

## HR 2523

American Trade Enforcement Effectiveness Act

**Congress:** 114 (2015–2017, Ended)

**Chamber:** House

**Policy Area:** Foreign Trade and International Finance

**Introduced:** May 21, 2015

**Current Status:** Referred to the Subcommittee on Trade.

**Latest Action:** Referred to the Subcommittee on Trade. (Jun 3, 2015)

**Official Text:** <https://www.congress.gov/bill/114th-congress/house-bill/2523>

### Sponsor

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**Name:** Rep. Bost, Mike [R-IL-12]

**Party:** Republican • **State:** IL • **Chamber:** House

**Cosponsors** (46 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Barletta, Lou [R-PA-11]	R · PA		May 21, 2015
Rep. Byrne, Bradley [R-AL-1]	R · AL		May 21, 2015
Rep. Crawford, Eric A. "Rick" [R-AR-1]	R · AR		May 21, 2015
Rep. Davis, Rodney [R-IL-13]	R · IL		May 21, 2015
Rep. Flores, Bill [R-TX-17]	R · TX		May 21, 2015
Rep. Gibbs, Bob [R-OH-7]	R · OH		May 21, 2015
Rep. Green, Gene [D-TX-29]	D · TX		May 21, 2015
Rep. Hudson, Richard [R-NC-8]	R · NC		May 21, 2015
Rep. Johnson, Bill [R-OH-6]	R · OH		May 21, 2015
Rep. Kaptur, Marcy [D-OH-9]	D · OH		May 21, 2015
Rep. Kelly, Mike [R-PA-3]	R · PA		May 21, 2015
Rep. Murphy, Tim [R-PA-18]	R · PA		May 21, 2015
Rep. Nolan, Richard M. [D-MN-8]	D · MN		May 21, 2015
Rep. Pittenger, Robert [R-NC-9]	R · NC		May 21, 2015
Rep. Renacci, James B. [R-OH-16]	R · OH		May 21, 2015
Rep. Rokita, Todd [R-IN-4]	R · IN		May 21, 2015
Rep. Rothfus, Keith J. [R-PA-12]	R · PA		May 21, 2015
Rep. Rouzer, David [R-NC-7]	R · NC		May 21, 2015
Rep. Ryan, Tim [D-OH-13]	D · OH		May 21, 2015
Rep. Sewell, Terri A. [D-AL-7]	D · AL		May 21, 2015
Rep. Shimkus, John [R-IL-15]	R · IL		May 21, 2015
Rep. Visclosky, Peter J. [D-IN-1]	D · IN		May 21, 2015
Rep. Aderholt, Robert B. [R-AL-4]	R · AL		May 22, 2015
Rep. Jones, Walter B., Jr. [R-NC-3]	R · NC		May 22, 2015
Rep. McKinley, David B. [R-WV-1]	R · WV		May 22, 2015
Rep. Pascrell, Bill, Jr. [D-NJ-9]	D · NJ		May 22, 2015
Rep. Reed, Tom [R-NY-23]	R · NY		May 22, 2015
Rep. Benishek, Dan [R-MI-1]	R · MI		Jun 1, 2015
Rep. Brooks, Mo [R-AL-5]	R · AL		Jun 1, 2015
Rep. Dent, Charles W. [R-PA-15]	R · PA		Jun 1, 2015
Rep. Kinzinger, Adam [R-IL-16]	R · IL		Jun 1, 2015
Rep. Tipton, Scott R. [R-CO-3]	R · CO		Jun 1, 2015
Rep. Turner, Michael R. [R-OH-10]	R · OH		Jun 1, 2015
Rep. Farenthold, Blake [R-TX-27]	R · TX		Jun 3, 2015
Rep. Perlmutter, Ed [D-CO-7]	D · CO		Jun 3, 2015
Rep. Walberg, Tim [R-MI-7]	R · MI		Jun 3, 2015
Rep. Wilson, Joe [R-SC-2]	R · SC		Jun 3, 2015
Rep. Williams, Roger [R-TX-25]	R · TX		Jun 4, 2015
Rep. Bishop, Rob [R-UT-1]	R · UT		Jun 8, 2015
Rep. Stivers, Steve [R-OH-15]	R · OH		Jun 8, 2015
Rep. Fortenberry, Jeff [R-NE-1]	R · NE		Jun 11, 2015

Cosponsor	Party / State	Role	Date Joined
Rep. Graves, Sam [R-MO-6]	R · MO		Jun 11, 2015
Rep. McCollum, Betty [D-MN-4]	D · MN		Jun 12, 2015
Rep. Loebsack, David [D-IA-2]	D · IA		Jun 17, 2015
Rep. Roskam, Peter J. [R-IL-6]	R · IL		Jul 14, 2015
Del. Norton, Eleanor Holmes [D-DC-At Large]	D · DC		Jul 20, 2015

### Committee Activity

Committee	Chamber	Activity	Date
Ways and Means Committee	House	Referred to	Jun 3, 2015

### Subjects & Policy Tags

#### Policy Area:

Foreign Trade and International Finance

### Related Bills

Bill	Relationship	Last Action
114 HR 644	Related bill	<b>Feb 24, 2016:</b> Became Public Law No: 114-125.
114 HR 1295	Related bill	<b>Jun 29, 2015:</b> Became Public Law No: 114-27.
114 S 1269	Related bill	<b>May 13, 2015:</b> By Senator Hatch from Committee on Finance filed written report. Report No. 114-45.

## American Trade Enforcement Effectiveness Act

This bill amends the Tariff Act of 1930 with respect to the administration and enforcement of antidumping (AD) and countervailing duty (CVD) orders.

Neither the administering authority (the Secretary of Commerce, or another U.S. officer given the responsibility by law) nor the U.S. International Trade Commission (USITC), as the case may be, is required to determine, or make any adjustments to, a countervailable subsidy rate or weighted average dumping margin based on any assumptions about information the interested party would have provided if it had complied with a request for information.

The USITC shall not determine that there is no material injury or threat of material injury to a domestic industry from imports merely because that industry is profitable or its performance has recently improved.

This bill includes gross profits, operating profits, net profits, and ability to service debt among the relevant economic factors the USITC must evaluate in examining the impact of imports of merchandise on a domestic industry in material injury determinations.

The administering authority may use another calculation methodology than the ordinary one in determining the constructed value of subject merchandise being imported at less than fair value if a particular market situation exists where the cost of materials and fabrication or other processing of any kind does not accurately reflect the cost production in the ordinary course of trade.

This bill revises requirements regarding administering authority determinations as to whether there are reasonable grounds to believe or suspect that a foreign like product is being sold at less than cost of production in AD investigations or reviews. The administering authority in making its determinations, however, shall request information necessary to calculate the constructed value and cost of production of subject merchandise in such investigations or reviews.

The administering authority, in valuing the factors of production to determine the normal value of merchandise exported from a nonmarket economy country, may disregard price or cost values without further investigation if it determines that broadly available export subsidies existed or instances of subsidization occurred with respect to those price or cost values or if they were subject to an AD order.

Certain factors are specified for the administering authority to consider when deciding whether it would be unduly burdensome in CVD or AD investigations and reviews to examine voluntary responses from exporters or producers which are not the subjects of the investigation or review.

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## Actions Timeline

- **Jun 3, 2015:** Referred to the Subcommittee on Trade.
- **May 21, 2015:** Introduced in House
- **May 21, 2015:** Referred to the House Committee on Ways and Means.