

119TH CONGRESS
2D SESSION

S. _____

To repeal section 338 of the Tariff Act of 1930.

IN THE SENATE OF THE UNITED STATES

Mrs. GILLIBRAND (for herself and Mr. WELCH) introduced the following bill;
which was read twice and referred to the Committee on

A BILL

To repeal section 338 of the Tariff Act of 1930.

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 “Banning Antiquated
5 Duties and Delivering Equitable American Levies Act” or
6 the “BAD DEAL Act”.

1 **SEC. 2. REPEAL OF AUTHORITIES RELATING TO TRADE DIS-**
2 **CRIMINATION BY FOREIGN COUNTRIES; NUL-**
3 **LIFICATION OF CERTAIN PRESIDENTIAL**
4 **PROCLAMATIONS.**

5 (a) IN GENERAL.—Section 338 of the Tariff Act of
6 1930 (19 U.S.C. 1338) is hereby repealed and any Presi-
7 dential proclamation promulgated in whole or in part pur-
8 suant to such section shall have no force or effect.

9 (b) RETROACTIVE APPLICATION.—The President
10 shall take such actions as may be necessary to provide for
11 the refund of each tariff or other duty imposed and col-
12 lected before, on, or after the date of the enactment of
13 this Act by reason of the implementation of a Presidential
14 proclamation or other action promulgated in whole or in
15 part pursuant to section 338 of the Tariff Act of 1930
16 (19 U.S.C. 1338).

17 (c) CONFORMING AMENDMENT.—Section 337(m) of
18 the Tariff Act of 1930 (19 U.S.C. 1337(m)) is amended
19 by striking “sections 338 and” and inserting “section”.