



Red Pill or the Blue Pill...

What will Trade Face in 2024





Macro Political Issues

- House Majority?
 - 4/30 – New – Tim Kennedy (D-NY)
 - 5/21 – McCarthy (R+)
 - 6/11 – Johnson
 - 6/25 – Buck
 - ?? – Payne
 - None - Gallagher
- Motion to Vacate
- Split Chambers

Party Breakdown

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118th Congress

217 REPUBLICANS

0 OTHER

212 DEMOCRATS

6* VACANCIES

*Rep. Brian Higgins (D-NY) resigned effective 2/2/2024.

*Rep. Bill Johnson (R-OH) resigned effective 1/21/2024.

*Rep. Kevin McCarthy (R-CA) resigned effective 12/31/2023.

*Rep. Ken Buck (R-CO) resigned effective 3/22/2024.

*Rep. Donald Payne Jr. (D-NJ) died 4/24/2024.

*Rep. Mike Gallagher (R-WI) resigned effective 4/25/2024.





321 – De Minimis

End China's De Minimis Abuse Act (H.R. 7979)

introduced by Rep. Greg Murphy (R-NC)

- The bill moved through Ways and Means committee on April 17, 2024
- The bill would:
 - Adjust de minimis eligibility to exclude shipments containing products that are subject to (1) Section 301 tariffs (2) Antidumping and countervailing duty tariffs (3) Section 201 safeguard tariffs (4) Section 232 national security tariffs
 - Adds a new 10-digit HTS classification requirement for all de minimis entries from countries subject to Section 301 tariffs
 - Imposes new civil penalty for any person who violates U.S. de minimis law





321 – De Minimis

New “Import Security and Fairness Act” (H.R.4148) by Rep. Blumenauer:

5 co-sponsors – bipartisan

The bill:

- Prohibits goods from countries that are both non-market economies and on the U.S. Trade Representative’s (USTR) Priority Watch List from using de minimis
- Prohibit importers that have been suspended or debarred from being able to use de minimis
- Requires CBP to collect more information on all de minimis shipments
- Article description, appropriate classification, country of origin and shipment, importer and shipper identity, transaction value, other

Senate companion bill (S.2004) introduced by Sen. Sherrod Brown (D-OH) and Marco Rubio (R-FL)





321 – De Minimis

De Minimis Reciprocity Act of 2023 (S.1969)

Introduced by Sens. Bill Cassidy (R-LA) and Tammy Baldwin (D-WI)

- Reduce the De Minimis threshold for imports into the U.S. to an amount that matches the threshold of U.S. trading partners (cannot exceed \$800)
- Bar use of De Minimis for imports from China and Russia
- Create annual list of countries not eligible for de minimis benefits (criteria includes adherence to UFLPA, transshipment from country on list, exportation of counterfeit goods)
- Establish a Reshoring and Near-shoring Account to facilitate the movement of manufacturing from China to the US.
- Only allow express carriers to facilitate de minimis imports into the U.S.
- Require more information on every package entering the U.S.





321 – De Minimis

The Americas Act (S. 3878 / H.R. 7571)

Introduced by Sens. Bill Cassidy (R-LA) and Michael Bennet (D-CO), and Reps. María Salazar (R-FL) and Adriano Espaillat (D-NY)

- Establishes a country-level idea of reciprocity wherein de minimis levels are honored into the U.S. at the same rate as the country of the origin items.
- Creates a blacklist of non-trustworthy countries that are denied De Minimis privileges
- Transfer of amounts attributable to de minimis entries to the reshoring and nearshoring account
- Only allow contact carrier or customs brokers to import de minimis entries
- Require more information on every package entering the U.S.
- Makes FTZs eligible for de minimis





321 – De Minimis

Ensure Accountability in De Minimis Act of 2024 (S. 4082)

Introduced by Senator Mike Braun (R-IN)

- Limitations on parties authorized to enter de minimis shipments
- Modifications to penalties for fraud, gross negligence, and negligence
- Regulations on enhanced data collection with respect to de minimis entries
- Annual reports on illegally entered articles for which de minimis was sought





Other Trade Bills

- GSP (H.R. 7986)
- Stop China's Exploitation of Congolese Children and Adult Forced Labor through Cobalt Mining Act (H.R. 7981)
- US Foreign Trade Zone Parity Act (H.R. 8059)
- AGOA (S. 4110; S. 2952)
- Haiti HOPE/HELP (H.R. 5035)
- Americas Act (S. 3878)
- 21 CCF (S. 3431)
- TAA





Will Trade Legislation Move This Year?





What Will Happen on Trade in the Next Presidency?

Biden

- Continuation/Increase of 301 tariffs
- Enforcement
 - Chinese EVs/autos
 - Section 232 Mexico
 - Section 201 Polyester Fiber
 - USITC Textile competitiveness investigation
 - DHS textiles enforcement
- USMCA enforcement/review
- Non-market trade agreements
- CAFTA textile manufacturers directory

Trump

- Continuation/Increase of 301 tariffs
- Section 122 of Trade Act 1974
- Devaluation of Dollar?
- Enforcement
- USMCA enforcement/review
- Free Trade Agreements





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Thank You!

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