

106TH CONGRESS  
1ST SESSION

# S. 553

To provide additional trade benefits to countries that comply with the provisions of the ILO Convention.

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IN THE SENATE OF THE UNITED STATES

MARCH 5, 1999

Mr. GRASSLEY (for himself and Mr. KERREY) introduced the following bill;  
which was read twice and referred to the Committee on Finance

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## A BILL

To provide additional trade benefits to countries that comply with the provisions of the ILO Convention.

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 “International Child  
5 Welfare Protection Act”.

6 **SEC. 2. ADDITIONAL BENEFITS FOR CERTAIN BENEFICIARY**  
7 **COUNTRIES.**

8 (a) IN GENERAL.—Section 503(a)(1) of the Trade  
9 Act of 1974 (19 U.S.C. 2463(a)(1)) is amended by adding  
10 at the end the following new subparagraph:

1           “(D) ADDITIONAL BENEFITS FOR ILO ELI-  
2           GIBLE BENEFICIARY COUNTRIES.—Notwith-  
3           standing any other provision of this title, the  
4           President may proclaim a rate of duty that is  
5           equal to 50 percent of the rate of duty that  
6           would otherwise apply under this title with re-  
7           spect to any article referred to in subsection  
8           (b)(1) (A), (C), (E), (F), or (G), if the article  
9           is an article originating in an ILO eligible bene-  
10          ficiary country.

11          (b) WAIVER OF COMPETITIVE NEED LIMITATION.—  
12          Section 503(c)(2)(D) of such Act (19 U.S.C.  
13          2463(c)(2)(D)) is amended to read as follows:

14                 “(D) LEAST-DEVELOPED BENEFICIARY  
15                 DEVELOPING COUNTRY; ILO ELIGIBLE BENE-  
16                 FICIARY COUNTRY.—Subparagraph (A) shall  
17                 not apply to any least-developed beneficiary de-  
18                 veloping country or any beneficiary developing  
19                 country that is an ILO eligible beneficiary  
20                 country.”.

21          (c) WITHDRAWAL, SUSPENSION, OR LIMITATION OF  
22          ADDITIONAL BENEFITS.—Section 503 of such Act (19  
23          U.S.C. 2463) is amended by adding at the end the follow-  
24          ing new subsection:

1       “(g) WITHDRAWAL, SUSPENSION, OR LIMITATION OF  
2 ADDITIONAL BENEFITS.—

3           “(1) IN GENERAL.—Notwithstanding any other  
4 provision of law, the President may withdraw, sus-  
5 pend, or limit the designation of any country as an  
6 ILO eligible beneficiary country for purposes of the  
7 benefits described in subsection (a)(1)(D) if the  
8 President determines that—

9           “(A) the country no longer meets the cri-  
10 teria set forth in section 507(6); or

11           “(B) imports of the article to which such  
12 additional benefits have been granted have in-  
13 creased in such amounts as to cause, or threat-  
14 en to cause, injury to a domestic industry pro-  
15 ducing an article like or directly competitive  
16 with the article.

17       “(2) EFFECTIVE DATE OF WITHDRAWAL, ETC.;  
18 ADVICE TO CONGRESS.—

19           “(A) EFFECTIVE DATE.—A country shall  
20 cease to be an ILO eligible beneficiary country  
21 on the day on which the President issues an  
22 Executive order or Presidential proclamation re-  
23 voking the designation of such country under  
24 this title.

1           “(B) ADVICE TO CONGRESS.—The Presi-  
2           dent shall, as necessary, advise Congress on the  
3           application of subsection (a)(1)(D) and the ac-  
4           tions the President has taken to withdraw, to  
5           suspend, or to limit the application of pref-  
6           erential treatment with respect to any country  
7           which has failed to adequately meet the criteria  
8           described in section 507(6).”.

9           (d) DEFINITIONS.—Section 507 of such Act (19  
10          U.S.C. 2467) is amended by adding at the end the follow-  
11          ing:

12           “(6) ILO ELIGIBLE BENEFICIARY COUNTRY.—  
13          The term ‘ILO eligible beneficiary country’ means a  
14          least-developed beneficiary developing country or a  
15          beneficiary developing country that—

16           “(A) the President determines, after con-  
17          sultation with the Secretary of Labor, is imple-  
18          menting and enforcing the provisions of Con-  
19          vention No. 138 of the General Conference of  
20          the International Labor Organization; and

21           “(B) has requested the additional benefits  
22          described in section 503(a)(1)(D).

23           “(7) ARTICLE ORIGINATING IN AN ILO ELIGI-  
24          BLE BENEFICIARY COUNTRY.—An article is an arti-  
25          cle originating in an ILO eligible beneficiary country

1 if the article meets the rules of origin for an article  
2 set forth in section 503(a)(2), except that in apply-  
3 ing section 503(a)(2), any reference to a beneficiary  
4 developing country shall be deemed to refer to an  
5 ILO eligible beneficiary country.”.

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