



Trump Administration and Congressional Trade Action

September 28, 2017

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Multitasking....



Trump: Section 301 on China IPR Practice

- **USTR** conducting investigation to determine whether China is being unreasonable or discriminatory and has taking or taking actions that may be harming American intellectual property rights, innovation, or technology development.
- Initiated August 18, 2017
- September 28, 2017 – Written comments & request to appear at hearing
- October 10, 2017 – Public hearing
- October 20, 2017 – Post hearing briefs due
- August 17, 2018 – Decision due (could take longer)

Section 301

POSSIBLE ACTIONS:

- Impose duties or other import restrictions;
- Impose fees or restrictions on services;
- Restrict service-sector authorizations

Executive Order North Korea

- Issued September 21, 2017
- New Economic sanctions on any bank or company doing business with N Korea
- Treasury Dept. can target individuals, banks other companies that finance or facilitate trade with N Korea
- Freeze assets of companies that support N Korea's textile, fishing, IT and manufacturing industries
- Bars ships and aircraft that have visited N Korea from stopping in the US for 180 days

Section 232 Investigation

Secretary Ross stated report “delayed until after tax reform by Congress” and that “taxes are the single most important” factor now combined with regulatory reform.

Shares of major American Steel companies dropped after he spoke.

Presume same applies with respect to Aluminum.

Need to rebuild Texas and Florida towns after hurricanes

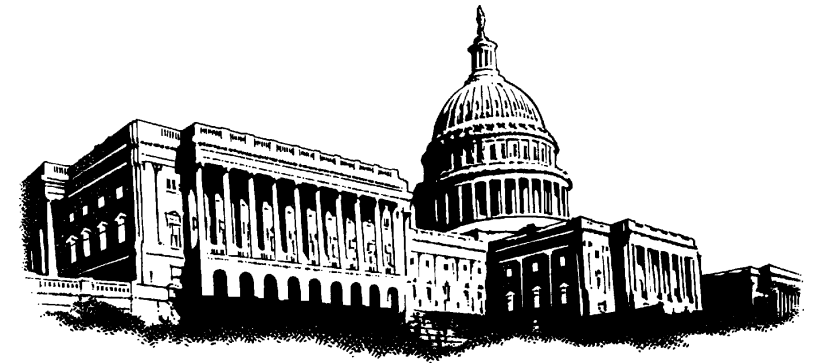
Other Trade Remedy Actions

Section 201: Global Trade Remedy

- Solar panels
- Washing machines (vs. Samsung and LG)

Solar Panels Affirmative Decision

- September 22
- Oct 3 Remedy hearing
- Mid-November ITC Recommendations to White House
- 60-90 days for White House Decision/Action



Trump: Trade Negotiations - NAFTA

- Negotiations going on now through 27th
- More specific rules and proposals on the table
- Round 4 mid October in Washington DC



NAFTA Completion?

September 22 White House notified Congress of potential changes to US law (meets the 180 day TPA requirement)

March 21, 2018 would be earliest date new NAFTA could be signed

Deal would need to be reached in December (90 days before signing)

New text would have to be published in January (60 days before signing)

Trump: Trade Negotiations - KORUS

- **Next consultations on October 4 in Washington DC**
- **Korea readying to discuss not only goods but services trade and to examine industry sectors**
- **Withdrawal threat more ominous for Korea**

NAFTA vs. KORUS

- Different Negotiations Approach
- Different Termination Clauses
- Different Implementing Provisions
- Different Constituencies

Congressional Trade Agenda



Must Pass Legislation

- Debt Ceiling – Funded for 90 days
- Continuing Resolution for Government Agencies also through December 8, 2017
- Federal Aviation Administration funding extended through March 2018
- Children’s Health Insurance Program funding to be extended 5 years
- National Flood Insurance Program extending until Dec 8, 2017
- Highway funding expires October 29, 2017

Priority Legislation

Health Care

Tax Reform



“Unfortunately, there’s another elephant in the room.”

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Other Trade Issues

- GSP
 - Expires December 31, 2017
 - Reform
- MTB
 - November 2017
- PNTR for Kazakhstan



Timeline:

22-27 Sept 2017	NAFTA Round Three Negotiations Ottawa
28-Sept-2017	Written comments/Hearing Appearance due for 301 investigation into China's technology transfer policies
3-Oct-2017	ITC Hearing on Solar Panels
4-Oct-2017	KORUS Commission Meeting Washington DC
4-Oct-17	USTR hearing on China's compliance with WTO commitments
10-Oct-17	Hearing for 301 investigation into China's technology transfer policies
20-Oct-17	Post Hearing briefs for 301 investigation into China's technology transfer policies
23-Oct-17	Solar Panel Report due to President



Timeline:

25-Oct-17	Comments on Foreign Trade Barriers due to USTR
29-Oct-2017	Highway Funding Runs out
10-Nov-17	MTB Legislation?
13-Nov-17	Solar Panel Section 201 Report due to President
4-Dec-17	Residential Washers Section 201 Report due to President



Timeline:

8-Dec-2017	Debt Ceiling; Government Budget; National Flood Insurance
December 2017	NAFTA Target Negotiation Completion
31-Dec-17	GSP Expires
Mid January 2018	232 Report on Steel due
Late January 2018	232 Report on Aluminum due



Questions?



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