

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4586

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

JUNE 16, 1994

Mr. BROWN of California (for himself and Mr. LAFALCE) 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 Pref-  
erences).

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 Re-  
5 form Act of 1994”.

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 DESIGNA-  
12 TION.—”;

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 promote internationally recognized environmental  
10 standards in that country or has adopted such laws  
11 but is not enforcing them.”; and

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

20 (3) Subsection (c) is amended—

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

24 (B) by amending paragraph (7) and add-  
25 ing paragraph (8) to read as follows:

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

4           “(8) whether or not the country has adopted  
5           and is enforcing laws to promote internationally rec-  
6           ognized environmental standards in that country.”.

7           (4) Subsections (d) and (e) are repealed.

8           (5) The following new subsection is added after  
9           subsection (c):

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

11           “(1) The term ‘Trade Representative’ means  
12           the United States Trade Representative.

13           “(2) The term ‘country’ means any foreign  
14           country, any overseas dependent territory or posses-  
15           sion of a foreign country, or the Trust Territory of  
16           the Pacific Islands, and includes any designated ex-  
17           port processing zone or any other subdivision within  
18           that country. In the case of an association of coun-  
19           tries which is a free trade area or customs union, or  
20           which is contributing to comprehensive regional eco-  
21           nomic integration among its members through ap-  
22           propriate means, including, but not limited to, the  
23           reduction of duties, the President may by Executive  
24           order or Presidential proclamation provide that all  
25           members of such association other than members

1 which are barred from designation under subsection  
2 (b) shall be treated as 1 country for purposes of this  
3 title.

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

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

12 “(A) the right of association;

13 “(B) the right to organize and bargain col-  
14 lectively;

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

17 “(D) a prohibition on discrimination based  
18 on race, sex, or religion in hiring, compensation,  
19 promotion or any other term or condition of  
20 employment;

21 “(E) provision for occupational safety and  
22 health for all workers; and

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

1 In determining whether a country has complied with  
2 internationally recognized worker rights, the Trade  
3 Representative shall—

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

11 “(ii) take into account the laws and regula-  
12 tions of a country, as well as the implementa-  
13 tion and enforcement of those laws and regula-  
14 tions, in determining whether each of the fac-  
15 tors has been complied with; and

16 “(iii) take into account the findings of  
17 human rights commissions and courts, the an-  
18 nual Human Rights Report of the Department  
19 of State, reports of nongovernmental organiza-  
20 tions, the application of worker rights provi-  
21 sions of other United States laws, worker rights  
22 provisions in voluntary codes of conduct or  
23 other agreements affecting workers, employers  
24 and governments, worker rights provisions in  
25 collective bargaining agreements between

1 transnational employers and groups of workers,  
2 and the opinions of scholars in the fields of  
3 labor law, comparative labor law, and inter-  
4 national labor law and human rights law.

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

15 “(5) The term ‘interested persons’ includes, but  
16 is not limited to, domestic firms and workers, rep-  
17 resentatives of workers, both domestic and foreign,  
18 representatives of consumer interests, and represent-  
19 atives of any group that has an interest in promot-  
20 ing respect for internationally recognized worker  
21 rights, or internationally recognized environmental  
22 standards without regard to any showing of an eco-  
23 nomic or other injury.”.

24 “(6) The term ‘internationally recognized envi-  
25 ronmental standards’ includes—

1 “(A) mitigation of global climate change;

2 “(B) reduction in the consumption and  
3 production of ozone-depleting substances;

4 “(C) reduction in ship pollution of the  
5 oceans from such source as oil, noxious bulk liq-  
6 uids, hazardous freight, sewage, and garbage;

7 “(D) ban on international ocean dumping  
8 of high-level radioactive waste, chemical warfare  
9 agents, and hazardous substances;

10 “(E) government control of the  
11 transboundary movement of hazardous waste  
12 materials and their disposal for the purpose of  
13 reducing global pollution on account of such  
14 materials;

15 “(F) preservation of endangered species;

16 “(G) conservation of biological diversity;

17 “(H) promotion of biodiversity; and

18 “(I) preparation of oil-spill contingency  
19 plans.”.

20 **SEC. 4. ELIGIBLE ARTICLES.**

21 Section 503 of the Trade Act of 1974 (19 U.S.C.  
22 2163) is amended as follows:

23 (1) Subsection (a) is amended—

1 (A) by inserting “LISTS OF ARTICLES TO  
2 BE CONSIDERED FOR DESIGNATION.—” after  
3 “(a)”,

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

7 (C) by striking out “he” and inserting  
8 “the Trade Representative”, and

9 (D) by striking out “Executive order or  
10 Presidential proclamation” and inserting “pub-  
11 lishing a list of such articles in the Federal  
12 Register”.

13 (2) Subsection (b) is amended—

14 (A) by inserting “DUTY FREE TREAT-  
15 MENT FOR ELIGIBLE ARTICLES.—” after  
16 “(b)”, and

17 (B) by striking out “Secretary of the  
18 Treasury, after consultation with the United  
19 States Trade Representative,” and inserting  
20 “Trade Representative”.

21 (3) Subsection (c) is amended—

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

1 (B) by adding at the end the following new  
2 paragraph:

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

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

8 Section 504 of the Trade Act of 1974 (19 U.S.C.  
9 2164) is amended as follows:

10 (1) Subsections (a) and (b) are amended to  
11 read as follows:

12 “(a) WITHDRAWAL, SUSPENSION, OR LIMITATION OF  
13 DUTY-FREE TREATMENT OF ELIGIBLE ARTICLES.—The  
14 Trade Representative may withdraw, suspend, or limit the  
15 application of the duty-free treatment accorded under sec-  
16 tion 501 with respect to any article generally or with re-  
17 spect to exports of any article from a particular country  
18 or countries; except that no rate of duty may be estab-  
19 lished in respect of any article pursuant to this section  
20 other than the rate which would apply but for this title.  
21 In taking any action under this subsection, the Trade Rep-  
22 resentative shall consider the factors set forth in sections  
23 501, 502(c), and 503, and must withdraw or suspend  
24 duty-free treatment for any article that no longer meets  
25 the requirements of section 503(b) and (c).

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

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

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

24       “(c) PETITIONS; INVESTIGATIONS; JUDICIAL RE-  
25 VIEW.—

1 “(1) PETITIONS.—

2 “(A) Any interested person may at any  
3 time file a petition with the Trade Representa-  
4 tive requesting that action be taken under sub-  
5 section (a) or (b) and setting forth the allega-  
6 tions in support of the request. Petitions alleg-  
7 ing the failure to comply with internationally  
8 recognized worker rights may seek—

9 “(i) the removal of articles from the  
10 list of eligible articles with respect to one  
11 or more countries or industry or industries  
12 within a country or countries under sub-  
13 section (a);

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

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

19 “(B) The Trade Representative shall re-  
20 view the allegations in any petition filed under  
21 subsection (a) and, not later than 45 days after  
22 the date on which the Trade Representative re-  
23 ceives the petition, shall initiate an investigation  
24 unless the petition is dismissed under para-  
25 graph (C).

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

23           “(D) The Trade Representative may con-  
24           stitute one or more special committees to review  
25           petitions under investigation and make written

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

19 “(E)(i) The investigation of a petition con-  
20 ducted under this subsection shall commence  
21 with the Trade Representative publishing a  
22 summary of the petition in the Federal Reg-  
23 ister, along with a request for any person to  
24 submit information relevant to the petition. Fol-  
25 lowing publication, the Trade Representative

1 shall conduct an independent investigation and  
2 gather information from all available sources.  
3 As part of the review process, the Trade Rep-  
4 resentative shall, as soon as practicable, and in  
5 no event later than 90 days following the filing  
6 of the petition, provide opportunity for the pres-  
7 entation of information concerning the issues,  
8 including a public hearing if requested in the  
9 petition.

10 “(ii) With respect to any petition alleging  
11 a violation of internationally recognized worker  
12 rights, the Trade Representative shall consult  
13 with the Secretary of Labor as to whether such  
14 violations have occurred or are occurring. The  
15 Secretary of Labor shall provide the Trade Rep-  
16 resentative with a written recommendation re-  
17 garding the disposition of the allegations that  
18 shall be entered in the record of the investiga-  
19 tion. The Trade Representative, or any member  
20 of any special committee constituted under sub-  
21 paragraph (D), may also seek advice from ex-  
22 perts in the field of human rights and worker  
23 rights. The advice may be in writing or taken  
24 as oral testimony at a public hearing and shall  
25 be entered in the record of the investigation.

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

17          “(2) INITIATION OF INVESTIGATION BY MEANS  
18          OTHER THAN PETITION.—If the Trade Representa-  
19          tive determines that an investigation should be initi-  
20          ated with respect to any matter in order to deter-  
21          mine whether the matter requires action under sub-  
22          section (a) or (b), the Trade Representative shall  
23          publish such determination in the Federal Register  
24          and shall initiate such investigation using the proce-  
25          dures of paragraphs (1) (E) and (F).

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

14           “(4) JUDICIAL REVIEW OF DETERMINATIONS.—

15           “(A) Except as provided in subparagraph  
16 (B), any final decision dismissing or denying a  
17 petition requesting action under subsection (a)  
18 may be appealed by the petitioner to the United  
19 States Court of Appeals for the Federal Circuit  
20 for review. The decision shall be reviewed as a  
21 final agency action.

22           “(B) Any final decision dismissing or deny-  
23 ing a petition requesting action under sub-  
24 section (b) may be appealed by the petitioner to  
25 the United States Court of Appeals for the Dis-

1           trict of Columbia Circuit for review. The deci-  
2           sion shall be reviewed as a final agency action  
3           Notwithstanding any provision of section 1581  
4           of title 28, United States Code, the denial or  
5           dismissal of a combined petition filed under  
6           subsection (c)(1)(A)(iii) may be appealed in its  
7           entirety under this paragraph.”.

8           (4) Subsection (d) (as redesignated by para-  
9           graph (2)) is amended—

10                   (A) by striking out “(d)(1)” and all that  
11                   follows thereafter in paragraphs (1) and (2)  
12                   and inserting the following:

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

16                   “(A) any beneficiary developing country—

17                           “(i) has a per capita gross national prod-  
18                           uct of not less than \$475 and not more than  
19                           \$1,750, and

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

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

1           “(II) a quantity of any eligible article  
2           equal to or exceeding 50 percent of the ap-  
3           praised value of the total imports of such  
4           article into the United States during any  
5           calendar year; or

6           “(B) any beneficiary developing country—

7           “(i) has a per capita gross national prod-  
8           uct of not less than \$1,750 and not more than  
9           \$3,000, and

10           “(ii) has exported (directly or indirectly) to  
11           the United States—

12           “(I) during a calendar year a quantity  
13           of an eligible article having an appraised  
14           value in excess of the applicable competi-  
15           tive need limit amount, or

16           “(II) a quantity of any eligible article  
17           equal to or exceeding 25 percent of the ap-  
18           praised value of the total imports of such  
19           article into the United States during any  
20           calendar year;

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

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

1 “(i) for calendar year 1993—

2 “(I) for a beneficiary developing country  
3 referred to in paragraph (1)(A), \$75,000,000,  
4 and

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

7 “(ii) for paragraph (1)(A) for each calendar  
8 year after 1993, the competitive need limit amount  
9 is the competitive need limit amount under such  
10 paragraph for the preceding calendar year (herein-  
11 after referred to as the ‘base year’) adjusted—

12 “(I) upwards by \$10,000,000 for each .25  
13 percent by which the United States unemploy-  
14 ment rate (as determined by the Secretary of  
15 Labor) for the base year was lower than the  
16 United States unemployment rate for the year  
17 preceding the base year; or

18 “(II) downwards by \$10,000,000 for each  
19 .25 percent by which the United States unem-  
20 ployment rate for the base year was higher than  
21 the United States unemployment rate for the  
22 year preceding the base year; and

23 “(iii) for paragraph (1)(B) for each calendar  
24 year after 1993, clause (ii) applies but with

1       ‘\$5,000,000’ substituted for ‘\$10,000,000’ each  
2       place it appears.

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

7       “(ii) If, after any review under clause (i), the Presi-  
8       dent determines that this clause should apply because a  
9       beneficiary developing country has demonstrated for any  
10      calendar year a sufficient degree of competitiveness (rel-  
11      ative to other beneficiary developing countries) with re-  
12      spect to any eligible article, then paragraph (1)(B) (with-  
13      out regard to clause (i)) shall be applied to such country  
14      with respect to such article and in computing the competi-  
15      tive need limit amount under subparagraph (A)(iii) for  
16      purposes of such application such calendar year shall be  
17      treated as being the base year and the competitive need  
18      limit for that base year is \$25,000,000.”;

19                   (B) by striking out “President” each place  
20                   it appears and inserting “Trade Representa-  
21                   tive”;

22                   (C) by amending paragraph (3)(B)—

23                           (i) by striking out “and” at the end of  
24                           clause (i),

1 (ii) by striking out the period at the  
2 end of clause (ii) and inserting “, and”,  
3 and

4 (iii) by adding after clause (ii) the fol-  
5 lowing:

6 “(iii) the extent to which such country is  
7 in compliance with internationally recognized  
8 worker rights.”;

9 (D) by amending paragraph (3)(D)—

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

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

13 (iii) by redesignating clause (iii) as  
14 clause (ii) and by striking out “clauses (i)  
15 and (ii)” in such redesignated clause and  
16 inserting “clause (i)”;

17 (E) by amending paragraph (4)—

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

20 (ii) by striking out the period at the  
21 end of subparagraph (C) and inserting “,  
22 and”, and

23 (iii) by adding after subparagraph (C)  
24 the following:

1 “(D) such country consistently and fully com-  
2 plies with internationally recognized worker rights.”;  
3 and

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

6 (5) Subsection (e) (as redesignated by para-  
7 graph (2)) is amended—

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

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

13 (6) Subsection (f) (as redesignated by para-  
14 graph (2)) is amended by inserting “EXCEPTION  
15 REGARDING COFFEE IMPORTS INTO PUERTO  
16 RICO.—”.

17 **SEC. 6. TERMINATION OF DUTY-FREE TREATMENT AND RE-**  
18 **PORTS.**

19 Section 505 of the Trade Act of 1974 (19 U.S.C.  
20 2165) is amended to read as follows:

21 **“SEC. 505. TERMINATION OF DUTY-FREE TREATMENT AND**  
22 **REPORTS.**

23 “(a) TERMINATION.—No duty-free treatment pro-  
24 vided under this title shall remain in effect after July 4,  
25 2003.

1       “(b) GENERAL REPORT.—On or before January 4,  
2 1994, and on or before January 4, 1999, the Trade Rep-  
3 resentative shall submit to the Congress a full and com-  
4 plete report regarding the operation of this title, including,  
5 but not limited to, a report on the application of sections  
6 501 and 502(c), and the actions that have been taken dur-  
7 ing the period covered by the report to withdraw, to sus-  
8 pend, or to limit the application of duty-free treatment  
9 with respect to any country that was investigated under  
10 section 504 to determine whether it was in compliance  
11 with the provisions of section 502(b).

12       “(c) WORKER RIGHTS REPORTS.—At the time of the  
13 submission of the annual report filed pursuant to section  
14 505 of the Trade Act of 1974, the Secretary of Labor in  
15 consultation with the Secretary of State shall submit a re-  
16 port to the Congress on the status of internationally recog-  
17 nized worker rights within each beneficiary developing  
18 country. The report shall specifically reference the 6 fac-  
19 tors required to be met for compliance with internationally  
20 recognized worker rights in section 502(e)(4) and shall  
21 conclude with respect to each factor whether the country  
22 is in compliance. In any case in which the report concludes  
23 that any country is not in complete compliance with inter-  
24 nationally recognized worker rights, the Trade Represent-  
25 ative shall initiate an investigation under section 504.”.

1 **SEC. 7. SPECIAL REPORTS.**

2 On or before January 4, 1994, the United States  
3 Trade Representative, the Secretary of Commerce, the  
4 Secretary of Labor, and the Comptroller General of the  
5 United States shall submit to the Congress a joint report  
6 that—

7 (1) analyzes the feasibility of developing and  
8 implementing a method of tracking the company  
9 source of all imports to the United States of eligible  
10 articles under title V of the Trade Act of 1974;

11 (2) contains recommendations for coordinating  
12 the enforcement of all laws that contain a require-  
13 ment for compliance with internationally recognized  
14 worker rights and for amending any existing law to  
15 achieve better the effective enforcement of inter-  
16 nationally recognized worker rights; and

17 (3) sets forth in detail—

18 (A) all past actions that have been taken  
19 to implement section 506 of the Trade Act of  
20 1974 (relating to agricultural exports from ben-  
21 eficiary developing countries), and

22 (B) a plan for the implementation of such  
23 section in the future.

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

25 (a) LABOR REPORTING OFFICERS.—Any person serv-  
26 ing as the Labor Reporting Officer, or who is responsible

1 for reporting on the status of worker rights, for any  
2 United States Embassy shall be required to complete a  
3 training course in international labor standards.

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

11 (c) TRAINING COURSE.—The training course re-  
12 quired to be taken under subsections (a) and (b) shall be  
13 conducted by the Department of Labor and the Depart-  
14 ment of State in a manner to be determined jointly by  
15 the Secretary of each such Department.

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

17 Section 141 of the Trade Act of 1974 (19 U.S.C.  
18 2171) is amended as follows:

19 (1) Subsection (b)(2) is amended by striking  
20 out “three Deputy United States Trade Representa-  
21 tives” and inserting “four United States Deputy  
22 Trade Representatives”.

23 (2) Subsections (e), (f), and (g) are redesign-  
24 nated as subsections (f), (g), and (h), respectively.

1           (3) The following new subsection is inserted  
2           after subsection (d):

3           “(e) There is established within the Office a Bureau  
4 of Trade-Related Standards which shall be headed by a  
5 Deputy United States Trade Representative. The func-  
6 tions of the Bureau are to devise and coordinate United  
7 States trade and investment policies that will result in  
8 greater international respect for, compliance with, and im-  
9 provement of the labor, environmental, agricultural,  
10 consumer, safety, and health standards of the trading  
11 nations.”.

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