

106TH CONGRESS  
1ST SESSION

# S. 1648

To amend the Agricultural Trade Act of 1978 to require the Secretary of Agriculture to take certain actions if the European Union does not reduce and subsequently eliminate agricultural export subsidies.

---

## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 28, 1999

Mr. BAUCUS (for himself, Mr. GORTON, and Mr. BINGAMAN) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

---

## A BILL

To amend the Agricultural Trade Act of 1978 to require the Secretary of Agriculture to take certain actions if the European Union does not reduce and subsequently eliminate agricultural export subsidies.

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 “Agricultural Trade  
5 Fairness Act of 1999”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

1           (1) United States agricultural producers are  
2 facing financial ruin due to unanticipated declines in  
3 prices for agricultural commodities;

4           (2) foreign export subsidies of agricultural com-  
5 modities depress prices further and prevent access to  
6 export markets by United States agricultural pro-  
7 ducers;

8           (3) the European Union, the entity that pro-  
9 vides by far the largest agricultural export subsidies,  
10 provides 84 percent of the agricultural export sub-  
11 sidies provided in the world;

12           (4) the export enhancement program carried  
13 out by the United States under section 301 of the  
14 Agricultural Trade Act of 1978 (7 U.S.C. 5651) is  
15 authorized to be funded at over \$500,000,000 for  
16 each of fiscal years 1998 through 2000 (consistent  
17 with the Uruguay Round reduction commitments),  
18 but has been funded at well below the authorized  
19 levels; and

20           (5) the European Union continues to use agri-  
21 cultural export subsidies to bridge the gap between  
22 high domestic support prices and lower world prices,  
23 resulting in extreme market distortions.

1 **SEC. 3. RESPONSE TO UNFAIR TRADE PRACTICES BY EURO-**  
2 **PEAN UNION.**

3 Title III of the Agricultural Trade Act of 1978 (7  
4 U.S.C. 5651 et seq.) is amended by adding at the end  
5 the following:

6 **“SEC. 304. RESPONSE TO UNFAIR TRADE PRACTICES BY EU-**  
7 **ROPEAN UNION.**

8 “(a) REDUCTION OF AGRICULTURAL EXPORT SUB-  
9 SIDIES.—

10 “(1) IN GENERAL.—If by January 1, 2002, the  
11 European Union does not reduce agricultural export  
12 subsidies by at least 50 percent (as determined by  
13 the Secretary), the Secretary shall take appropriate  
14 measures to protect the interests of producers of  
15 United States agricultural commodities and ensure  
16 the international competitiveness of United States  
17 agriculture.

18 “(2) MEASURES.—In carrying out paragraph  
19 (1), the Secretary shall, to the maximum extent  
20 practicable—

21 “(A) target the European Union’s most  
22 sensitive export markets for feed grains; and

23 “(B) make available to carry out the ex-  
24 port enhancement program under section  
25 301(e)(1) not more than \$1,000,000,000 to en-  
26 courage the commercial sale of United States

1 agricultural commodities in European Union  
2 markets.

3 “(b) ELIMINATION OF AGRICULTURAL EXPORT SUB-  
4 SIDIES.—

5 “(1) IN GENERAL.—If by January 1, 2003, the  
6 European Union and the United States do not enter  
7 into an agricultural trade agreement under which  
8 the European Union agrees to eliminate agricultural  
9 export subsidies (as determined by the Secretary),  
10 the Secretary shall take appropriate measures to  
11 protect the interests of producers of United States  
12 agricultural commodities and ensure the inter-  
13 national competitiveness of United States agri-  
14 culture.

15 “(2) MEASURES.—In carrying out paragraph  
16 (1), the Secretary shall, to the maximum extent  
17 practicable—

18 “(A) target the European Union’s most  
19 sensitive export markets for feed grains;

20 “(B) make available to carry out the ex-  
21 port enhancement program under section  
22 301(e)(1) not more than \$2,000,000,000 to en-  
23 courage the commercial sale of United States  
24 agricultural commodities in European Union  
25 markets;

1           “(C) increase the amount of funds made  
2 available to carry out direct credit programs  
3 and export credit guarantee programs under  
4 subsections (a) and (b) of section 211 to pro-  
5 mote the commercial export sale of United  
6 States agricultural commodities in European  
7 Union markets; and

8           “(D) increase the amount of funds made  
9 available to carry out the market access pro-  
10 gram under section 211(c)(1) to encourage the  
11 development, maintenance, and expansion of  
12 commercial export markets for United States  
13 agricultural commodities in European Union  
14 markets.”.

○