

113TH CONGRESS  
1ST SESSION

# H. R. 1409

To amend the Export Enhancement Act of 1988 to further enhance the promotion of exports of United States goods and services, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 9, 2013

Mr. ENGEL introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To amend the Export Enhancement Act of 1988 to further enhance the promotion of exports of United States goods and services, 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 “Export Promotion Re-  
5 form Act”.

1 **SEC. 2. IMPROVED COORDINATION EXPORT PROMOTION**  
2 **ACTIVITIES OF FEDERAL AGENCIES.**

3 Section 2312 of the Export Enhancement Act of  
4 1988 (relating to the Trade Promotion Coordinating Com-  
5 mittee; 15 U.S.C. 4727) is amended—

6 (1) in subsection (b)—

7 (A) in paragraph (5), by striking “and”  
8 after the semicolon;

9 (B) by redesignating paragraph (6) as  
10 paragraph (7); and

11 (C) by inserting after paragraph (5) the  
12 following:

13 “(6) in making the assessments under para-  
14 graph (5), review the proposed annual budget of  
15 each agency described in paragraph (5), under pro-  
16 cedures established by the TPCC for such review,  
17 before the agency submits that budget to the Office  
18 of Management and Budget and the President for  
19 inclusion in the budget of the United States sub-  
20 mitted to Congress under section 1105(a) of title 31,  
21 United States Code; and”;

22 (2) in subsection (c)—

23 (A) by redesignating paragraphs (3)  
24 through (6) as paragraphs (4) through (7), re-  
25 spectively; and

1 (B) by inserting after paragraph (2) the  
2 following:

3 “(3) in conducting the review and developing  
4 the plan under paragraph (2), take into account rec-  
5 ommendations from a representative number of  
6 United States exporters, in particular small busi-  
7 nesses and medium-sized businesses, and representa-  
8 tives of United States workers;” and

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

10 “(g) IMPLEMENTATION.—The President shall take  
11 such steps as are necessary to provide the chairperson of  
12 the TPCC with the authority to ensure that the TPCC  
13 carries out each of its duties under subsection (b) and de-  
14 velops and implements the strategic plan under subsection  
15 (c).

16 “(h) DEFINITION.—In this section, the term ‘small  
17 business’ means a small business concern as defined under  
18 section 3 of the Small Business Act (15 U.S.C. 632).”.

19 **SEC. 3. EFFECTIVE DEPLOYMENT OF U.S. COMMERCIAL**  
20 **SERVICE RESOURCES.**

21 Section 2301(c)(4) of the Export Enhancement Act  
22 of 1988 (relating to the United States and Foreign Com-  
23 mercial Service; 15 U.S.C. 4721(c)(4)) is amended—

1           (1) by redesignating subparagraphs (B)  
2 through (F) as subparagraphs (C) through (G), re-  
3 spectively; and

4           (2) by striking “(4) FOREIGN OFFICES.—(A)  
5 The Secretary may” and inserting the following:

6           “(4) FOREIGN OFFICES.—(A)(i) In consultation  
7 with the Trade Promotion Coordinating Committee,  
8 the Secretary shall conduct a global assessment of  
9 overseas markets to determine those with the great-  
10 est potential for increasing United States exports,  
11 and to deploy the Commercial Service personnel and  
12 other resources on the basis of the global assess-  
13 ment.

14           “(ii) The assessment conducted under clause (i)  
15 shall take into account recommendations from a rep-  
16 resentative number of United States exporters, in  
17 particular small- and medium-sized businesses, and  
18 representatives of United States workers.

19           “(iii) Not later than 6 months after the date of  
20 enactment of the Export Promotion Reform Act, the  
21 Secretary shall submit to Congress results of the  
22 global assessment conducted under clause (i) and a  
23 plan for deployment of Commercial Service per-  
24 sonnel and other resources on the basis of the global  
25 assessment.

1           “(iv) The Secretary shall conduct an assess-  
2           ment and deployment described in clause (i) not less  
3           than once in every 5-year period.

4           “(B) The Secretary may”.

5 **SEC. 4. STRENGTHENED U.S. COMMERCIAL DIPLOMACY IN**  
6 **SUPPORT OF U.S. EXPORTS.**

7           (a) DEVELOPMENT OF PLAN.—Section 207(c) of the  
8 Foreign Service Act of 1980 (22 U.S.C. 3927(c)) is  
9 amended by inserting before the period at the end the fol-  
10 lowing: “, including through the development of a plan,  
11 drafted in consultation with the Trade Promotion Coordi-  
12 nating Committee, for effective diplomacy to remove or re-  
13 duce obstacles to exports of United States goods and serv-  
14 ices”.

15           (b) ASSESSMENTS AND PROMOTIONS.—Section  
16 603(b) of the Foreign Service Act of 1980 (22 U.S.C.  
17 4003(b)) is amended, in the second sentence, by inserting  
18 after “expertise” the following: “and (with respect to  
19 members of the Service with responsibilities relating to  
20 economic affairs) of the effectiveness of efforts to promote  
21 the export of United States goods and services in accord-  
22 ance with a commercial diplomacy plan developed pursu-  
23 ant to section 207(c),”.

1           (c) INSPECTOR GENERAL.—Section 209(b) of the  
2 Foreign Service Act of 1980 (22 U.S.C. 3929(b)) is  
3 amended—

4           (1) in paragraph (4), by striking “and” at the  
5 end;

6           (2) by redesignating paragraph (5) as para-  
7 graph (6); and

8           (3) by inserting after paragraph (4) the fol-  
9 lowing new paragraph:

10           “(5) the effectiveness of commercial diplomacy  
11 relating to the promotion of exports of United States  
12 goods and services; and”.

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