

118TH CONGRESS
2D SESSION

S. 3831

To increase duties imposed with respect to autos imported into the United States that originate in the People’s Republic of China, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 28, 2024

Mr. HAWLEY introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To increase duties imposed with respect to autos imported into the United States that originate in the People’s Republic of China, and for other purposes.

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 “Protecting American
5 Autoworkers from China Act of 2024”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) CONTROL.—The term “control” has the
9 meaning given that term in section 800.208 of title

1 31, Code of Federal Regulations (as in effect on the
2 date of the enactment of this Act).

3 (2) GATT 1947.—The term “GATT 1947” has
4 the meaning given that term in section 2 of the Uru-
5 guay Round Agreements Act (19 U.S.C. 3501).

6 (3) HTS.—The term “HTS” means the Har-
7 monized Tariff Schedule of the United States.

8 (4) SCHEDULE OF CONCESSIONS.—The term
9 “Schedule of Concessions” has the meaning given
10 the term “Schedule XX” in section 2 of the Uru-
11 guay Round Agreements Act (19 U.S.C. 3501).

12 **SEC. 3. INCREASE OF DUTY ON AUTOS ORIGINATING IN**
13 **PEOPLE’S REPUBLIC OF CHINA.**

14 (a) IN GENERAL.—Effective on the date of the enact-
15 ment of this Act, heading 8703 of the HTS shall be ap-
16 plied and administered with respect to imports originating
17 in the People’s Republic of China—

18 (1) in the column 1 general rate of duty col-
19 umn, by substituting “100%” for the rate of duty
20 otherwise applicable; and

21 (2) in the column 2 rate of duty column, by
22 substituting “100%” for the rate of duty otherwise
23 applicable.

24 (b) MODIFICATION OF SCHEDULE OF CONCESSIONS
25 TO GATT 1994.—With due regard for the international

1 obligations of the United States, particularly Article
2 XXXVIII of the GATT 1947 requiring any suspension of
3 trade agreement concessions to be made on a most-favored
4 nation basis, the United States Trade Representative shall
5 take the necessary steps to modify the Schedule of Conces-
6 sions to accommodate the increase under subsection (a)
7 in the rate of duty applicable to articles covered under
8 heading 8703 of the HTS that originate in the People’s
9 Republic of China.

10 (c) RULES OF ORIGIN.—For purposes of this section,
11 an article covered under heading 8703 of the HTS origi-
12 nates in the People’s Republic of China if the article is—

13 (1) produced in the People’s Republic of China;

14 (2) produced by an entity organized under the
15 laws of or otherwise subject to the jurisdiction of the
16 People’s Republic of China, without regard to the
17 country in which that entity is located; or

18 (3) produced by an entity over which control is
19 exercised by an entity organized under the laws of
20 or otherwise subject to the jurisdiction of the Peo-
21 ple’s Republic of China, without regard to the coun-
22 try in which either such entity is located.

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