

119TH CONGRESS  
1ST SESSION

# H. R. 4978

To impose additional duties on imports of goods into the United States,  
and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 15, 2025

Mr. GOLDEN of Maine (for himself and Mr. STEUBE) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committees on Financial Services, Foreign Affairs, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To impose additional duties on imports of goods into the  
United States, 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 “Secure Trade Act”.

1 **TITLE I—IMPOSITION OF ADDI-**  
2 **TIONAL DUTIES ON IMPORTS**  
3 **OF GOODS INTO THE UNITED**  
4 **STATES AND EXCEPTION TO**  
5 **DUTY EXEMPTION FOR DE**  
6 **MINIMIS ENTRIES AND MODI-**  
7 **FICATIONS TO ENTRY REGU-**  
8 **LATIONS**

9 **SEC. 101. IMPOSITION OF ADDITIONAL DUTIES ON IM-**  
10 **PORTS OF GOODS INTO THE UNITED STATES.**

11 (a) IN GENERAL.—There shall be imposed a duty on  
12 imports of any good into the United States in an amount  
13 equal to 10 percent ad valorem of the good for each cal-  
14 endar year beginning on or after the date of the enactment  
15 of this Act.

16 (b) DUTIES TO BE CONSIDERED ADDITIONAL DU-  
17 TIES.—The duty required by subsection (a) with respect  
18 to a good is in addition to any other duty imposed by law  
19 with respect to the good.

20 (c) WAIVER.—

21 (1) IN GENERAL.—Subject to paragraph (2),  
22 the President may reduce the percentage require-  
23 ment in subsection (a) (but not to zero) with respect  
24 to goods in any economic sector of the United States  
25 if the President determines that such reduction is in

1 the national interest or national security interest of  
 2 the United States.

3 (2) CONGRESSIONAL CONSULTATION.—The  
 4 President shall consult with the Committee on Ways  
 5 and Means of the House of Representatives and the  
 6 Committee on Finance of the Senate prior to exer-  
 7 cising the authority of paragraph (1) for purposes of  
 8 determining whether the economic sector that is to  
 9 be the subject of the reduction of the percentage re-  
 10 quirement in subsection (a) is appropriate.

## 11 **TITLE II—TRADE WITH CHINA**

### 12 **SEC. 201. MODIFICATIONS TO RATES OF DUTY TO ADDRESS** 13 **TRADE WITH THE PEOPLE’S REPUBLIC OF** 14 **CHINA.**

15 (a) ESTABLISHMENT OF RATES OF DUTY WITH RE-  
 16 SPECT TO ARTICLES OF THE PEOPLE’S REPUBLIC OF  
 17 CHINA.—

18 (1) IN GENERAL.—The President, by proclama-  
 19 tion, shall revise the Harmonized Tariff Schedule of  
 20 the United States (in this Act referred to as the  
 21 “HTS”) to include rates of duty applicable only with  
 22 respect to articles of the People’s Republic of China.

23 (2) RATES.—

24 (A) IN GENERAL.—The rates of duty pro-  
 25 claimed under paragraph (1) shall be, except as

provided by subsection (h), the rates of duty set forth in the column 2 rate of duty column of the HTS on the day before the date of the enactment of this Act, modified as required by subsection (b) and, if applicable, adjusted for inflation under subsection (c).

(B) MINIMUM RATE OF DUTY FOR NON-STRATEGIC GOODS.—A rate of duty described in subparagraph (A) of an article that is not an article specified in section 203 that is less than 35 percent ad valorem as of the day before the date of the enactment of this Act shall be increased to 35 percent ad valorem.

(b) MODIFICATIONS TO RATES OF DUTY WITH RESPECT TO ARTICLES OF THE PEOPLE’S REPUBLIC OF CHINA.—

(1) AD VALOREM DUTIES AND FREE RATES OF DUTY.—

(A) IN GENERAL.—A rate of duty set forth in the column 2 rate of duty column of the HTS that is expressed as a percentage, or that is free, shall, except as provided by subparagraph (B) or (C), continue to apply to articles of the People’s Republic of China.

1 (B) MINIMUM RATE OF 100 PERCENT FOR  
2 CERTAIN ARTICLES.—In the case of an article  
3 specified in section 203, a rate of duty de-  
4 scribed in subparagraph (A) that is less than  
5 100 percent ad valorem as of the day before the  
6 date of the enactment of this Act shall be in-  
7 creased to 100 percent ad valorem.

8 (2) SPECIFIC AND COMPOUND RATES OF  
9 DUTY.—

10 (A) IN GENERAL.—A rate of duty set forth  
11 in the column 2 rate of duty column of the  
12 HTS that is expressed as a specific or com-  
13 pound rate of duty shall, except as provided by  
14 subparagraphs (B) and (C), continue to apply  
15 to articles of the People's Republic of China,  
16 subject to adjustment for inflation under sub-  
17 section (c).

18 (B) MINIMUM RATE EQUIVALENT TO 100  
19 PERCENT AD VALOREM FOR CERTAIN ARTI-  
20 CLES.—In the case of an article specified in  
21 section 203, a rate of duty described in sub-  
22 paragraph (A) that is less than the equivalent  
23 of 100 percent ad valorem, after adjustment for  
24 inflation under subsection (c), shall be in-

1           creased to be equivalent to 100 percent ad valo-  
2           rem.

3           (c) ADJUSTMENT OF DUTIES FOR INFLATION.—

4           (1) IN GENERAL.—As soon as practicable after  
5           the date of the enactment of this Act, and on De-  
6           cember 31 of each year thereafter, the President  
7           shall proclaim modifications to adjust the specific  
8           and compound rates of duty described in subsection  
9           (b)(2), as modified under that subsection, to reflect  
10          the increase in the average of the Consumer Price  
11          Index for the most recent full calendar year for  
12          which data are available compared to the Consumer  
13          Price Index for calendar year 1930.

14          (2) EFFECTIVE DATE OF INFLATION ADJUST-  
15          MENTS.—

16               (A) FIRST ADJUSTMENT.—

17               (i) IN GENERAL.—The first adjust-  
18               ment required by paragraph (1) shall apply  
19               with respect to articles entered, or with-  
20               drawn from warehouse for consumption, on  
21               or after January 1, 2025.

22               (ii) RULES FOR RETROACTIVE COL-  
23               LECTION.—Not later than 180 days after  
24               the date of the enactment of this Act, the  
25               Commissioner of U.S. Customs and Border

1                   Protection shall issue rules for the retro-  
2                   active collection of duties under clause (i).

3                   (B) SUBSEQUENT ADJUSTMENTS.—Each  
4                   adjustment required by paragraph (1) after the  
5                   first such adjustment shall apply with respect  
6                   to articles entered, or withdrawn from ware-  
7                   house for consumption, on or after January 1  
8                   of the year beginning after the issuance of the  
9                   proclamation.

10                  (3) BASE RATE.—For purposes of the adjust-  
11                  ment required by paragraph (1), the President shall  
12                  use the rate of duty applicable under the column 2  
13                  general rate of duty column of the HTS, as modified  
14                  under subsection (b), as the base rate.

15                  (4) CONSUMER PRICE INDEX DEFINED.—For  
16                  purposes of this subsection, the term “Consumer  
17                  Price Index” means the Consumer Price Index for  
18                  All Urban Consumers published by the Bureau of  
19                  Labor Statistics of the Department of Labor.

20                  (d) PHASE-IN OF DUTY INCREASES.—The President  
21                  shall, by proclamation, phase-in the application of the duty  
22                  increases required by subsection (a), as modified under  
23                  subsection (b) and, if applicable, adjusted for inflation  
24                  under subsection (c), as follows:

1           (1) On and after the date that is 180 days after  
2           the date of the enactment of this Act, 10 percent of  
3           the total duty increase with respect to an article  
4           shall apply.

5           (2) On and after the date that is 2 years after  
6           such date of enactment, 25 percent of the total duty  
7           increase with respect to an article shall apply.

8           (3) On and after the date that is 4 years after  
9           such date of enactment, 50 percent of the total duty  
10          increase with respect to an article shall apply.

11          (4) On and after the date that is 5 years after  
12          such date of enactment, 100 percent of the total  
13          duty increase with respect to an article shall apply.

14          (e) INFORMATION FROM INTERNATIONAL TRADE  
15          COMMISSION.—

16               (1) IN GENERAL.—Not later than July 1 of  
17               each year, the United States International Trade  
18               Commission (in this Act referred to as the “Com-  
19               mission”) shall submit to the President the informa-  
20               tion described in paragraph (2) with respect to arti-  
21               cles that are subject to a specific or compound rate  
22               of duty under the column 2 rate of duty column of  
23               the HTS and for which sufficient data are available  
24               to calculate the ad valorem equivalent of those rates  
25               of duty.



1           (2) INFORMATION DESCRIBED.—The informa-  
2           tion described in this paragraph is an identification  
3           of which articles specified in section 203 have an ad  
4           valorem equivalent rate of duty of less than 100 per-  
5           cent after adjustment for inflation under subsection  
6           (c) and, for each such article, a calculation of the  
7           specific or compound rate of duty that would in-  
8           crease the rate of duty to be equivalent to 100 per-  
9           cent ad valorem.

10          (f) TREATMENT OF ARTICLES IMPORTED ONLY  
11 FROM THE PEOPLE’S REPUBLIC OF CHINA.—

12           (1) TARIFF-RATE QUOTAS.—

13           (A) ANNUAL ADJUSTMENTS.—

14           (i) IN GENERAL.—Notwithstanding  
15           any other provision of law, the President  
16           shall, by proclamation, establish a tariff-  
17           rate quota that shall—

18                   (I) apply to each article imported  
19                   only from the People’s Republic of  
20                   China; and

21                   (II) be set for each calendar year  
22                   at an amount that is equal to the  
23                   amount, if any, by which consumption  
24                   of the article in the United States in  
25                   the most recent calendar year for

1 which data are available exceeds pro-  
2 duction of the article in the United  
3 States during that calendar year.

4 (ii) DETERMINATION OF THE PEO-  
5 PLE'S REPUBLIC OF CHINA AS ONLY  
6 SOURCE.—For purposes of subparagraph  
7 (A)(i)(I), the President shall determine  
8 that an article is imported only from the  
9 People's Republic of China if official trade  
10 statistics of the Department of Commerce  
11 for the most recent full calendar year for  
12 which data are available for the applicable  
13 subheading of any of chapters 1 through  
14 97 of the HTS, as reported on entry sum-  
15 mary forms, show that the article is im-  
16 ported only from the People's Republic of  
17 China and from no other country.

18 (B) ENTRY OF IN-QUOTA ARTICLES.—Not-  
19 withstanding any other provision of this section,  
20 an article described in subparagraph (A)(i)(I)  
21 that is entered before the applicable tariff-rate  
22 quota is reached for the calendar year in which  
23 the article is entered shall—

24 (i) during the 3-year period beginning  
25 on the date of the enactment of this Act,

1           be subject to the rate of duty applicable to  
2           the article on the day before such date of  
3           enactment; and

4           (ii) after the period described in  
5           clause (i), be subject to the rate of duty  
6           applicable under subsection (a), as modi-  
7           fied under subsection (b) and as phased-in  
8           under paragraph (2).

9           (C) ENTRY OF ABOVE-QUOTA ARTICLES.—

10          Notwithstanding any other provision of this sec-  
11          tion, an article described in subparagraph  
12          (A)(i)(I) that is entered after the tariff-rate  
13          quota is reached for the calendar year in which  
14          the article is entered shall be subject to a rate  
15          of duty of 100 percent ad valorem.

16          (2) PHASE-IN OF DUTY INCREASES.—Beginning  
17          on the date that is 3 years after the date of the en-  
18          actment of this Act, the President may, by procla-  
19          mation, phase-in the application of the duty in-  
20          creases required by paragraph (1)(B) with respect to  
21          each article described in paragraph (1)(A)(i)(I) and  
22          entered before the applicable tariff-rate quota under  
23          paragraph (1) is reached for the calendar year in  
24          which the article is entered, as follows:

1           (A) On and after the date that is 3 years  
2           after the date of the enactment of this Act, 10  
3           percent of the total duty increase required by  
4           paragraph (1)(B) with respect to the article  
5           shall apply.

6           (B) On and after the date that is 5 years  
7           after such date of enactment, 25 percent of the  
8           total duty increase required by paragraph  
9           (1)(B) with respect to the article shall apply.

10          (C) On and after the date that is 6 years  
11          after such date of enactment, 50 percent of the  
12          total duty increase required by paragraph  
13          (1)(B) with respect to the article shall apply.

14          (D) On and after the date that is 7 years  
15          after such date of enactment, 100 percent of  
16          the total duty increase required by paragraph  
17          (1)(B) with respect to the article shall apply.

18          (3) INFORMATION FROM INTERNATIONAL  
19          TRADE COMMISSION.—Not later than July 1 of each  
20          year, the Commission shall submit to the President  
21          an estimate of the production and consumption in  
22          the United States of articles described in paragraph  
23          (1)(A)(i)(I) for which sufficient data are available to  
24          make such an estimate.

1 (g) AUTHORITY TO FURTHER MODIFY DUTIES SPE-  
2 CIFIC TO THE PEOPLE’S REPUBLIC OF CHINA.—

3 (1) IN GENERAL.—The President, by proclama-  
4 tion, may increase the rates of duty applicable to ar-  
5 ticles of the People’s Republic of China to rates that  
6 are higher than the rates of duty described in sub-  
7 section (a) and modified as required by subsection  
8 (b) if the President determines doing so is necessary  
9 to counteract the dependence of the United States  
10 on imports from the People’s Republic of China or  
11 to penalize the People’s Republic of China for unfair  
12 trading practices.

13 (2) PHASE-IN.—If the President proclaims an  
14 increase in a rate of duty under paragraph (1), the  
15 President shall provide for the increase to be  
16 phased-in over a period of 5 years on a schedule  
17 equivalent to the schedule set forth in subsection  
18 (d).

19 (3) REPORT.—The President may, for one or  
20 more periods of not more than 60 days each, waive  
21 the application of this subsection with respect to ar-  
22 ticles described in paragraph (1) if the President  
23 certifies Congress, not later than 15 days before  
24 such waiver takes effect, that the waiver is vital to  
25 the national security interests of the United States.

1 (h) ADDITIONAL AUTHORITIES.—

2 (1) AUTHORITY TO IMPOSE QUOTAS TO DE-  
3 CREASE RELIANCE ON CHINESE IMPORTS.—The  
4 President may establish quotas for the progressive  
5 elimination of reliance on any articles imported from  
6 the People’s Republic of China.

7 (2) AUTHORITY TO PROHIBIT IMPORTS.—

8 (A) IN GENERAL.—The President may  
9 prohibit the importation of any article from the  
10 People’s Republic of China if the President de-  
11 termines that—

12 (i) the importation of the article poses  
13 a threat to the national security of the  
14 United States; or

15 (ii) the article is produced in a man-  
16 ner that—

17 (I) constitutes an unfair trade  
18 practice; or

19 (II) violates human rights.

20 (B) REGULATIONS.—The President shall  
21 prescribe such regulations as may be necessary  
22 for the enforcement of this paragraph.

23 (3) ADDITIONAL AUTHORITY.—In addition to  
24 the other authorities provided by this section, the  
25 President may proclaim such modifications to the

1       HTS as the President determines appropriate to  
2       achieve the objectives of this Act, including with re-  
3       spect to the manner of reflecting any modifications  
4       in the HTS.

5   **SEC. 202. VALUATION OF MERCHANDISE IMPORTED FROM**  
6                   **THE PEOPLE’S REPUBLIC OF CHINA.**

7       Subpart A of part I of title IV of the Tariff Act of  
8   1930 (19 U.S.C. 1401 et seq.) is amended by adding at  
9   the end the following:

10   **“SEC. 403. VALUATION OF MERCHANDISE IMPORTED FROM**  
11                   **THE PEOPLE’S REPUBLIC OF CHINA.**

12       “(a) IN GENERAL.—Notwithstanding any other pro-  
13   vision of law, merchandise imported from the People’s Re-  
14   public of China shall be appraised on the basis of the  
15   United States value of the merchandise.

16       “(b) VERIFICATION OF UNITED STATES VALUE.—

17               “(1) SUBMISSION BY IMPORTERS.—An importer  
18       of merchandise described in subsection (a) shall sub-  
19       mit to U.S. Customs and Border Protection, upon  
20       entry of the merchandise, a statement of the United  
21       States value of the merchandise.

22               “(2) VERIFICATION BY U.S. CUSTOMS AND BOR-  
23       DER PROTECTION.—U.S. Customs and Border Pro-  
24       tection shall—

1           “(A) verify the information with respect to  
2           the United States value of merchandise sub-  
3           mitted by an importer under paragraph (1);  
4           and

5           “(B) submit to the United States Inter-  
6           national Trade Commission—

7                   “(i) a determination of whether or not  
8                   the value submitted by the importer is ac-  
9                   curate; and

10                   “(ii) if that value is not accurate, a  
11                   revised value for the merchandise.

12       “(c) UNITED STATES VALUE DEFINED.—In this sec-  
13       tion, the term ‘United States value’, with respect to im-  
14       ported merchandise, means the price at which the im-  
15       ported merchandise or similar imported merchandise is  
16       freely offered for sale, packed ready for delivery, in the  
17       principal market of the United States to all purchasers,  
18       at the time of importation of the imported merchandise.”.

19       **SEC. 203. ARTICLES SPECIFIED.**

20       The articles specified in this section are articles  
21       that—

22               (1) on the day before the date of the enactment  
23       of this Act, are—

24               (A) identified on the Department of Com-  
25       merce’s Draft List of Critical Supply Chains



1           pursuant to Executive Order 14017 (February  
2           24, 2021);

3           (B) subject to an investigation under sec-  
4           tion 301 of the Trade Act of 1971 (19 U.S.C.  
5           2411); or

6           (C) subject to an investigation under sec-  
7           tion 232 of the Trade Expansion Act of 1962  
8           (19 U.S.C. 1862); or

9           (2) subject to the discretion of the Secretary of  
10          Commerce, are dual-use items (as such terms are  
11          defined in section 1742 of the Export Control Re-  
12          form Act of 2018 (50 U.S.C. 4801)).

13 **SEC. 204. REVIEW BY COMMITTEE ON FOREIGN INVEST-**  
14 **MENT IN THE UNITED STATES OF GREEN-**  
15 **FIELD AND BROWNFIELD INVESTMENTS BY**  
16 **FOREIGN COUNTRIES OF CONCERN.**

17          (a) INCLUSION IN DEFINITION OF COVERED TRANS-  
18 ACTION.—Section 721(a)(4) of the Defense Production  
19 Act of 1950 (50 U.S.C. 4565(a)(4)) is amended—

20           (1) in subparagraph (A)—

21           (A) in clause (i), by striking “; and” and  
22           inserting a semicolon;

23           (B) in clause (ii), by striking the period at  
24           the end and inserting “; and”; and

25           (C) by adding at the end the following:

1 “(iii) any transaction described in  
2 subparagraph (B)(vi) proposed or pending  
3 on or after the date of the enactment of  
4 this clause.”;

5 (2) in subparagraph (B), by adding at the end  
6 the following:

7 “(vi) Subject to subparagraphs (C)  
8 and (E), an investment by a foreign person  
9 that—

10 “(I) involves—

11 “(aa) the completed or  
12 planned purchase or lease by, or  
13 a concession to, the foreign per-  
14 son of private or public real es-  
15 tate in the United States; and

16 “(bb) the establishment of a  
17 United States business to operate  
18 a factory or other facility on that  
19 real estate; and

20 “(II) could result in control, in-  
21 cluding through formal or informal  
22 arrangements to act in concert, of  
23 that United States business by—

24 “(aa) the government of a  
25 foreign country of concern (as

1 defined in section 10612(a) of  
2 the Research and Development,  
3 Competition, and Innovation Act  
4 (42 U.S.C. 19221(a));

5 “(bb) a person owned or  
6 controlled by, or acting on behalf  
7 of, such a government;

8 “(cc) an entity in which  
9 such a government has, directly  
10 or indirectly, including through  
11 formal or informal arrangements  
12 to act in concert, a 5 percent or  
13 greater interest;

14 “(dd) an entity in which  
15 such a government has, directly  
16 or indirectly, the right or power  
17 to appoint, or approve the ap-  
18 pointment of, any members of  
19 the board of directors, board of  
20 supervisors, or an equivalent gov-  
21 erning body (including external  
22 directors and other individuals  
23 who perform the duties usually  
24 associated with such titles) or of-  
25 ficers (including the president,

1 senior vice president, executive  
2 vice president, and other individ-  
3 uals who perform duties normally  
4 associated with such titles) of  
5 any other entity that held, di-  
6 rectly or indirectly, including  
7 through formal or informal ar-  
8 rangements to act in concert, a 5  
9 percent or greater interest in the  
10 entity in the preceding 3 years;  
11 or

12 “(ee) an entity in which any  
13 members or officers described in  
14 item (dd) of any other entity  
15 holding, directly or indirectly, in-  
16 cluding through formal or infor-  
17 mal arrangements to act in con-  
18 cert, a 5 percent or greater inter-  
19 est in the entity are officials of  
20 such a government in the pre-  
21 ceding 3 years.”;

22 (3) in subparagraph (C)(i), in the matter pre-  
23 ceding subclause (I), by striking “subparagraph  
24 (B)(ii)” and inserting “clause (ii) or (vi) of subpara-  
25 graph (B)”;

(b) MANDATORY FILING OF DECLARATIONS.—Section 721(b)(1)(C)(v)(IV)(bb) of the Defense Production Act of 1950 (50 U.S.C. 4565(b)(1)(C)(v)(IV)(bb)) is amended by adding at the end the following:

8 “(DD) GREENFIELD  
9 AND BROWNFIELD INVEST-  
10 MENTS BY FOREIGN COUN-  
11 TRIES OF CONCERN.—The  
12 parties to a covered trans-  
13 action described in sub-  
14 section (a)(4)(B)(vi) shall  
15 submit a declaration de-  
16 scribed in subclause (I) with  
17 respect to the transaction.”.

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