

119TH CONGRESS
1ST SESSION

S. _____

To provide the President with authority to enter into a comprehensive trade agreement with the United Kingdom, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. COONS (for himself and Mr. MORAN) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To provide the President with authority to enter into a comprehensive trade agreement with the United Kingdom, and for other purposes.

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 “Undertaking Negotia-
5 tions on Investment and Trade for Economic Dynamism
6 Act” or the “UNITED Act”.

7 **SEC. 2. SENSE OF CONGRESS.**

8 It is the sense of Congress that—

9 (1) the United States should pursue more open
10 trade and investment relationships with its allies to

1 strengthen the economy of the United States, im-
2 prove the standard of living of the people of the
3 United States, and advance the strategic interests of
4 the United States;

5 (2) agreements to reduce or eliminate barriers
6 to trade and investment between the United States
7 and its allies will foster mutually beneficial economic
8 relationships that advance the economic interests of
9 workers, farmers, ranchers, and businesses of all
10 sizes in the United States;

11 (3) the shared values and long history of the
12 “special relationship” between the United States and
13 the United Kingdom present a unique opportunity to
14 deepen the mutually beneficial economic and stra-
15 tegic relationship between those countries and fur-
16 ther expand prosperity for the citizens of those coun-
17 tries;

18 (4) a high-standard, comprehensive trade agree-
19 ment between the United States and the United
20 Kingdom would help strengthen that relationship,
21 improve the economic prospects of people in both
22 countries, increase the resilience of critical supply
23 chains, and create export opportunities for busi-
24 nesses of all sizes;

1 (5) the efforts of the United States-United
2 Kingdom Trade and Investment Working Group and
3 the bilateral negotiations initiated by President Don-
4 ald J. Trump have laid groundwork toward a com-
5 prehensive trade agreement;

6 (6) the United States-United Kingdom Dia-
7 logue on the Future of Atlantic Trade, initiated by
8 President Joseph R. Biden, along with the signing
9 of the document entitled “Atlantic Declaration: A
10 Framework for a Twenty-First Century U.S.-U.K.
11 Economic Partnership”, continued efforts to improve
12 economic cooperation between the United States and
13 United Kingdom;

14 (7) the robust labor and environmental protec-
15 tions in the United Kingdom reduce the risk of regu-
16 latory arbitrage that undercuts workers and busi-
17 nesses in the United States;

18 (8) Congress passed the USMCA with over-
19 whelming bipartisan support, setting high standards
20 in North America with respect to labor rights, the
21 environment, intellectual property, non-market prac-
22 tices, and services, and those standards should in-
23 form future negotiations;

24 (9) trade agreements with foreign trading part-
25 ners that share the values and ambition of the

1 United States offer an opportunity to build on the
2 USMCA and set high international standards across
3 many important policy areas;

4 (10) any trade negotiations between the United
5 States and the United Kingdom must honor the
6 agreement between the Government of Ireland and
7 the Government of the United Kingdom signed on
8 April 10, 1998 (commonly known as the “Good Fri-
9 day Agreement”), and any trade agreement between
10 those countries must advance peace, stability, and
11 prosperity in Ireland and Northern Ireland;

12 (11) the United Kingdom, like many key trad-
13 ing partners of the United States, is actively negoti-
14 ating for expanded access to foreign markets, and
15 the United States must likewise seek to advance its
16 access to foreign markets to ensure that businesses,
17 consumers, farmers, ranchers, and workers in the
18 United States are not left behind; and

19 (12) to effectively pursue comprehensive trade
20 negotiations with the United Kingdom for purposes
21 of a trade agreement between the United States and
22 the United Kingdom, Congress must grant new ne-
23 gotiating authority to the President, which should—

1 (A) enable the swift negotiation and pas-
2 sage through Congress of such an agreement;
3 and

4 (B) be narrowly tailored to provide clear
5 direction to the executive branch of the United
6 States Government.

7 **SEC. 3. DEFINITIONS.**

8 In this Act:

9 (1) USMCA.—The term “USMCA” means the
10 Agreement between the United States of America,
11 the United Mexican States, and Canada, which is—

12 (A) attached as an Annex to the Protocol
13 Replacing the North American Free Trade
14 Agreement with the Agreement between the
15 United States of America, the United Mexican
16 States, and Canada, done at Buenos Aires on
17 November 30, 2018, as amended by the Pro-
18 tocol of Amendment to the Agreement Between
19 the United States of America, the United Mexi-
20 can States, and Canada, done at Mexico City
21 on December 10, 2019; and

22 (B) approved by Congress under section
23 101(a)(1) of the United States–Mexico–Canada
24 Agreement Implementation Act (19 U.S.C.
25 4511(a)).

1 (2) UNITED KINGDOM.—The term “United
2 Kingdom” means the United Kingdom of Great
3 Britain and Northern Ireland.

4 **SEC. 4. NEGOTIATING AND TRADE AGREEMENTS AUTHOR-**
5 **ITY FOR COMPREHENSIVE AGREEMENT WITH**
6 **THE UNITED KINGDOM.**

7 (a) INITIATION OF NEGOTIATIONS.—Not later than
8 180 days after the date of the enactment of this Act, in
9 order to enhance the economic well-being of the United
10 States, the President shall seek to initiate negotiations
11 with the United Kingdom regarding tariff and nontariff
12 barriers affecting any industry, product, or service sector.

13 (b) AUTHORITY FOR COMPREHENSIVE TRADE
14 AGREEMENT WITH THE UNITED KINGDOM.—

15 (1) IN GENERAL.—To strengthen the economic
16 competitiveness of the United States, the President
17 may enter into a comprehensive trade agreement
18 with the United Kingdom regarding tariff and non-
19 tariff barriers affecting trade between the United
20 States and United Kingdom.

21 (2) TERMINATION OF AUTHORITY.—The au-
22 thority under paragraph (1) terminates on March 1,
23 2029.

24 (c) MODIFICATIONS PERMITTED.—

1 Agreements (as defined in section 2(7) of
2 the Uruguay Round Agreements Act (19
3 U.S.C. 3501)) or a successor agreement,
4 on any import sensitive agricultural prod-
5 uct; or

6 (iii) increases any rate of duty above
7 the rate that applied on the date of the en-
8 actment of this Act.

9 (d) CONSULTATION WITH AND NOTIFICATION TO
10 CONGRESS.—To ensure the alignment of the trade policy
11 priorities of Congress with the content of any agreement
12 under this section, the President shall consult with Con-
13 gress before and throughout negotiations initiated under
14 subsection (a) and shall notify Congress of the intention
15 of the President to enter into an agreement under sub-
16 section (b) or to make a proclamation under subsection
17 (c).

18 (e) BILLS QUALIFYING FOR TRADE AUTHORITIES
19 PROCEDURES.—

20 (1) IMPLEMENTING BILLS.—

21 (A) IN GENERAL.—The provisions of sec-
22 tion 151 of the Trade Act of 1974 (19 U.S.C.
23 2191) apply to a bill of either House of Con-
24 gress that contains provisions described in sub-
25 paragraph (B) to the same extent as such sec-

1 tion 151 applies to implementing bills under
2 that section. A bill to which this paragraph ap-
3 plies shall hereafter in this section be referred
4 to as an “implementing bill”.

5 (B) PROVISIONS SPECIFIED.—The provi-
6 sions described in this subparagraph are—

7 (i) a provision approving a trade
8 agreement entered into under this section
9 and approving the statement of adminis-
10 trative action, if any, proposed to imple-
11 ment such trade agreement; and

12 (ii) if changes in existing laws or new
13 statutory authority are required to imple-
14 ment such trade agreement, only such pro-
15 visions as are strictly necessary or appro-
16 priate to implement such trade agreement,
17 either repealing or amending existing laws
18 or providing new statutory authority.

19 (2) DEADLINE FOR SUBMISSION OF BILL.—The
20 procedures under paragraph (1) apply to imple-
21 menting bills submitted with respect to a trade
22 agreement entered into under this section before
23 March 1, 2029.

24 (f) LIMITATION ON WAIVER, SUSPENSION, OR TER-
25 MINATION.—An agreement entered into under this section

1 shall not be waived, suspended, or terminated, in whole
2 or in part, with respect to the United States without the
3 express approval by Congress of such termination.

4 (g) RELATIONSHIP TO BIPARTISAN CONGRESSIONAL
5 TRADE PRIORITIES AND ACCOUNTABILITY ACT OF
6 2015.—An agreement under this section shall not enter
7 into force with respect to the United States and an imple-
8 menting bill shall not qualify for trade authorities proce-
9 dures under subsection (e), including an agreement that
10 does not require changes to United States law or an imple-
11 menting bill in connection therewith, unless the following
12 requirements under the Bipartisan Congressional Trade
13 Priorities and Accountability Act of 2015 (19 U.S.C. 4201
14 et seq.) are carried out with respect to that agreement
15 or implementing bill to the same extent as would be re-
16 quired of an agreement entered into under section 103(b)
17 of that Act (19 U.S.C. 4202(b)), notwithstanding the expi-
18 ration of authority to enter into an agreement under such
19 section 103(b):

20 (1) The trade negotiating objectives under sec-
21 tion 102 of that Act (19 U.S.C. 4201).

22 (2) The congressional oversight and consulta-
23 tion requirements under section 104 of that Act (19
24 U.S.C. 4203).

1 (3) The notification, consultation, and reporting
2 requirements under section 105 of that Act (19
3 U.S.C. 4204).

4 (4) The implementation procedures under sec-
5 tion 106 of that Act (19 U.S.C. 4205).

6 (5) The provisions related to sovereignty under
7 section 108 of that Act (19 U.S.C. 4207).