

115TH CONGRESS
2D SESSION

S. 3289

To amend the Trade Act of 1974 to provide adjustment assistance to certain workers adversely affected by reduced exports resulting from tariffs imposed as retaliation for United States tariff increases, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 26, 2018

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

A BILL

To amend the Trade Act of 1974 to provide adjustment assistance to certain workers adversely affected by reduced exports resulting from tariffs imposed as retaliation for United States tariff increases, 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 “Assistance for Workers
5 Harmed by Tariffs on Exports Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) In recognition that trade policy can result
2 in disparate and disruptive changes to the economy,
3 the Trade Adjustment Assistance program was en-
4 acted to help workers adversely impacted by the
5 trade policy decisions of the Federal Government.

6 (2) The Trump Administration has made clear
7 that it intends to aggressively use Federal trade
8 statutes, including section 232 of the Trade Expan-
9 sion Act of 1962 (19 U.S.C. 1862), section 301 of
10 the Trade Act of 1974 (19 U.S.C. 2411), and poten-
11 tially the International Emergency Economic Powers
12 Act (50 U.S.C. 1701 et seq.), to increase tariffs on
13 selected imports.

14 (3) Foreign countries affected by such tariff in-
15 creases have, as of the date of the enactment of this
16 Act, already raised tariffs on United States exports
17 or have indicated that they intend to respond by
18 raising tariffs on such exports.

19 (4) Increased tariffs on such exports threaten
20 to reduce employment in affected sectors of the
21 United States economy.

22 (5) Workers adversely impacted by these effects
23 deserve adjustment assistance.

1 **SEC. 3. ADJUSTMENT ASSISTANCE FOR RETALIATORY TAR-**
2 **IFF INCREASES.**

3 Section 222(a)(2) of the Trade Act of 1974 (19
4 U.S.C. 2272(a)(2)) is amended—

5 (1) in subparagraph (A)(iii), by striking “or” at
6 the end;

7 (2) in subparagraph (B)(ii), by striking the pe-
8 riod at the end and inserting “; or”; and

9 (3) by adding at the end the following:

10 “(C)(i) the sales or production, or both, of such
11 firm have decreased absolutely;

12 “(ii) exports of articles produced or services
13 supplied by such workers’ firm have decreased;

14 “(iii) the decrease in exports described in clause
15 (ii) resulted in whole or in part from duties imposed
16 on such exports by a foreign country in response to
17 duties imposed by the United States on exports from
18 that country pursuant to an action taken under the
19 authority of—

20 “(I) section 232 of the Trade Expansion
21 Act of 1962 (19 U.S.C. 1862);

22 “(II) section 301 of the Trade Act of 1974
23 (19 U.S.C. 2411); or

24 “(III) the International Emergency Eco-
25 nomic Powers Act (50 U.S.C. 1701 et seq.);
26 and

1 “(iv) the decrease in exports described in clause
2 (ii) contributed importantly to such workers’ separa-
3 tion or threat of separation and to the decline in the
4 sales or production of such firm.”.

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