

107TH CONGRESS  
1ST SESSION

S. 140

To authorize negotiation for the accession of United Kingdom to the North American Free Trade Agreement, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 22, 2001

Mr. GRAMM introduced the following bill; which was read twice and referred to the Committee on Finance

# A BILL

To authorize negotiation for the accession of United Kingdom to the North American Free Trade Agreement, 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 “United Kingdom-  
5 NAFTA Accession Act”.

6 SEC 2. ACCESSION OF UNITED KINGDOM TO THE NORTH  
7 AMERICAN FREE TRADE AGREEMENT.

8 (a) IN GENERAL.—Subject to section 3, the Presi-  
9 dent is authorized to enter into an agreement described  
10 in subsection (b) and the provisions of section 151(c) of

1 the Trade Act of 1974 (19 U.S.C. 2191(c)) shall apply  
2 with respect to a bill to implement such agreement if such  
3 agreement is entered into on or before December 31,  
4 2003.

5 (b) AGREEMENT DESCRIBED.—An agreement de-  
6 scribed in this subsection means an agreement that—

7 (1) provides for the accession of United King-  
8 dom to the North American Free Trade Agreement;  
9 or

10 (2) is a bilateral agreement between the United  
11 States and United Kingdom that provides for the re-  
12 duction and ultimate elimination of tariffs and other  
13 nontariff barriers to trade and the eventual estab-  
14 lishment of a free trade area between the United  
15 States and United Kingdom.

16 **SEC. 3. INTRODUCTION AND FAST-TRACK CONSIDERATION  
17 OF IMPLEMENTING BILL.**

18 (a) INTRODUCTION IN HOUSE AND SENATE.—When  
19 the President submits to Congress a bill to implement a  
20 trade agreement described in section 2, the bill shall be  
21 introduced (by request) in the House and the Senate as  
22 described in section 151(c) of the Trade Act of 1974 (19  
23 U.S.C. 2191(c)).

24 (b) RESTRICTIONS ON CONTENT.—A bill to imple-  
25 ment a trade agreement described in section 2—

9 (c) POINT OF ORDER IN SENATE.—

10 (1) APPLICABILITY TO ALL LEGISLATIVE  
11 FORMS OF IMPLEMENTING BILL.—For the purposes  
12 of this subsection, the term “implementing bill”  
13 means the following:

18 (B) AMENDMENT.—An amendment to a  
19 bill referred to in subparagraph (A).

20 (C) CONFERENCE REPORT.—A conference  
21 report on a bill referred to in subparagraph (A).

22 (D) AMENDMENT BETWEEN HOUSES.—An  
23 amendment between the houses of Congress in  
24 relation to a bill referred to in subparagraph  
25 (A)

1 (E) MOTION.—A motion in relation to an  
2 item referred to in subparagraph (A), (B), (C),  
3 or (D).

## 4 (2) MAKING OF POINT OF ORDER.—

5 (A) AGAINST SINGLE ITEM.—When the  
6 Senate is considering an implementing bill, a  
7 Senator may make a point of order against any  
8 part of the implementing bill that contains ma-  
9 terial in violation of a restriction under sub-  
10 section (b).

11 (B) AGAINST SEVERAL ITEMS.—Notwith-  
12 standing any other provision of law or rule of  
13 the Senate, when the Senate is considering an  
14 implementing bill, it shall be in order for a Sen-  
15 ator to raise a single point of order that several  
16 provisions of the implementing bill violate sub-  
17 section (b). The Presiding Officer may sustain  
18 the point of order as to some or all of the provi-  
19 sions against which the Senator raised the point  
20 of order.

21 (3) EFFECT OF SUSTAINMENT OF POINT OF  
22 ORDER.—

23 (A) AGAINST SINGLE ITEM.—If a point of  
24 order made against a part of an implementing  
25 bill under paragraph (2)(A) is sustained by the

1 Presiding Officer, the part of the implementing  
2 bill against which the point of order is sus-  
3 tained shall be deemed stricken.

4 (B) AGAINST SEVERAL ITEMS.—In the  
5 case of a point of order made under paragraph  
6 (2)(B) against several provisions of an imple-  
7 menting bill, only those provisions against  
8 which the Presiding Officer sustains the point  
9 of order shall be deemed stricken.

10 (C) STRICKEN MATTER NOT IN ORDER AS  
11 AMENDMENT.—Matter stricken from an imple-  
12 menting bill under this paragraph may not be  
13 offered as an amendment to the implementing  
14 bill (in any of its forms described in paragraph  
15 (1)) from the floor.

16 (4) WAIVERS AND APPEALS.—

17 (A) WAIVERS.—Before the Presiding Offi-  
18 cer rules on a point of order under this sub-  
19 section, any Senator may move to waive the  
20 point of order as it applies to some or all of the  
21 provisions against which the point of order is  
22 raised. Such a motion to waive is amendable in  
23 accordance with the rules and precedents of the  
24 Senate.

1 (B) APPEALS.—After the Presiding Officer  
2 rules on a point of order under this subsection,  
3 any Senator may appeal the ruling of the Pre-  
4 siding Officer on the point of order as it applies  
5 to some or all of the provisions on which the  
6 Presiding Officer ruled.

7 (C) THREE-FIFTHS MAJORITY RE-  
8 QUIRED.—

9 (i) WAIVERS.—A point of order under  
10 this subsection is waived only by the af-  
11 firmative vote of at least the requisite ma-  
12 jority.

13 (ii) APPEALS.—A ruling of the Pre-  
14 siding Officer on a point of order under  
15 this subsection is sustained unless at least  
16 the requisite majority votes not to sustain  
17 the ruling.

18 (iii) REQUISITE MAJORITY.—For pur-  
19 poses of clauses (i) and (ii), the requisite  
20 majority is three-fifths of the Members of  
21 the Senate, duly chosen and sworn.

22 (d) APPLICABILITY OF FAST TRACK PROCEDURES.—  
23 Section 151 of the Trade Act of 1974 (19 U.S.C. 2191)  
24 is amended—

25 (1) in subsection (b)(1) —

5 (B) by amending subparagraph (C) to read  
6 as follows:

7                     “(C) if changes in existing laws or new  
8                     statutory authority is required to implement  
9                     such trade agreement or agreements or such ex-  
10                    tension, provisions, necessary to implement  
11                    such trade agreement or agreements or such ex-  
12                    tension, either repealing or amending existing  
13                    laws or providing new statutory authority.”;  
14                    and

15 (2) in subsection (c)(1), by inserting “or under  
16 section 3 of the United Kingdom-NAFTA Accession  
17 Act,” after “the Uruguay Round Agreements Act.”

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