

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3625

To renew and improve the operation of title V of the Trade Act of 1974  
(relating to the Generalized System of Preferences).

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IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 22, 1993

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

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## A BILL

To renew and improve the operation of title V of the  
Trade Act of 1974 (relating to the Generalized System  
of Preferences).

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 “GSP Renewal and  
5 Reform Act of 1993”.

6 **SEC. 2. AUTHORITY TO EXTEND PREFERENCES.**

7 Section 501 of the Trade Act of 1974 (19 U.S.C.  
8 2461) is amended—

9 (1) by striking out the matter preceding para-  
10 graph (1) and inserting the following:

1 “The United States Trade Representative may pro-  
2 vide duty-free treatment for any eligible article from any  
3 beneficiary developing country in accordance with the pro-  
4 visions of this title. In designating any such articles, the  
5 Trade Representative shall have due regard for—”;

6 (2) by amending paragraph (1)—

7 (A) by inserting “sustainable” before “eco-  
8 nomic development”, and

9 (B) by adding “and improvement of living  
10 standards of their peoples” before the period;  
11 and

12 (3) by inserting “, including United States  
13 workers,” after “United States producers” in para-  
14 graph (3).

15 **SEC. 3. BENEFICIARY DEVELOPING COUNTRIES.**

16 Section 502 of the Trade Act of 1974 (19 U.S.C.  
17 2462) is amended as follows:

18 (1) Subsection (a) is amended to read as fol-  
19 lows:

20 “(a) DESIGNATION BY PRESIDENT.—The President  
21 may only issue an Executive order or Presidential procla-  
22 mation designating a country as a beneficiary developing  
23 country for purposes of this title after the Trade Rep-  
24 resentative has certified to the President in writing that  
25 such country meets all of the requirements for beneficiary

1 developing country status provided for in subsections (b)  
2 and (c). Before the President designates any country as  
3 a beneficiary developing country for purposes of this title,  
4 the President shall—

5 “(1) notify the Congress of the intention to  
6 make such a designation; and

7 “(2) submit to the Congress a copy of the cer-  
8 tification of the Trade Representative.”.

9 (2) Subsection (b) is amended—

10 (A) by inserting after “(b)” the following

11 “COUNTRIES INELIGIBLE FOR DESIGNATION.—

12 ”;

13 (B) by striking out “Union of Soviet So-  
14 cialist Republics” and inserting “Common-  
15 wealth of Independent States member states”;

16 (C) by inserting “, in violation of inter-  
17 national law,” after “has” in each of subpara-  
18 graphs (A), (B), and (C) of paragraph (4);

19 (D) by striking out “and” at the end of  
20 paragraph (6);

21 (E) by striking out paragraph (7) and in-  
22 serting the following:

23 “(7) during any period in which a free trade  
24 area agreement is in force between such country and  
25 the United States; except that this paragraph shall

1 not apply until the 2nd anniversary of the date of  
2 the enactment of this paragraph in the case of any  
3 country with respect to which there is in force, on  
4 such date of enactment, a free trade area agreement  
5 between it and the United States;

6 “(8) if such country fails to comply with inter-  
7 nationally recognized worker rights; and

8 “(9) if such country has not adopted laws to  
9 provide effective natural resource protection and to  
10 achieve effective pollution abatement and control  
11 standards to protect the air, water, and land or has  
12 adopted such laws but is not enforcing them.”.

13 (F) by inserting before the period at the  
14 end of the last sentence of each subsection the  
15 following: “; except that such designation shall  
16 not prevent any country’s removal from eligi-  
17 bility under section 504 at any time after 1  
18 year after the date of the President’s designa-  
19 tion of the country as a beneficiary developing  
20 country.

21 (3) Subsection (c) is amended—

22 (A) by inserting “FACTORS REQUIRED FOR  
23 DESIGNATION AS A BENEFICIARY DEVELOPING  
24 COUNTRY.—” after “(c)”; and

1 (B) by amending paragraph (7) to read as  
2 follows and adding paragraph (8):

3 “(7) whether or not such country is in compli-  
4 ance with internationally recognized worker rights;  
5 and

6 “(8) whether or not such country has adopted  
7 and is enforcing laws to provide effective natural re-  
8 source protection and to achieve effective pollution  
9 abatement and control standards to protect the air,  
10 water, and land.”.

11 (4) Subsections (d) and (e) are repealed.

12 (5) The following new subsection is added after  
13 subsection (c):

14 “(d) DEFINITIONS.—For purposes of this title—

15 “(1) The term ‘Trade Representative’ means  
16 the United States Trade Representative.

17 “(2) The term ‘country’ means any foreign  
18 country, any overseas dependent territory or posses-  
19 sion of a foreign country, or the Trust Territory of  
20 the Pacific Islands, and includes any designated ex-  
21 port processing zone or any other subdivision within  
22 that country. In the case of an association of coun-  
23 tries which is a free trade area or customs union, or  
24 which is contributing to comprehensive regional eco-  
25 nomic integration among its members through ap-

1 appropriate means, including, but not limited to, the  
2 reduction of duties, the President may by Executive  
3 order or Presidential proclamation provide that all  
4 members of such association other than members  
5 which are barred from designation under subsection  
6 (b) shall be treated as 1 country for purposes of this  
7 title.

8 “(3) The term ‘beneficiary developing country’  
9 means any country with respect to which there is in  
10 effect an Executive order or Presidential proclama-  
11 tion by the President of the United States designat-  
12 ing country as a beneficiary developing country for  
13 purposes of this title.

14 “(4) The term ‘internationally recognized work-  
15 er rights’ includes—

16 “(A) the right of association;

17 “(B) the right to organize and bargain col-  
18 lectively;

19 “(C) a prohibition on the use of any form  
20 of forced or compulsory labor;

21 “(D) a prohibition on discrimination based  
22 on race, sex, or religion in hiring, compensation,  
23 promotion or any other term or condition of  
24 employment;

1           “(E) provision for occupational safety and  
2 health for all workers; and

3           “(F) acceptable minimum standards with  
4 respect to wages, hours of work, and the age at  
5 which children may be employed.

6           In determining whether a country has complied with  
7 internationally recognized worker rights, the Trade  
8 Representative shall—

9           “(i) require a country to comply with each  
10 of the factors listed in subparagraphs (A)  
11 through (F) and shall also apply recognized  
12 international standards, including provisions  
13 applicable to workers in international human  
14 rights instruments and International Labor Or-  
15 ganization Conventions;

16           “(ii) take into account the laws and regula-  
17 tions of a country, as well as the implementa-  
18 tion and enforcement of those laws and regula-  
19 tions, in determining whether each of the fac-  
20 tors has been complied with; and

21           “(iii) take into account the findings of  
22 human rights commissions and courts, the an-  
23 nual Human Rights Report of the Department  
24 of State, reports of nongovernmental organiza-  
25 tions, the application of worker rights provi-

1           sions of other United States laws, worker rights  
2           provisions in voluntary codes of conduct or  
3           other agreements affecting workers, employers  
4           and governments, worker rights provisions in  
5           collective bargaining agreements between  
6           transnational employers and groups of workers,  
7           and the opinions of scholars in the fields of  
8           labor law, comparative labor law, and inter-  
9           national labor law and human rights law.

10          With respect to the factor set forth in subparagraph  
11          (F), once a country has established acceptable mini-  
12          mum standards, which may take into account the  
13          country's level of economic development, the country  
14          must continue to make progress and improve the  
15          minimums, commensurate, with its economic devel-  
16          opment. With respect to all of the other factors, the  
17          country must be in complete compliance with inter-  
18          national standards, regardless of its level of eco-  
19          nomic development.

20                 “(5) The term ‘interested persons’ includes, but  
21                 is not limited to, domestic firms and workers, rep-  
22                 resentatives of workers, both domestic and foreign,  
23                 representatives of consumer interests, and represent-  
24                 atives of any group that has an interest in promot-  
25                 ing respect for internationally recognized worker

1 rights, without regard to any showing of an eco-  
2 nomic or other injury.”.

3 **SEC. 4. ELIGIBLE ARTICLES.**

4 Section 503 of the Trade Act of 1974 (19 U.S.C.  
5 2163) is amended as follows:

6 (1) Subsection (a) is amended—

7 (A) by inserting “LISTS OF ARTICLES TO  
8 BE CONSIDERED FOR DESIGNATION.—” after  
9 “(a)”,

10 (B) by striking out “President” each place  
11 it appears and inserting “Trade Representa-  
12 tive”,

13 (C) by striking out “he” and inserting  
14 “the Trade Representative”, and

15 (D) by striking out “Executive order or  
16 Presidential proclamation” and inserting “pub-  
17 lishing a list of such articles in the Federal  
18 Register”.

19 (2) Subsection (b) is amended—

20 (A) by inserting “DUTY FREE TREAT-  
21 MENT FOR ELIGIBLE ARTICLES.—” after  
22 “(b)”, and

23 (B) by striking out “Secretary of the  
24 Treasury, after consultation with the United

1 States Trade Representative,” and inserting  
2 “Trade Representative”.

3 (3) Subsection (c) is amended—

4 (A) by inserting “ARTICLES NOT ELIGI-  
5 BLE FOR DESIGNATION AS ELIGIBLE ARTI-  
6 CLES.—” after “(c)”, and

7 (B) by adding at the end the following new  
8 paragraph:

9 “(3) No article shall be an eligible article for purposes  
10 of this title from any country where such article has been  
11 made under conditions that violate internationally recog-  
12 nized worker rights.”.

13 **SEC. 5. LIMITATIONS ON PREFERENTIAL TREATMENT.**

14 Section 504 of the Trade Act of 1974 (19 U.S.C.  
15 2164) is amended as follows:

16 (1) Subsections (a) and (b) are amended to  
17 read as follows:

18 “(a) WITHDRAWAL, SUSPENSION, OR LIMITATION OF  
19 DUTY-FREE TREATMENT OF ELIGIBLE ARTICLES.—The  
20 Trade Representative may withdraw, suspend, or limit the  
21 application of the duty-free treatment accorded under sec-  
22 tion 501 with respect to any article generally or with re-  
23 spect to exports of any article from a particular country  
24 or countries; except that no rate of duty may be estab-  
25 lished in respect of any article pursuant to this section

1 other than the rate which would apply but for this title.  
2 In taking any action under this subsection, the Trade Rep-  
3 resentative shall consider the factors set forth in sections  
4 501, 502(c), and 503, and must withdraw or suspend  
5 duty-free treatment for any article that no longer meets  
6 the requirements of section 503(b) and (c).

7 “(b) WITHDRAWAL OR SUSPENSION OF DESIGNA-  
8 TION AS BENEFICIARY DEVELOPING COUNTRY.—The des-  
9 ignation of a country as a beneficiary developing country  
10 under this title shall be withdrawn or suspended if, after  
11 any investigation initiated under subsection (c), a decision  
12 is issued that the country is no longer in complete compli-  
13 ance with the prerequisites contained in section 502(b) for  
14 designation as a beneficiary developing country. Such  
15 country shall cease to be a beneficiary developing country  
16 on the day on which the Trade Representative issues the  
17 decision under subsection (c). The Trade Representative  
18 shall promptly publish the text of any such decision in the  
19 Federal Register and shall submit a copy of the decision  
20 to the Congress. Within 30 days after the date of publica-  
21 tion of the decision under the preceding sentence, the  
22 President shall issue an Executive order or Presidential  
23 proclamation revoking the designation of such country  
24 under section 502.”.

1           (2) Subsections (c), (d), (e), and (f) are redesignated as subsections (d), (e), (f), and (g), respectively.

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4           (3) The following new subsection is added after subsection (b):

5  
6           “(c) PETITIONS; INVESTIGATIONS; JUDICIAL REVIEW.—

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8           “(1) PETITIONS.—

9           “(A) Any interested person may at any time file a petition with the Trade Representative requesting that action be taken under subsection (a) or (b) and setting forth the allegations in support of the request. Petitions alleging the failure to comply with internationally recognized worker rights may seek—

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15           “(i) the removal of articles from the list of eligible articles with respect to one or more countries or industry or industries within a country or countries under subsection (a);

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20           “(ii) the withdrawal of the designation as a beneficiary developing country of one or more countries under subsection (b); or

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23           “(iii) action under both clauses (i) and (ii).

1           “(B) The Trade Representative shall re-  
2 view the allegations in any petition filed under  
3 subsection (a) and, not later than 45 days after  
4 the date on which the Trade Representative re-  
5 ceives the petition, shall initiate an investigation  
6 unless the petition is dismissed under para-  
7 graph (C).

8           “(C) The Trade Representative may deter-  
9 mine not to initiate an investigation with re-  
10 spect to a petition only upon issuing a finding  
11 that the petition is frivolous. This finding shall  
12 be made without regard to whether similar alle-  
13 gations were made in a previously reviewed pe-  
14 tition and shall focus exclusively on whether the  
15 facts alleged in a petition, if true, would fail to  
16 establish a prima facie case for noncompliance  
17 with this Act. Only if the facts alleged in a peti-  
18 tion, if true, fail to make out a prima facie  
19 case, or if a petition contains only conclusory  
20 allegations with no allegation of supporting  
21 facts, shall a petition be dismissed as frivolous.  
22 If the Trade Representative does find a petition  
23 to be frivolous, the Trade Representative shall  
24 issue a written decision indicating the specific  
25 reasons therefor and shall publish notice of the

1 determination, together with a summary of such  
2 reasons, in the Federal Register. A copy of the  
3 decision shall be sent to the petitioner and shall  
4 be made available for public review.

5 “(D) The Trade Representative may con-  
6 stitute one or more special committees to review  
7 petitions under investigation and make written  
8 recommendations with respect to each petition.  
9 The written recommendations shall be available  
10 to the public. The members of the special com-  
11 mittees may be drawn from other agencies with-  
12 in the executive branch, and each member shall  
13 have the necessary expertise relevant to the is-  
14 sues raised in any petitions to be considered.  
15 The Trade Representative, any Deputy Trade  
16 Representative, or other designee of the Trade  
17 Representative shall be the chair of any special  
18 committee constituted under this section. Any  
19 special committee that reviews a petition con-  
20 taining allegations of worker rights violations  
21 shall include at least one member designated by  
22 the Deputy Undersecretary for International  
23 Labor Affairs of the Department of Labor, and  
24 at least one member designated by the Assist-  
25 ant Secretary of State for Human Rights.

1           “(E)(i) The investigation of a petition con-  
2           ducted under this subsection shall commence  
3           with the Trade Representative publishing a  
4           summary of the petition in the Federal Reg-  
5           ister, along with a request for any person to  
6           submit information relevant to the petition. Fol-  
7           lowing publication, the Trade Representative  
8           shall conduct an independent investigation and  
9           gather information from all available sources.  
10          As part of the review process, the Trade Rep-  
11          resentative shall, as soon as practicable, and in  
12          no event later than 90 days following the filing  
13          of the petition, provide opportunity for the pres-  
14          entation of information concerning the issues,  
15          including a public hearing if requested in the  
16          petition.

17          “(ii) With respect to any petition alleging  
18          a violation of internationally recognized worker  
19          rights, the Trade Representative shall consult  
20          with the Secretary of Labor as to whether such  
21          violations have occurred or are occurring. The  
22          Secretary of Labor shall provide the Trade Rep-  
23          resentative with a written recommendation re-  
24          garding the disposition of the allegations that  
25          shall be entered in the record of the investiga-

1           tion. The Trade Representative, or any member  
2           of any special committee constituted under sub-  
3           paragraph (D), may also seek advice from ex-  
4           perts in the field of human rights and worker  
5           rights. The advice may be in writing or taken  
6           as oral testimony at a public hearing and shall  
7           be entered in the record of the investigation.

8           “(F) After completion of the investigation,  
9           and in no event later than 270 days following  
10          the date the petition was filed, the Trade Rep-  
11          resentative shall issue a decision whether to  
12          grant the relief requested in the petition. The  
13          decision must be in writing and clearly ref-  
14          erence the issues presented, the factual findings  
15          regarding the allegations, and the standard ap-  
16          plied in determining whether the facts as found  
17          required action under subsection (a) or (b). A  
18          copy of the decision shall be provided to the pe-  
19          titioner, any other party that submitted infor-  
20          mation relevant to the petition and be made  
21          available for public review. A summary of the  
22          decision shall be published in the Federal  
23          Register.

24          “(2) INITIATION OF INVESTIGATION BY MEANS  
25          OTHER THAN PETITION.—If the Trade Representa-

1       tive determines that an investigation should be initi-  
2       ated with respect to any matter in order to deter-  
3       mine whether the matter requires action under sub-  
4       section (a) or (b), the Trade Representative shall  
5       publish such determination in the Federal Register  
6       and shall initiate such investigation using the proce-  
7       dures of paragraphs (1)(E) and (F).

8               “(3) PROMULGATION OF REGULATIONS.—The  
9       Trade Representative shall promulgate regulations  
10       to implement this subsection. The regulations may  
11       include procedures for the creation of special com-  
12       mittees under paragraph (1)(D); coordinating inves-  
13       tigations with other agencies; consolidating multiple  
14       petitions concerning the same article, country, or in-  
15       dustry; and holding hearings on similar petitions at  
16       the same time in order to efficiently gather informa-  
17       tion. Until such regulations are promulgated, any  
18       current regulations in 15 CFR part 2007 that are  
19       not inconsistent with any provision of this title may  
20       be utilized.

21               “(4) JUDICIAL REVIEW OF DETERMINATIONS.—

22                       “(A) Except as provided in subparagraph  
23                       (B), any final decision dismissing or denying a  
24                       petition requesting action under subsection (a)  
25                       may be appealed by the petitioner to the United

1 States Court of Appeals for the Federal Circuit  
2 for review. The decision shall be reviewed as a  
3 final agency action.

4 “(B) Any final decision dismissing or deny-  
5 ing a petition requesting action under sub-  
6 section (b) may be appealed by the petitioner to  
7 the United States Court of Appeals for the Dis-  
8 trict of Columbia Circuit for review. The deci-  
9 sion shall be reviewed as a final agency action  
10 Notwithstanding any provision of section 1581  
11 of title 28, United States Code, the denial or  
12 dismissal of a combined petition filed under  
13 subsection (c)(1)(A)(iii) may be appealed in its  
14 entirety under this paragraph.”.

15 (4) Subsection (d) (as redesignated by para-  
16 graph (2)) is amended—

17 (A) by striking out “(d)(1)” and all that  
18 follows thereafter in paragraphs (1) and (2)  
19 and inserting the following:

20 “(d) COMPETITIVE NEED LIMITATIONS.—(1) Subject  
21 to paragraphs (2) through (7) and subsection (e), when-  
22 ever the President determines that—

23 “(A) any beneficiary developing country—

1           “(i) has a per capita gross national prod-  
2           uct of not less than \$475 and not more than  
3           \$1,750, and

4           “(ii) has exported (directly or indirectly) to  
5           the United States—

6                   “(I) during a calendar year a quantity  
7                   of an eligible article having an appraised  
8                   value in excess of the applicable competi-  
9                   tive need limit amount, or

10                   “(II) a quantity of any eligible article  
11                   equal to or exceeding 50 percent of the ap-  
12                   praised value of the total imports of such  
13                   article into the United States during any  
14                   calendar year; or

15           “(B) any beneficiary developing country—

16                   “(i) has a per capita gross national prod-  
17                   uct of not less than \$1,750 and not more than  
18                   \$3,000, and

19                   “(ii) has exported (directly or indirectly) to  
20                   the United States—

21                   “(I) during a calendar year a quantity  
22                   of an eligible article having an appraised  
23                   value in excess of the applicable competi-  
24                   tive need limit amount, or

1           “(II) a quantity of any eligible article  
2           equal to or exceeding 25 percent of the ap-  
3           praised value of the total imports of such  
4           article into the United States during any  
5           calendar year;

6 then, not later than July 1 of the next calendar year, such  
7 country shall not be treated as a beneficiary developing  
8 country with respect to such article.

9           “(2)(A) For purposes of paragraph (1), the term  
10 ‘competitive need limit amount’ means—

11           “(i) for calendar year 1993—

12           “(I) for a beneficiary developing country  
13           referred to in paragraph (1)(A), \$75,000,000,  
14           and

15           “(II) for a beneficiary developing country  
16           referred to in paragraph (1)(B), \$35,000,000;

17           “(ii) for paragraph (1)(A) for each calendar  
18           year after 1993, the competitive need limit amount  
19           is the competitive need limit amount under such  
20           paragraph for the preceding calendar year (herein-  
21           after referred to as the ‘base year’) adjusted—

22           “(I) upwards by \$10,000,000 for each .25  
23           percent by which the United States unemploy-  
24           ment rate (as determined by the Secretary of  
25           Labor) for the base year was lower than the

1 United States unemployment rate for the year  
2 preceding the base year; or

3 “(II) downwards by \$10,000,000 for each  
4 .25 percent by which the United States unem-  
5 ployment rate for the base year was higher than  
6 the United States unemployment rate for the  
7 year preceding the base year; and

8 “(iii) for paragraph (1)(B) for each calendar  
9 year after 1993, clause (ii) applies but with  
10 ‘\$5,000,000’ substituted for ‘\$10,000,000’ each  
11 place it appears.

12 “(B)(i) Not later than January 4, 1994, and periodi-  
13 cally thereafter, the President shall conduct a general re-  
14 view of eligible articles based on the considerations de-  
15 scribed in section 501 or 502(c).

16 “(ii) If, after any review under clause (i), the Presi-  
17 dent determines that this clause should apply because a  
18 beneficiary developing country has demonstrated for any  
19 calendar year a sufficient degree of competitiveness (rel-  
20 ative to other beneficiary developing countries) with re-  
21 spect to any eligible article, then paragraph (1)(B) (with-  
22 out regard to clause (i)) shall be applied to such country  
23 with respect to such article and in computing the competi-  
24 tive need limit amount under subparagraph (A)(iii) for  
25 purposes of such application such calendar year shall be

1 treated as being the base year and the competitive need  
2 limit for that base year is \$25,000,000.”;

3 (B) by striking out “President” each place  
4 it appears and inserting “Trade Representa-  
5 tive”;

6 (C) by amending paragraph (3)(B)—

7 (i) by striking out “and” at the end of  
8 clause (i),

9 (ii) by striking out the period at the  
10 end of clause (ii) and inserting “, and”,  
11 and

12 (iii) by adding after clause (ii) the fol-  
13 lowing:

14 “(iii) the extent to which such country is  
15 in compliance with internationally recognized  
16 worker rights.”;

17 (D) by amending paragraph (3)(D)—

18 (i) by striking out “30 percent” in  
19 clause (i) and inserting “10 percent”,

20 (ii) by striking out clause (ii),

21 (iii) by redesignating clause (iii) as  
22 clause (ii) and by striking out “clauses (i)  
23 and (ii)” in such redesignated clause and  
24 inserting “clause (i)”;

25 (E) by amending paragraph (4)—

1 (i) by striking out “and” at the end of  
2 subparagraph (B),

3 (ii) by striking out the period at the  
4 end of subparagraph (C) and inserting “,  
5 and”, and

6 (iii) by adding after subparagraph (C)  
7 the following:

8 “(D) such country consistently and fully com-  
9 plies with internationally recognized worker rights.”;  
10 and

11 (F) by striking out “1985” in paragraph  
12 (6)(B) and inserting “1993”.

13 (5) Subsection (e) (as redesignated by para-  
14 graph (2)) is amended—

15 (A) inserting “INAPPLICABILITY OF LIMI-  
16 TATIONS IF COMPETITIVE ARTICLES NOT PRO-  
17 DUCED IN THE U.S.—” after “(e)”; and

18 (B) by striking out “President” and insert-  
19 ing “Trade Representative”.

20 (6) Subsection (f) (as redesignated by para-  
21 graph (2)) is amended by inserting “EXCEPTION  
22 REGARDING COFFEE IMPORTS INTO PUERTO  
23 RICO.—”.

1 **SEC. 6. TERMINATION OF DUTY-FREE TREATMENT AND RE-**  
2 **PORTS.**

3 Section 505 of the Trade Act of 1974 (19 U.S.C.  
4 2165) is amended to read as follows:

5 **“SEC. 505. TERMINATION OF DUTY-FREE TREATMENT AND**  
6 **REPORTS.**

7 “(a) **TERMINATION.**—No duty-free treatment pro-  
8 vided under this title shall remain in effect after July 4,  
9 2003.

10 “(b) **GENERAL REPORT.**—On or before January 4,  
11 1994, and on or before January 4, 1999, the Trade Rep-  
12 resentative shall submit to the Congress a full and com-  
13 plete report regarding the operation of this title, including,  
14 but not limited to, a report on the application of sections  
15 501 and 502(c), and the actions that have been taken dur-  
16 ing the period covered by the report to withdraw, to sus-  
17 pend, or to limit the application of duty-free treatment  
18 with respect to any country that was investigated under  
19 section 504 to determine whether it was in compliance  
20 with the provisions of section 502(b).

21 “(c) **WORKER RIGHTS REPORTS.**—At the time of the  
22 submission of the annual report filed pursuant to section  
23 \_\_\_\_\_ of the Foreign Assistance Act of \_\_\_\_\_, the Sec-  
24 retary of Labor shall submit a report to the Congress on  
25 the status of internationally recognized worker rights  
26 within each beneficiary developing country. The report

1 shall specifically reference the 6 factors required to be met  
2 for compliance with internationally recognized worker  
3 rights in section 502(e)(4) and shall conclude with respect  
4 to each factor whether the country is in compliance. In  
5 any case in which the report concludes that any country  
6 is not in complete compliance with internationally recog-  
7 nized worker rights, the Trade Representative shall initi-  
8 ate an investigation under section 504.”.

9 **SEC. 7. SPECIAL REPORTS.**

10 On or before January 4, 1994, the United States  
11 Trade Representative, the Secretary of Commerce, the  
12 Secretary of Labor, and the Comptroller General of the  
13 United States shall submit to the Congress a joint report  
14 that—

15 (1) analyzes the feasibility of developing and  
16 implementing a method of tracking the company  
17 source of all imports to the United States of eligible  
18 articles under title V of the Trade Act of 1974;

19 (2) contains recommendations for coordinating  
20 the enforcement of all laws that contain a require-  
21 ment for compliance with internationally recognized  
22 worker rights and for amending any existing law to  
23 achieve better the effective enforcement of inter-  
24 nationally recognized worker rights; and

25 (3) sets forth in detail—

1 (A) all past actions that have been taken  
2 to implement section 506 of the Trade Act of  
3 1974 (relating to agricultural exports from ben-  
4 eficiary developing countries), and

5 (B) a plan for the implementation of such  
6 section in the future.

7 **SEC. 8. TRAINING ON INTERNATIONAL LABOR STANDARDS.**

8 (a) LABOR REPORTING OFFICERS.—Any person serv-  
9 ing as the Labor Reporting Officer, or who is responsible  
10 for reporting on the status of worker rights, for any Unit-  
11 ed States Embassy shall be required to complete a training  
12 course in international labor standards.

13 (b) SPECIAL COMMITTEE MEMBERS.—Any person  
14 who sits on any special committee created by the Trade  
15 Representative under section 504(c)(1)(D) of title V of the  
16 Trade Act of 1974 that considers any petition containing  
17 allegations of failure to comply with internationally recog-  
18 nized worker rights shall be required to complete the train-  
19 ing course referred to in subsection (c).

20 (c) TRAINING COURSE.—The training course re-  
21 quired to be taken under subsections (a) and (b) shall be  
22 conducted by the Department of Labor and the Depart-  
23 ment of State in a manner to be determined jointly by  
24 the Secretary of each such Department.

1 **SEC. 9. USTR BUREAU OF TRADE-RELATED STANDARDS.**

2 Section 141 of the Trade Act of 1974 (19 U.S.C.  
3 2171) is amended as follows:

4 (1) Subsection (b)(2) is amended by striking  
5 out “three Deputy United States Trade Representa-  
6 tives” and inserting “four United States Deputy  
7 Trade Representatives”.

8 (2) Subsections (e), (f), and (g) are redesignig-  
9 nated as subsections (f), (g), and (h), respectively.

10 (3) The following new subsection is inserted  
11 after subsection (d):

12 “(e) There is established within the Office a Bureau  
13 of Trade-Related Standards which shall be headed by a  
14 Deputy United States Trade Representative. The func-  
15 tions of the Bureau are to devise and coordinate United  
16 States trade and investment policies that will result in  
17 greater international respect for, compliance with, and im-  
18 provement of the labor, environmental, agricultural,  
19 consumer, safety, and health standards of the trading na-  
20 tions.

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