

## **Amendment Offered by Mr. Riley**

### **Brief Summary**

This amendment requires that unilateral tariffs proposed by the executive branch receive congressional authority and increases Congressional oversight over the executive branch's ability to unilaterally impose tariffs.

**AMENDMENT TO \_\_\_\_\_**  
**OFFERED BY M. R. Riley of New York**

Add at the end the following:

1 **SEC. \_\_\_\_ . REVIEW BY CONGRESS OF IMPOSITION OF DU-**  
2 **TIES.**

3 (a) IN GENERAL.—Chapter 5 of title I of the Trade  
4 Act of 1974 (19 U.S.C. 2191 et seq.) is amended by add-  
5 ing at the end the following:

6 **“SEC. 155. REVIEW OF IMPOSITION OF DUTIES.**

7 “(a) NOTIFICATION REQUIREMENT.—Not later than  
8 48 hours after imposing or increasing a duty with respect  
9 to an article imported into the United States, the Presi-  
10 dent shall submit to Congress a notification of the imposi-  
11 tion of or increase in the duty that includes—

12 “(1) an explanation of the reasoning for impos-  
13 ing or increasing the duty; and

14 “(2) an assessment of the potential impact of  
15 imposing or increasing the duty on United States  
16 businesses and consumers.

17 “(b) EXPIRATION OF DUTIES; EXTENSION BY CON-  
18 GRESS.—Any duty on an article imported into the United  
19 States shall remain in effect for a period of not more than

1 60 days, unless there is enacted into law a joint resolution  
2 of approval with respect to the duty under subsection (e).

3 “(c) DISAPPROVAL BY CONGRESS.—If a joint resolu-  
4 tion of disapproval with respect to a duty is enacted into  
5 law under subsection (c), the duty shall cease to have force  
6 or effect.

7 “(d) EXCLUSION OF ANTIDUMPING AND COUNTER-  
8 VAILING DUTIES.—This section does not apply with re-  
9 spect to antidumping and countervailing duties imposed  
10 under title VII of the Tariff Act of 1930 (19 U.S.C. 1671  
11 et seq.).

12 “(e) JOINT RESOLUTIONS.—

13 “(1) DEFINITIONS.—In this section:

14 “(A) JOINT RESOLUTION OF APPROVAL.—

15 The term ‘joint resolution of approval’ means a  
16 joint resolution the sole matter after the resolv-  
17 ing clause of which is as follows: ‘That Con-  
18 gress approves the duty imposed with respect to  
19 \_\_\_\_\_, notice of which was submitted to Con-  
20 gress on \_\_\_\_\_.’, with the first blank  
21 space being filled with a description of the arti-  
22 cle and the second blank space being filled with  
23 the date of the notification under subsection  
24 (a).

1           “(B) JOINT RESOLUTION OF DIS-  
2           APPROVAL.—The term ‘joint resolution of dis-  
3           approval’ means a joint resolution the sole mat-  
4           ter after the resolving clause of which is as fol-  
5           lows: ‘That Congress disapproves the duty im-  
6           posed with respect to \_\_\_\_\_, notice of which  
7           was submitted to Congress on \_\_\_\_\_’,  
8           with the first blank space being filled with a de-  
9           scription of the article and the second blank  
10          space being filled with the date of the notifica-  
11          tion under subsection (a).

12          “(2) INTRODUCTION.—

13               “(A) JOINT RESOLUTION OF APPROVAL.—  
14           A joint resolution of approval may be intro-  
15           duced in either House of Congress by any Mem-  
16           ber during the 60-day period described in sub-  
17           section (b).

18               “(B) JOINT RESOLUTION OF DIS-  
19           APPROVAL.—A joint resolution of disapproval  
20           may be introduced in either House of Congress  
21           by any Member at any time after the submis-  
22           sion of a notification under subsection (a).

23               “(3) EXPEDITED PROCEDURES.—The provi-  
24           sions of subsections (b) through (f) of section 152  
25           (19 U.S.C. 2192) apply to a joint resolution of ap-

1       proval or joint resolution of disapproval to the same  
2       extent that such subsections apply to joint resolu-  
3       tions under section 152.

4           “(4) RULES OF THE SENATE AND THE HOUSE  
5       OF REPRESENTATIVES.—This subsection is enacted  
6       by Congress—

7           “(A) as an exercise of the rulemaking  
8       power of the Senate and the House of Rep-  
9       resentatives, respectively, and as such is deemed  
10      a part of the rules of each House, respectively,  
11      but applicable only with respect to the proce-  
12      dure to be followed in that House in the case  
13      of a joint resolution of approval, and supersedes  
14      other rules only to the extent that it is incon-  
15      sistent with such rules; and

16          “(B) with full recognition of the constitu-  
17      tional right of either House to change the rules  
18      (so far as relating to the procedure of that  
19      House) at any time, in the same manner, and  
20      to the same extent as in the case of any other  
21      rule of that House.”.

22      (b) CLERICAL AMENDMENT.—The table of contents  
23      for the Trade Act of 1974 is amended by inserting after  
24      the item relating to section 154 the following:

“Sec. 155. Review of imposition of duties.”.

