

109TH CONGRESS  
1ST SESSION

# H. R. 1053

To authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Ukraine.

---

## IN THE HOUSE OF REPRESENTATIVES

MARCH 2, 2005

Mr. GERLACH (for himself, Ms. HARMAN, Mr. WELDON of Pennsylvania, Mr. KENNEDY of Minnesota, Ms. KAPTUR, and Mr. BURTON of Indiana) introduced the following bill; which was referred to the Committee on Ways and Means

---

## A BILL

To authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Ukraine.

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. FINDINGS.**

4       Congress finds as follows:

5           (1) Ukraine allows its citizens the right and op-  
6       portunity to emigrate, free of any heavy tax on emi-  
7       gration or on the visas or other documents required  
8       for emigration and free of any tax, levy, fine, fee, or  
9       other charge on any citizens as a consequence of the

1 desire of such citizens to emigrate to the country of  
2 their choice.

3 (2) Ukraine has received normal trade relations  
4 treatment since 1992 and has been found to be in  
5 full compliance with the freedom of emigration re-  
6 quirements under title IV of the Trade Act of 1974  
7 since 1994.

8 (3) since the establishment of an independent  
9 Ukraine in 1991, Ukraine has made substantial  
10 progress toward the creation of democratic institu-  
11 tions and a free-market economy.

12 (4) Ukraine has committed itself to ensuring  
13 freedom of religion, respect for rights of minorities,  
14 and eliminating intolerance and has been a paragon  
15 of inter-ethnic cooperation and harmony, as evi-  
16 denced by the annual human rights reports of the  
17 Organization for Security and Cooperation in Eu-  
18 rope (OSCE) and the United States Department of  
19 State.

20 (5) Ukraine has taken major steps toward glob-  
21 al security by ratifying the Treaty on the Reduction  
22 and Limitation of Strategic Offensive Weapons  
23 (START I) and the Treaty on the Non-Proliferation  
24 of Nuclear Weapons, subsequently turning over the  
25 last of its Soviet-era nuclear warheads on June 1,

1       1996, and agreeing, in 1998, not to assist Iran with  
2       the completion of a program to develop and build  
3       nuclear breeding reactors, and has fully supported  
4       the United States in nullifying the Anti-Ballistic  
5       Missile (ABM) Treaty.

6                 (6) At the Madrid Summit in 1997, Ukraine  
7       became a member of the North Atlantic Cooperation  
8       Council of the North Atlantic Treaty Organization  
9       (NATO), and has been a participant in the Partner-  
10      ship for Peace (PfP) program since 1994.

11                (7) Ukraine is peaceful state which established  
12      exemplary relations with all neighboring countries,  
13      and consistently pursues a course of European inte-  
14      gration with a commitment to ensuring democracy  
15      and prosperity for its citizens.

16                (8) Ukraine has built a broad and durable rela-  
17      tionship with the United States and has been an un-  
18      wavering ally in the struggle against international  
19      terrorism that has taken place since the attacks  
20      against the United States that occurred on Sep-  
21      tember 11, 2001.

22                (9) Ukraine has concluded a bilateral trade  
23      agreement with the United States that entered into  
24      force on June 23, 1992, and is in the process of ac-  
25      ceding to the World Trade Organization.

1   **SEC. 2. TERMINATION OF APPLICATION OF TITLE IV OF**  
2           **THE TRADE ACT OF 1974 TO THE PRODUCTS**  
3           **OF UKRAINE.**

4       (a) PRESIDENTIAL DETERMINATIONS AND EXTEN-  
5 SION OF NONDISCRIMINATORY TREATMENT.—Notwith-  
6 standing any provision of title IV of the Trade Act of 1974  
7 (19 U.S.C. 2431 et seq.), the President may—

8           (1) determine that such title should no longer  
9 apply to Ukraine; and  
10          (2) after making a determination under para-  
11 graph (1) with respect to Ukraine, proclaim the ex-  
12 tension of nondiscriminatory treatment (normal  
13 trade relations treatment) to the products of that  
14 country.

15       (b) TERMINATION OF APPLICABILITY OF TITLE  
16 IV.—On and after the effective date under subsection (a)  
17 of the extension of nondiscriminatory treatment to the  
18 products of Ukraine, title IV of the Trade Act of 1974  
19 shall cease to apply to that country.

