

109TH CONGRESS
1ST SESSION

H. R. 1450

To require additional tariffs be imposed on products of any nonmarket economy country until the President certifies to the Congress that that country is a market economy country, and to direct the Secretary of the Treasury to deposit the amounts generated from those tariffs into the Social Security trust funds.

IN THE HOUSE OF REPRESENTATIVES

MARCH 17, 2005

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

A BILL

To require additional tariffs be imposed on products of any nonmarket economy country until the President certifies to the Congress that that country is a market economy country, and to direct the Secretary of the Treasury to deposit the amounts generated from those tariffs into the Social Security trust funds.

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. ADDITIONAL TARIFFS ON PRODUCTS OF NON-**
4 **MARKET ECONOMY COUNTRIES.**

5 (a) IN GENERAL.—Notwithstanding the provisions of
6 title I of Public Law 106–286 (19 U.S.C. 2431 note), title

1 IV of the Trade Act of 1974 (19 U.S.C. 2431 et seq.),
2 or any other provision of law, and subject to subsection
3 (b), there shall be imposed on any article that is the
4 growth, product, or manufacture of a nonmarket economy
5 country and is imported directly or indirectly into the
6 United States, in addition to any other duty that would
7 otherwise apply to such article—

8 (1) a rate of duty of 5 percent ad valorem dur-
9 ing the 1-year period beginning on the effective date
10 of this Act; and

11 (2) an additional duty of 1 percent ad valorem
12 in each succeeding 1-year period.

13 (b) CERTIFICATION.—Subsection (a) shall cease to
14 apply to a country at such time as the President certifies
15 to the Congress that the country is a market economy
16 country.

17 (c) DEFINITIONS.—In this section:

18 (1) NONMARKET ECONOMY COUNTRY.—The
19 term “nonmarket economy country” means the fol-
20 lowing:

21 (A) Albania, Armenia, Azerbaijan, Belarus,
22 Cambodia, Georgia, Kyrgyzstan, Laos, Moldova,
23 the People’s Republic of China, Tajikistan,
24 Turkmenistan, Ukraine, Uzbekistan, and Viet-
25 nam.

1 (B) Cuba and North Korea, to the extent
2 that any products of those countries enter the
3 customs territory of the United States.

4 (C) Any other country that the President
5 determines is a nonmarket economy country as
6 defined in section 771 of the Tariff Act of 1930
7 (19 U.S.C. 1677).

8 (2) MARKET ECONOMY COUNTRY.—The term
9 “market economy country” means a country that
10 operates on market principles of cost and pricing
11 structures so that sales of merchandise in such
12 country reflect the fair value of the merchandise.

13 **SEC. 2. DEPOSITS OF TARIFFS IN SOCIAL SECURITY TRUST**
14 **FUNDS.**

15 The Secretary of the Treasury shall deposit into the
16 Federal Old-Age and Survivors Insurance Trust Fund cre-
17 ated by section 201(a) of the Social Security Act, and the
18 Federal Disability Insurance Trust Fund created by sec-
19 tion 201(b) of that Act, in such proportions as the Sec-
20 retary may determine, amounts equal to the duties col-
21 lected under section 1(a), less such amounts that the Sec-
22 retary determines are necessary to administer the collec-
23 tion of such duties.

1 **SEC. 3. CONSTRUCTION.**

2 For purposes of this Act, the People's Republic of
3 China shall not be construed to include Taiwan or any
4 island over which Taiwan exercises jurisdiction.

5 **SEC. 4. EFFECTIVE DATE.**

6 This Act shall take effect on the 15th day after the
7 date of the enactment of this Act.

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