

107TH CONGRESS
1ST SESSION

H. R. 518

To amend the Trade Act of 1974, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 7, 2001

Mr. REGULA introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Trade Act of 1974, 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 “Trade Fairness Act
5 of 2001”.

6 SEC. 2. RELIEF FROM INJURY.

7 (a) TEST FOR POSITIVE ADJUSTMENT TO IMPORT
8 COMPETITION.—Section 201(a) of the Trade Act of 1974
9 (19 U.S.C. 2251(a)) is amended by striking “substantial”.

10 (b) INVESTIGATIONS AND DETERMINATIONS.—Sec-
11 tion 202 of such Act (19 U.S.C. 2252) is amended—

1 (1) in subsection (b)(1)(A), by striking “sub-
2 stantial”;

3 (2) by amending subsection (b)(1)(B) to read
4 as follows:

5 “(B) Imports shall be considered to be a ‘cause
6 of serious injury, or the threat thereof,’ if a causal
7 link is established between imports and injury to the
8 domestic industry.”;

17 “(iii) changes in the level of sales:

18 “(iv) production:

19 “(v) productivity;

20 “(vi) capacity utilization;

22 “(viii) employment.”;

23 (4) in subsection (c)(1)(C), by striking "with
24 respect to substantial cause" and inserting "with re-

1 spect to whether there is a causal link between im-
2 ports and serious injury”; and

3 (5) in subsection (c)(3), by striking “substan-
4 tial”.

5 (c) ACTION REGARDING ITC INVESTIGATION OF IN-
6 JURY.—Section 264(c) of the Trade Act of 1974 (19
7 U.S.C. 2354(c)) is amended by striking “substantial”.

8 SEC. 3. STEEL IMPORT PERMIT AND MONITORING PRO-
9 GRAM.

10 (a) IN GENERAL.—Not later than 30 days after the
11 date of enactment of this Act, the Secretary of Commerce,
12 in consultation with the Secretary of the Treasury, shall
13 establish and implement a steel import permit and moni-
14 toring program. The program shall include a requirement
15 that any person importing a product classified under chap-
16 ter 72 or 73 of the Harmonized Tariff Schedule of the
17 United States obtain an import permit before such prod-
18 ucts are entered into the United States.

19 (b) STEEL IMPORT PERMITS.—

20 (1) IN GENERAL.—In order to obtain a steel
21 import permit, an importer shall submit to the Sec-
22 retary of Commerce an application containing—

23 (A) the importer's name and address:

24 (B) the name and address of the supplier
25 of the goods to be imported;

- (C) the name and address of the producer of the goods to be imported;
 - (D) the country of origin of the goods;
 - (E) the country from which the goods are to be imported;
 - (F) the United States Customs port of entry where the goods will be entered;
 - (G) the expected date of entry of the goods into the United States;
 - (H) a description of the goods, including the classification of such goods under the Harmonized Tariff Schedule of the United States;
 - (I) the quantity (in kilograms and net tons) of the goods to be imported;
 - (J) the cost insurance freight (CIF) and free alongside ship (FAS) values of the goods to be entered;
 - (K) whether the goods are being entered for consumption or for entry into a bonded warehouse or foreign trade zone;
 - (L) a certification that the information furnished in the permit application is correct; and

(M) any other information the Secretary of Commerce determines to be necessary and appropriate.

17 (c) STATISTICAL INFORMATION.—

18 (1) IN GENERAL.— The Secretary of Commerce
19 shall compile and publish on a weekly basis informa-
20 tion described in paragraph (2).

1 monized Tariff Schedule of the United States classification (to the tenth digit), the country of origin, 2 the port of entry, quantity, value of steel imported, 3 and whether the imports are entered for consumption 4 or are entered into a bonded warehouse or foreign trade zone. Such information shall also be compiled 5 in aggregate form and made publicly available by the Secretary of Commerce on a weekly basis by 6 public posting through an Internet website. The information provided under this section shall be in addition 7 to any information otherwise required by law.

8 (d) FEES.—The Secretary of Commerce may prescribe 9 reasonable fees and charges to defray the costs of 10 carrying out the provisions of this section, including a fee 11 for issuing a permit under this section.

12 (e) SINGLE PRODUCER AND EXPORTER COUN- 13 TRIES.—Notwithstanding any other provision of law, the 14 Secretary of Commerce shall make publicly available all 15 information required to be released pursuant to subsection 16 (c), including information obtained regarding imports 17 from a foreign producer or exporter that is the only pro- 18 ducer or exporter of goods subject to this section from a 19 foreign country.

20 (f) REGULATIONS.—The Secretary of Commerce may 21 prescribe such rules and regulations relating to the steel 22

- 1 import permit and monitoring program as may be nec-
- 2 essary to carry the provisions of this section.

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