

119TH CONGRESS
1ST SESSION

S. 3543

To amend the Trade Facilitation and Trade Enforcement Act of 2015 to modify the description of interest for purposes of certain distributions of antidumping duties and countervailing duties and to authorize a special distribution of those amounts, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 17, 2025

Mr. THUNE (for himself, Ms. SMITH, Mr. CASSIDY, Mr. GRASSLEY, Mr. PETERS, and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend the Trade Facilitation and Trade Enforcement Act of 2015 to modify the description of interest for purposes of certain distributions of antidumping duties and countervailing duties and to authorize a special distribution of those amounts, 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 “Trade Cheating Res-
5 titution Act of 2025”.

1 **SEC. 2. MODIFICATION OF DESCRIPTION OF INTEREST FOR**
 2 **PURPOSES OF CERTAIN DISTRIBUTIONS OF**
 3 **ANTIDUMPING DUTIES AND COUNTER-**
 4 **VAILING DUTIES AND SPECIAL DISTRIBUTION OF AMOUNTS.**

6 (a) IN GENERAL.—Section 605(c)(1) of the Trade
 7 Facilitation and Trade Enforcement Act of 2015 (19
 8 U.S.C. 4401(c)(1)) is amended—

9 (1) by striking subparagraphs (A) and (B); and

10 (2) by striking “October 1, 2014, by U.S. Cus-
 11 toms and Border Protection under, or in connection
 12 with—” and inserting “October 1, 2000, by U.S.
 13 Customs and Border Protection.”.

14 (b) FUNDING.—In carrying out the amendments
 15 made by subsection (a), the Commissioner of U.S. Cus-
 16 toms and Border Protection shall use amounts available
 17 for such purpose in the “Refund of Moneys Erroneously
 18 Received and Covered” account of the Department of the
 19 Treasury.

20 (c) SPECIAL DISTRIBUTION OF AMOUNTS.—

21 (1) IN GENERAL.—In carrying out the amend-
 22 ments made by subsection (a), all interest realized
 23 under section 605(c)(1) of the Trade Facilitation
 24 and Trade Enforcement Act of 2015 (19 U.S.C.
 25 4401(c)(1)), as amended by that subsection, for a
 26 fiscal year ending before the date of the enactment

1 of this Act shall be subject to a special distribution
2 carried out in accordance with this subsection.

3 (2) GENERAL NOTICE.—The Commissioner of
4 U.S. Customs and Border Protection shall publish a
5 general notice in the Federal Register announcing
6 the timing of the special distribution required under
7 paragraph (1).

8 (3) ELIGIBILITY.—Each person seeking a spe-
9 cial distribution under paragraph (1) must—

10 (A) have received at least one distribution
11 under the Continued Dumping and Subsidy
12 Offset Act of 2000 (section 754 of the Tariff
13 Act of 1930 (19 U.S.C. 1675c; repealed by sub-
14 title F of title VII of the Deficit Reduction Act
15 of 2005 (Public Law 109–171; 120 Stat. 154)))
16 during a prior fiscal year;

17 (B) timely file a certification for the spe-
18 cial distribution, as determined by the Commis-
19 sioner of U.S. Customs and Border Protection;
20 and

21 (C) meet the eligibility criteria contained
22 in the Continued Dumping and Subsidy Offset
23 Act of 2000 at the time of filing that certifi-
24 cation.

1 (4) DISTRIBUTION.—Interest specified under
2 paragraph (1) shall be aggregated by antidumping
3 duty or countervailing duty order or finding and dis-
4 tributed on a pro rata basis to persons eligible under
5 paragraph (3) as follows:

6 (A) For interest realized on or after Octo-
7 ber 1, 2010, as soon as possible following the
8 date of the enactment of this Act but not later
9 than the date that is 210 days after such date
10 of enactment.

11 (B) For interest realized on or after Octo-
12 ber 1, 2000, and on or before September 30,
13 2010, as soon as possible following the date of
14 the enactment of this Act but not later than the
15 date that is 210 days after the distribution
16 under subparagraph (A).

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