

107TH CONGRESS
1ST SESSION

H. R. 457

To amend the Trade Act of 1974 to establish a transitional adjustment assistance program for workers adversely affected by reason of the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of the People's Republic of China.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 2001

Ms. KAPTUR (for herself, Mr. HUNTER, Mr. OBERSTAR, Mr. SANDERS, Mr. DELAHUNT, Mr. WHITFIELD, Mr. BORSKI, Ms. ROS-LEHTINEN, Mr. SHOWS, Mr. GILLMOR, Mr. WYNN, Mr. LATOURETTE, Mr. BRADY of Pennsylvania, Mr. MCHUGH, Ms. PELOSI, Mr. NEY, Ms. KILPATRICK, Mr. BACA, Mr. FILNER, Mr. SWEENEY, Mr. MCINTYRE, Mr. CONYERS, Mr. KUCINICH, Mr. McNULTY, Mr. TIERNEY, Mr. LIPINSKI, Mr. DINGELL, Mr. PASCRELL, Mr. FALCOMAVAEGA, Mr. LANTOS, Mrs. THURMAN, Mr. FROST, and Mr. McDERMOTT) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Trade Act of 1974 to establish a transitional adjustment assistance program for workers adversely affected by reason of the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of the People's Republic of China.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. NORMAL TRADE RELATIONS FOR CHINA TRAN-**
2 **SITIONAL ADJUSTMENT ASSISTANCE PRO-**
3 **GRAM.**

4 (a) IN GENERAL.—Chapter 2 of title II of the Trade
5 Act of 1974 (19 U.S.C. 2271 et seq.) is amended by add-
6 ing at the end the following:

7 **“Subchapter E—Normal Trade Relations For**
8 **China Transitional Adjustment Assist-**
9 **ance Program**

10 **“SEC. 250A. ESTABLISHMENT OF TRANSITIONAL PROGRAM.**

11 “(a) GROUP ELIGIBILITY REQUIREMENTS.—

12 “(1) CRITERIA.—A group of workers (including
13 workers in any agricultural firm or subdivision of an
14 agricultural firm) shall be certified as eligible to
15 apply for adjustment assistance under this sub-
16 chapter pursuant to a petition filed under subsection
17 (b) if the Secretary determines that a significant
18 number or proportion of the workers in such work-
19 ers’ firm or an appropriate subdivision of the firm
20 have become totally or partially separated, or are
21 threatened to become totally or partially separated,
22 and either—

23 “(A) that—

24 “(i) the sales or production, or both,
25 of such firm or subdivision have decreased
26 absolutely,

1 “(ii) imports from the People’s Re-
2 public of China of articles like or directly
3 competitive with articles produced by such
4 firm or subdivision have increased by rea-
5 son of the extension of nondiscriminatory
6 treatment (normal trade relations treat-
7 ment) to the products of China, and

8 “(iii) the increase in imports under
9 clause (ii) contributed importantly to such
10 workers’ separation or threat of separation
11 and to the decline in the sales or produc-
12 tion of such firm or subdivision; or

13 “(B) that there has been a shift in produc-
14 tion by such workers’ firm or subdivision to the
15 People’s Republic of China of articles like or di-
16 rectly competitive with articles which are pro-
17 duced by the firm or subdivision by reason of
18 the extension of nondiscriminatory treatment
19 (normal trade relations treatment) to the prod-
20 ucts of China.

21 “(2) DEFINITION OF CONTRIBUTED IMPOR-
22 TANTLY.—The term ‘contributed importantly’, as
23 used in paragraph (1)(A)(iii), means a cause which
24 is important but not necessarily more important
25 than any other cause.

1 “(3) REGULATIONS.—The Secretary shall issue
2 regulations relating to the application of the criteria
3 described in paragraph (1) in making preliminary
4 findings under subsection (b) and determinations
5 under subsection (c).

6 “(b) ADDITIONAL REQUIREMENTS.—The provisions
7 of subsections (b) through (e) of section 250 shall apply
8 to the administration of the program under this sub-
9 chapter in the same manner and to the same extent as
10 such provisions apply to the administration of the program
11 under subchapter D.”.

12 (b) CONFORMING AMENDMENT.—The table of con-
13 tents of the Trade Act of 1974 (19 U.S.C. 2101) is
14 amended by inserting after the item relating to section
15 250 the following:

“SUBCHAPTER E—NORMAL TRADE RELATIONS FOR CHINA
TRANSITIONAL ADJUSTMENT ASSISTANCE PROGRAM

“Sec. 250A. Establishment of transitional program.”.

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