

105TH CONGRESS
1ST SESSION

H. R. 1140

To require prior congressional approval before the United States supports the admission of the People's Republic of China into the World Trade Organization, and to provide for the withdrawal of the United States from the World Trade Organization if China is accepted into the WTO without the support of the United States.

IN THE HOUSE OF REPRESENTATIVES

MARCH 20, 1997

Mr. GEPHARDT (for himself, Ms. PELOSI, Mr. BONIOR, Mr. SOLOMON, Mr. MILLER of California, Mr. SMITH of New Jersey, Ms. KAPTUR, Mr. LEVIN, Mr. OBEY, Mr. GEJDENSON, Mr. CARDIN, Mr. EVANS, Mr. ROHRABACHER, Ms. NORTON, Mr. DEFazio, Mr. WOLF, Mr. BORSKI, Mr. BROWN of Ohio, Mr. HUNTER, Mr. GUTIERREZ, Mr. LANTOS, Mr. STEARNS, Mr. FRANK of Massachusetts, Mr. SANDERS, Mr. HINCHEY, Mr. PAYNE, Mrs. MEEK of Florida, Mr. TORRES, Mr. LIPINSKI, Mr. STARK, Mrs. THURMAN, Mr. WATTS of Oklahoma, Ms. RIVERS, Mr. KLINK, Mr. SCARBOROUGH, Mr. TIERNEY, Mr. KUCINICH, and Mr. PETERSON of Pennsylvania) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Rules, 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

A BILL

To require prior congressional approval before the United States supports the admission of the People's Republic of China into the World Trade Organization, and to provide for the withdrawal of the United States from the World Trade Organization if China is accepted into the WTO without the support of the United States.

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. PRIOR CONGRESSIONAL APPROVAL FOR SUP-**
4 **PORTING ADMISSION OF CHINA INTO THE**
5 **WTO.**

6 (a) IN GENERAL.—The United States may not sup-
7 port the admission of the People’s Republic of China as
8 a member of the World Trade Organization unless a provi-
9 sion of law is passed by both Houses of Congress and en-
10 acted into law after the enactment of this Act that specifi-
11 cally allows the United States to support such admission.

12 (b) PROCEDURES FOR CONGRESSIONAL APPROVAL
13 OF UNITED STATES SUPPORT FOR ADMISSION OF CHINA
14 INTO THE WTO.—

15 (1) NOTIFICATION OF CONGRESS.—The Presi-
16 dent shall notify the Congress in writing if he deter-
17 mines that the United States should support the ad-
18 mission of the People’s Republic of China into the
19 World Trade Organization.

20 (2) SUPPORT OF CHINA’S ADMISSION INTO THE
21 WTO.—The United States may support the admis-
22 sion of the People’s Republic of China into the
23 World Trade Organization if a joint resolution is en-
24 acted into law under subsection (c) and the Congress
25 adopts and transmits the joint resolution to the

1 President before the end of the 90-day period (ex-
2 cluding any day described in section 154(b) of the
3 Trade Act of 1974), beginning on the date on which
4 the Congress receives the notification referred to in
5 paragraph (1).

6 (c) JOINT RESOLUTIONS.—

7 (1) JOINT RESOLUTIONS.—For purposes of this
8 section, the term “joint resolution” means only a
9 joint resolution of the 2 Houses of Congress, the
10 matter after the resolving clause of which is as fol-
11 lows: “That the Congress approves the support of
12 the United States for the admission of the People’s
13 Republic of China into the World Trade Organiza-
14 tion.”.

15 (2) PROCEDURES.—(A) A joint resolution may
16 be introduced at any time on or after the date on
17 which the Congress receives the notification referred
18 to in paragraph (1), and before the end of the 90-
19 day period referred to in subparagraph (A). A joint
20 resolution may be introduced in either House of the
21 Congress by any member of such House.

22 (B) Subject to the provisions of this subsection,
23 the provisions of subsections (b), (d), (e), and (f) of
24 section 152 of the Trade Act of 1974 (19 U.S.C.
25 2192(b), (d), (e), and (f)) apply to joint resolutions

1 to the same extent as such provisions apply to reso-
2 lutions under such section.

3 (C) If the committee of either House to which
4 a joint resolution has been referred has not reported
5 it by the close of the 45th day after its introduction
6 (excluding any day described in section 154(b) of the
7 Trade Act of 1974), such committee shall be auto-
8 matically discharged from further consideration of
9 the joint resolution and it shall be placed on the ap-
10 propriate calendar.

11 (D) It is not in order for—

12 (i) the Senate to consider any joint resolu-
13 tion unless it has been reported by the Commit-
14 tee on Finance or the committee has been dis-
15 charged under subparagraph (C); or

16 (ii) the House of Representatives to con-
17 sider any joint resolution unless it has been re-
18 ported by the Committee on Ways and Means
19 or the committee has been discharged under
20 subparagraph (C).

21 (E) A motion in the House of Representatives
22 to proceed to the consideration of a joint resolution
23 may only be made on the second legislative day after
24 the calendar day on which the Member making the

1 motion announces to the House his or her intention
2 to do so.

3 (3) CONSIDERATION OF SECOND RESOLUTION
4 NOT IN ORDER.—It shall not be in order in either
5 the House of Representatives or the Senate to con-
6 sider a joint resolution (other than a joint resolution
7 received from the other House), if that House has
8 previously adopted a joint resolution under this sec-
9 tion.

10 **SEC. 2. WITHDRAWAL OF UNITED STATES FROM THE WTO.**

11 (a) NOTIFICATION TO CONGRESS OF ADMISSION OF
12 PRC TO THE WTO.—If the People’s Republic of China
13 becomes a member of the World Trade Organization with-
14 out the support of the United States, the President shall
15 immediately so notify the Congress and shall, by no later
16 than the date on which the membership of the People’s
17 Republic of China in the World Trade Organization be-
18 comes effective, submit written notice of the withdrawal
19 of the United States from the WTO Agreement pursuant
20 to Article XV of the WTO Agreement.

21 (b) WITHDRAWAL OF UNITED STATES APPROVAL OF
22 THE WTO AGREEMENT.—The approval of the Congress,
23 provided under section 101(a) of the Uruguay Round
24 Agreements Act, of the WTO Agreement shall cease to
25 be effective on the date that is 6 months after the date

1 on which the President submits written notice of the with-
2 drawal of the United States from the WTO Agreement
3 under subsection (a).

4 (c) DEFINITION.—As used in this section, the term
5 “WTO Agreement” means the Agreement Establishing
6 the World Trade Organization, entered into on April 15,
7 1994.

8 **SEC. 3. CONFORMING AMENDMENT.**

9 Section 125(b)(1) of the Uruguay Round Agreements
10 Act (19 U.S.C. 3535(b)(1)) is amended by striking “, and
11 only if,”.

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