasury.

The TIB on the schooner *Panda* was granted for the 3-year maximum total period. Originally Capt. Misner anticipated completion of vessel renovation within 3 years. However, due to material shortages and continual delay in delivery dates, particularly for new main engines and other machinery, the renovation schedule had to be considerably extended. All equipment and materials for reconstruction of the yacht are of United States origin.

Since the statutory 3-year time limit on the bond expired on September 18, 1975, the U.S. Customs Service, in view of this pending legislation to extend the bond, issued instructions to the appropriate customs officials not to issue a claim for liquidated damages. Otherwise, Mr. Misner would have become liable for payment of penalty duty or would have been forced to remove the vessel from the United States prior to completion of the repairs.

The bill would extend the period of bond only in this particular case, due to the exceptional circumstances involved. It would not change the present law in any way with respect to temporary importation bond cases in general.

Reports indicating no objection have been received from the Departments of Commerce and the Treasury, the two agencies principally concerned. The International Trade Commission furnished an information report. No objections to this bill have been received by the committee from any source.

EFFECT OF THE BILL ON THE REVENUES AND VOTE OF THE COMMITTEE IN REPORTING THE BILL

In compliance with section 252(a) of the Legislative Reorganization Act of 1970 and sections 308 and 403 of the Congressional Budget Act of 1974, the following statement is made relative to the effect on the revenues of this bill. The committee estimates that the extension of the temporary importation bond for the 2-year period provided by the bill would not result in any additional loss in revenues or administrative costs.

In compliance with section 133 of the Legislative Reorganization Act of 1946, the following statement is made relative to the vote by the committee on the motion to report the bill. The bill was ordered favorably reported by voice vote.

