

112TH CONGRESS  
1ST SESSION

# H. R. 3375

To direct the President to impose duties on merchandise from the People's Republic of China in an amount equivalent to the estimated annual loss of revenue to holders of United States intellectual property rights as a result of violations of such intellectual property rights in China, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 4, 2011

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

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## A BILL

To direct the President to impose duties on merchandise from the People's Republic of China in an amount equivalent to the estimated annual loss of revenue to holders of United States intellectual property rights as a result of violations of such intellectual property rights in China, 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,*

1 **SECTION 1. STUDY AND REPORT ON VIOLATIONS OF**  
2 **UNITED STATES INTELLECTUAL PROPERTY**  
3 **RIGHTS IN CHINA.**

4 (a) STUDY.—The United States Trade Representa-  
5 tive shall conduct an annual study to determine the esti-  
6 mated annual loss of revenue to holders of United States  
7 intellectual property rights as a result of violations of such  
8 intellectual property rights in the People’s Republic of  
9 China.

10 (b) REPORT.—Not later than 120 days after the date  
11 of the enactment of this Act, and annually thereafter, the  
12 United States Trade Representative shall submit to Con-  
13 gress a report that contains the results of the study con-  
14 ducted pursuant to subsection (a).

15 **SEC. 2. IMPOSITION OF DUTIES ON MERCHANDISE FROM**  
16 **CHINA AND DISTRIBUTION OF PROCEEDS OF**  
17 **SUCH DUTIES TO HOLDERS OF CERTAIN**  
18 **UNITED STATES INTELLECTUAL PROPERTY**  
19 **RIGHTS.**

20 Notwithstanding any other provision of law, the  
21 President, acting through the United States Trade Rep-  
22 resentative, shall—

23 (1) impose duties on merchandise from the Peo-  
24 ple’s Republic of China in an amount equivalent to  
25 the estimated annual loss of revenue to holders of  
26 United States intellectual property rights as a result

1 of violations of such intellectual property rights in  
2 China, as determined by the Trade Representative  
3 pursuant to the study conducted under section 1(a)  
4 and contained in the report submitted to Congress  
5 under section 1(b); and

6 (2) provide for the distribution of the proceeds  
7 of such duties to holders of United States intellec-  
8 tual property rights described in paragraph (1) on a  
9 proportional basis.

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