

## HR 5184

Advancing America's Interests Act

**Congress:** 117 (2021–2023, Ended)

**Chamber:** House

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

**Introduced:** Sep 7, 2021

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

**Latest Action:** Referred to the Subcommittee on Trade. (Sep 7, 2021)

**Official Text:** <https://www.congress.gov/bill/117th-congress/house-bill/5184>

### Sponsor

**Name:** Rep. DelBene, Suzan K. [D-WA-1]

**Party:** Democratic • **State:** WA • **Chamber:** House

### Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Schweikert, David [R-AZ-6]	R · AZ		Sep 7, 2021
Rep. Estes, Ron [R-KS-4]	R · KS		Mar 3, 2022
Rep. Beyer, Donald S., Jr. [D-VA-8]	D · VA		Apr 26, 2022

### Committee Activity

Committee	Chamber	Activity	Date
Ways and Means Committee	House	Referred to	Sep 7, 2021

### Subjects & Policy Tags

**Policy Area:**

Foreign Trade and International Finance

### Related Bills

*No related bills are listed.*

## **Advancing America's Interests Act**

This bill limits the ability of certain persons (e.g., patent or trademark holders) to bring complaints before the U.S. International Trade Commission (ITC), and it requires the ITC to consider the public interest when determining whether to exclude articles that are under investigation.

A complainant before the ITC must satisfy a domestic industry requirement obliging them to have made significant investment in the United States related to the articles that are the subject of the matter. One method to establish domestic industry is through reliance on licensing activities.

The bill requires a complainant attempting to demonstrate domestic industry through licensing activities to show that those activities led to the adoption and development of articles that incorporate the patent, copyright, trademark, mask work, or design at issue. Further, the bill prohibits a complainant from relying upon activities by a licensee to demonstrate domestic industry unless the license leads to the adoption and development of articles that incorporate the claimed patent, copyright, trademark, mask work, or design for sale in the United States.

In addition, the bill requires the ITC to determine that any exclusion of articles pursuant to an investigation is in the public interest. The ITC must also identify at the beginning of an investigation whether the matter involves a dispositive issue that is appropriate for expedited initial determination and direct the assigned judge to issue such determination not later than 100 days after the investigation is instituted.

## **Actions Timeline**

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- **Sep 7, 2021:** Introduced in House
- **Sep 7, 2021:** Referred to the House Committee on Ways and Means.
- **Sep 7, 2021:** Referred to the Subcommittee on Trade.