

AMENDMENT NO. _____ Calendar No. _____

Purpose: To clarify payment terms for sales of agricultural commodities or products to Cuba under the Trade Sanctions Reform and Export Enhancement Act of 2000.

IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.

S. _____

To reauthorize agricultural programs through 2018.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Baucus

Viz:

1 At the end of subtitle C of title XII, add the fol-
2 lowing:

3 SEC. 12209. CLARIFICATION OF PAYMENT TERMS FOR
4 SALES OF AGRICULTURAL COMMODITIES OR
5 PRODUCTS TO CUBA UNDER THE TRADE
6 SANCTIONS REFORM AND EXPORT ENHANCE-
7 MENT ACT OF 2000.

8 Section 908(b)(4) of the Trade Sanctions Reform and
9 Export Enhancement Act of 2000 (22 U.S.C. 7207(b)(4))
10 is amended—

11 (1) in subparagraph (B), by striking “and” at
12 the end;

1 (2) in subparagraph (C), by striking the period
2 at the end and inserting “; and”; and

3 (3) by adding at the end the following:

4 “(D) the term ‘payment of cash in ad-
5 vance’ means, notwithstanding any other provi-
6 sion of law, the payment by the purchaser of an
7 agricultural commodity or product and the re-
8 ceipt of such payment by the seller prior to—

9 “(i) the transfer of title of such com-
10 modity or product to the purchaser; and

11 “(ii) the release of control of such
12 commodity or product to the purchaser.”.