

118TH CONGRESS
1ST SESSION

H. R. 3858

To prohibit the President from negotiating or concluding any withdrawal, suspension, waiver, or modification to the Agreement on Trade-Related Aspects of Intellectual Property Rights without explicit authorization from Congress.

IN THE HOUSE OF REPRESENTATIVES

JUNE 6, 2023

Mr. ISSA (for himself, Mr. McCLINTOCK, Mr. TIFFANY, Mr. CLINE, Mr. FITZGERALD, and Mr. KILEY) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To prohibit the President from negotiating or concluding any withdrawal, suspension, waiver, or modification to the Agreement on Trade-Related Aspects of Intellectual Property Rights without explicit authorization from Congress.

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 “No Free TRIPS Act”.

1 **SEC. 2. LIMITATION ON MODIFICATION OF AGREEMENT ON**
2 **TRADE-RELATED ASPECTS OF INTELLEC-**
3 **TUAL PROPERTY RIGHTS.**

4 (a) **IN GENERAL.**—The President, and any official,
5 employee, or agent of the United States, may not negotiate
6 or conclude any withdrawal, suspension, waiver, or modi-
7 fication to the TRIPS Agreement without obtaining ex-
8 plicit authorization from Congress before beginning nego-
9 tiations with respect to that withdrawal, suspension, waiv-
10 er, or modification.

11 (b) **TRIPS AGREEMENT DEFINED.**—In this section,
12 the term “TRIPS Agreement” means the Agreement on
13 Trade-Related Aspects of Intellectual Property Rights re-
14 ferred to in section 101(d)(15) of the Uruguay Round
15 Agreements Act (19 U.S.C. 3511(d)(15)).

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