



THE NAM TRADE AGENDA FOR CHINA 2005

The NAM trade agenda for China is focused on strengthening manufacturing in America and improving the international competitiveness of our manufacturing industry in the worldwide economy. In pursuing this agenda, the NAM expects that U.S. and international trade law will be administered so as to effectively level the trade playing field with China in order to achieve recognizable gains for manufacturing in the United States. These measures would result in a reduced trade deficit in manufactured goods with China and the world. The trade agenda for China complements the NAM's overall trade agenda and priorities in reducing domestically imposed costs.

- **Revalue the Chinese Yuan To Reflect Economic Fundamentals**
- **Enforce and Enhance Intellectual Property Laws**
- **Retain China's Non-Market Economy Status as Negotiated in PNTR**
- **Eliminate Chinese Administrative, Regulatory and Standards Barriers**
- **Expand Exports to China**
 - Expand and Strengthen Export Promotion Programs Toward China**
 - Expand Export Financing**
 - Eliminate China's High Industrial Tariffs**
 - Open Public Procurement and China's Internal Market**
 - Improve Export Administration Act and Procedures**
 - Reduce Visa Delays for Chinese Business Visitors**
- **Promote Fair Competition**
 - Apply Countervailing Duty Laws To China to Address Subsidies**
 - Apply China Safeguard (Section 421)**
 - Make Trade Cases More Affordable**

The National Association of Manufacturers is the nation's largest industry trade association, representing small and large manufacturers in every industrial sector and in all 50 states. Headquartered in Washington, D.C., the NAM has 10 additional offices across the country. Visit the NAM's award-winning web site at www.nam.org for more information about manufacturing and the economy.

The NAM China Trade Agenda 2005

China is the single most important trade challenge facing U.S. manufacturing growth and competitiveness. China's emergence as a leading world economy has meant significant new opportunities for many NAM members, including increased export and investment. However, these opportunities are not fully realized by all NAM members despite the many constructive steps taken during the first term of the Bush Administration to ensure China's compliance with its WTO commitments.

The NAM believes there is substantial potential for Chinese economic growth to lead to a corresponding growth in the U.S. manufacturing economy. But that potential is far from realization. Of the \$413 billion of goods China imported in 2003, only 8 percent were from the United States, including agricultural products. In contrast, the EU and Japan have been significantly more successful selling into the Chinese market. During 2004, U.S. imports from China grew almost 30 percent, contributing to the largest bilateral trade deficit with any country, at nearly \$160 billion, up almost \$35 billion from 2003.

Trade generally and with China has to be put in the context of a recovery in many sectors of the U.S. manufacturing economy over the past 18 months. But, despite this recovery, a number of manufacturing sectors that have borne the brunt of China's emergence as an industrial power have continued to lose revenue and jobs. Thus the China challenge not only continues to be at the center of the NAM's trade agenda, but also is central to how U.S. manufacturing defines its own future. Full implementation of the NAM's China trade agenda would open markets, improve productivity and begin to slow the growth of the China trade deficit and reduce it to more sustainable levels.

Among the concerns our membership repeatedly cites with respect to China trade are its unsustainable currency practices, inadequate intellectual property safeguards and subsidies. When these China-specific factors are combined with increasingly burdensome U.S. structural costs, many segments of the U.S. manufacturing economy find constant "restructuring" and "reinvention" inadequate to allow them to be competitive.

The NAM believes that addressing a wide range of bilateral trade issues is as critical for China as it is for the United States. It is a priority for the NAM, and we believe should continue to be a priority for the second Bush Administration. While it is important that the U.S. government address our overall trade deficit, our deficit with China is so huge that an overall reduction cannot be done without examining our substantial imbalance with China. An essential objective of U.S. trade policy and trade diplomacy must be to undertake concrete steps aimed at improving U.S. competitiveness that will achieve a substantial and sustained reduction in the global and China trade deficits.

The President's Export Council (PEC) is currently undertaking an analysis of the U.S.-China trade imbalance, an important step in understanding the measures needed both in the manufacturing sector and in partnership with the government to address the causes and devise the cures. An important part of that study should be an analysis of the U.S. sectors being most adversely affected and the reasons why U.S. exports to China have not grown as rapidly as those of other high cost economies like the EU and Japan.

During the first term of the Bush Administration, China made significant progress towards fulfilling its WTO accession commitments and, while deficiencies still exist, progress is continuing. The NAM will continue to participate in the USTR's annual review of China's WTO commitments and welcomes the dedication of both the Bush Administration and the Chinese government to accelerating progress. The NAM believes both governments should continue to increase the resources they dedicate to the Joint Commission on Commerce and Trade (JCCT).

We believe bolder steps are required to improve the situation and allow American companies to compete effectively with China in the global and U.S. economies. There is a growing sense of urgency that many dimensions of the Chinese relationship, especially those listed in this document, need renewed attention in the early days of the second term of the Bush Administration.

Revalue the Chinese Yuan to Reflect Economic Fundamentals

China's currency has been fixed at an exchange rate of 8.27 yuan per dollar since 1994. The NAM believes that the yuan is undervalued by as much as 40 percent. The undervalued yuan effectively taxes U.S. exports and subsidizes imports from China, exacerbating the growing bilateral trade deficit. In 2004, the bilateral trade deficit with China was close to \$160 billion, the largest with any country and, at current growth rates, will almost triple in five years. Furthermore, the undervalued yuan makes foreign investment in productive capacity in China cheaper and more attractive, thus encouraging the migration of investment to China.

The effects on China are equally disruptive. Foreign exchange reserves have grown to almost \$610 billion, over one-third of China's GDP. The growth of foreign exchange reserves requires China to convert those holdings to yuan, thereby increasing the money supply by 15-20 percent annually. Increases of that magnitude have accelerated inflation to more than 5 percent (compared to the previously deflationary period in the late 1990s), expanded bank lending and fueled growth to more than 9 percent annually, contributing to an overheated economy.

It should be noted that, while a currency peg *per se* does not contravene International Monetary Fund (IMF) requirements, IMF Article IV proscribes "manipulation of exchange rates to gain unfair competitive advantage over other members - and this includes protracted large-scale intervention in one direction in the exchange market." With foreign currency reserves more than \$600 billion, China demonstrably violates the intent of IMF Article IV.

The NAM believes that eliminating the severely undervalued yuan is essential to creating more balanced and sustainable trade flows and giving U.S. companies a more stable period to adjust to changing economic relationships. In addition, a revaluation of the yuan to reflect underlying economic fundamentals would create more favorable conditions within Asia, enabling other countries to free their currencies to better reflect market conditions. These multiple currency misalignments artificially depress U.S. exports to a substantial portion of the world economy and reduce the competitiveness of U.S.-based manufacturing in the U.S. market.

The NAM China Trade Agenda 2005

The NAM urges the Administration to work with China and other countries to realign exchange rates and thus avoid the dangers that misaligned exchange rates pose to the United States, China, Asia and the global financial system.

NAM Key Objective:

Immediate revaluation of the yuan by up to 40 percent

Actions:

- ***Press the Treasury Department to urge the International Monetary Fund to exercise its surveillance authority over exchange rates and cite China under Article IV if progress is not made in consultations.***
- ***Encourage the Administration to work with the G-7, G-20, APEC and other international organizations to press the Chinese government to revalue the yuan.***
- ***Press the Treasury Department to recognize currency manipulation in its semi-annual report to Congress.***

Strengthen and Enforce Intellectual Property Laws

The NAM welcomed China's announcement in December 2004 that it will more aggressively pursue criminal prosecutions for counterfeiting and copyright piracy while raising fines and penalties. While this is a significant step forward, these actions do not totally resolve the problem of Chinese counterfeiting. There is still much to be done enforcing tough anti-counterfeiting laws, particularly at provincial and local levels. The Administration must press China to put into practice this new interpretation of its anti-counterfeiting laws in an effective manner, with real prosecution of counterfeiters.

Despite bilateral and multilateral agreements with China to protect intellectual property rights, China's record of enforcement has been inadequate and seriously flawed. The lack of transparency and cooperation with government agencies, high thresholds for prosecution, weak administrative sanctions, local protection and corruption, coupled with a general lack of resources and training, have weakened China's enforcement of its laws and regulations governing intellectual property rights. The April 2003 visit of Vice Premier Wu Yi yielded some positive commitments on enforcement efforts in China. In addition, the Administration instituted the Strategy Targeting Organized Piracy (STOP) that establishes a more comprehensive approach to addressing piracy, particularly for the import of pirated products into the United States.

Nevertheless, intellectual property piracy in China continues at excessively high levels and, because China is a major world exporter, those pirated products are appearing in markets throughout the world. An inadequate IPR enforcement structure within China will also hamper the development and success of Chinese branded products in the future. Moreover, counterfeit products create health and safety hazards not only for Chinese citizens but for unwitting consumers around the world. The Administration and the NAM need to ensure that China continues to reduce and eliminate piracy and counterfeiting by increasing enforcement at the central, provincial and local government levels in China and at its borders to prevent those pirated products from being exported or imported.

NAM Key Objective:

A dramatic acceleration of initiatives to reduce and eliminate Chinese intellectual property rights violations

Actions:

- ***Encourage the Administration to press China to put into practice the newly announced interpretation of its anti-counterfeiting laws.***
- ***Declare China a Priority Foreign Country and consider taking it to the WTO if the out-of-cycle Special 301 Review being done by the USTR in early 2005 does not show sufficient Chinese progress in meeting JCCT and WTO commitments.***
- ***Engage other countries to implement a program comparable to the recently announced U.S. STOP program to address Chinese counterfeiting.***

Retain Non-Market Economy Status

The NAM believes that the Administration should proceed carefully in its examination of China's status as a non-market economy country. China's economy has significant distortions that prevent market forces from acting efficiently and effectively. For example, the closed capital market in China prevents the adoption of a more market-determined exchange rate. These market imperfections mean that China is more prone to excess capacity, excess production and excess exports that adversely affect foreign markets. U.S. companies, particularly small and medium sized companies (SMMs), need to employ alternative methodologies in order to determine anti-dumping margins when they are being injured by unfairly priced imports from China. Since China's economy is not governed by market forces (*e.g.*, exchange rates are not determined by underlying economic fundamentals), using Chinese prices that are not market determined would disadvantage U.S. manufacturers in the United States when faced with competition from Chinese products that are sold at less than fair value.

NAM Key Objective:

Retain China's non-market economy status (NME) for the full 15 year period negotiated in PNTR unless statutory requirements for market economy status are fully and consistently met.

Actions:

- ***The U.S. government should set up an industry advisory group on NME status to include the NAM.***
- ***Congressional oversight of China's progress in fulfilling its statutory requirements should be established. The Commerce Department should provide the appropriate congressional body with an annual report of its progress.***

Eliminate Administrative, Regulatory and Standards Barriers

The NAM China Trade Agenda 2005

While tariffs have fallen significantly, U.S. manufacturers doing business in China still face many administrative, regulatory and standards-related barriers that are difficult and costly to overcome. The NAM urges the U.S. Government to give a high priority to removing these barriers by pressing Chinese authorities to streamline administrative and regulatory processes, making them more transparent and open to stakeholder input, and applying regulations consistently throughout the country. In reforming administrative and regulatory processes, China should take into account internationally accepted norms and practices to the fullest extent possible. This would make it easier for U.S. firms, particularly small and mid-size manufacturers (SMMs) in regulated industries, to sell their products in China. The U.S. Government also needs to be alert to the development of national technical standards and conformity assessment procedures that deviate from international practice or otherwise create unreasonable restrictions on trade.

NAM Key Objective:

Undertake a vigorous, sustained effort to eliminate the growing number of barriers resulting from trade-related administrative directives, regulatory policies and technical standards, make the process more transparent, and apply regulations uniformly across the country.

Actions:

- ***Establish a U.S.-China regulatory policy and standards forum to facilitate dialogue on technical trade barriers, promote openness and transparency in regulatory and standards development, and encourage harmonization where possible.***
- ***Press for reforms of China's CCC quality mark system to permit U.S. testing bodies to offer CCC certifications and make the process timelier and less costly to U.S. exporters, particularly small and mid-size companies.***

Expand Exports to China

Expand and Strengthen Export Promotion Programs toward China

The Chinese marketplace holds vast potential for U.S. manufacturers. With annual growth rates in the 8-9 percent range for more than a decade, China is the fastest growing economy in the world and one that is increasingly open to trade with the world. China is the third largest import market in the world, after the United States and Germany, with more than \$500 billion in imports. The United States, however, captured only 8 percent of that market or \$35 billion in 2004, substantially less than either Japan or the European Union and a decline from the 9% of market share in 2002. U.S. imports from China, on the other hand, continue to grow rapidly. More than 30 percent of all Chinese exports go to the United States. The U.S. trade deficit with China, as a result, reached a new record in 2004, close to \$160 billion.

To reverse this trend and help U.S. manufacturers reach their export potential in China, a new and greatly expanded export promotion initiative is needed. Although China has reduced its external tariffs and opened its internal market to U.S. and other foreign

The NAM China Trade Agenda 2005

businesses, it is still an unusually challenging market, particularly for small and mid-size manufacturers (SMMs). Current U.S. Government export promotion programs offer useful assistance but are not on the scale needed to make a sufficient difference in overall export trends.

The U.S. Government and private sector must work together to launch a more ambitious program that provides more on-the-ground assistance in China and more trade outreach to potential U.S. exporters. Key elements include:

- 1) New American Trade Centers in major interior commercial centers;
- 2) Greater support for U.S. exhibitions at China trade fairs;
- 3) A robust Global Supply Chain Initiative;
- 4) An expanded China Business Information Center (CBIC);
- 5) Expansion of the Market Development Cooperator Program that provides U.S. industry associations with partial grants to open market-development offices in China;
- 6) Support for Export Trading Companies in specific manufacturing sectors;
- 7) Additional funding for feasibility studies that the Trade Development Agency could undertake in partnership with NAM member companies; and
- 8) More joint government-private sector outreach to potential U.S. exporters.

We believe that, if this is done, we could see an increase in U.S. exports of 33 percent annually during the next four years - or a three-fold increase - to more than \$100 billion by 2008. We believe this is attainable, but only with a major new public-private effort. To implement a program of this scale, the NAM will seek to obtain a doubling of the Commerce Department's China-specific trade promotion budget for FY2006.

To help guide this export promotion initiative and our China trade policy more broadly, the NAM also recommends that the Commerce Department, in coordination with the President's Export Council, the NAM and other business groups, analyze the following:

- 1) Which sectors of the U.S. manufacturing economy are most adversely affected by Chinese imports?
- 2) What are China's largest categories of manufactured goods imports? Which countries are most successfully penetrating these Chinese markets? Are these patterns likely to be sustained?
- 3) Why have the European Union and Japan in particular, been more successful in exporting to China? What can U.S. companies learn from their experiences?
- 4) Which sectors of the U.S. manufacturing economy have strong competitive advantages and how can they best use these advantages to expand U.S. exports to China?

This analysis, which should be completed by June 2005, will help the Administration and Congress to have a better understanding of the opportunities and challenges of expanded trade with China and the kinds of export promotion programs that are likely to be most effective in significantly expanding U.S. exports to China.

NAM Key Objective:

Expand U.S. exports to China by 300 percent by 2008 (i.e., to more than \$100 billion), particularly higher valued added manufactured products.

Actions:

- *Strengthen and expand export promotion and financing programs, particularly for small and mid-sized manufacturers.*
- *Double the Commerce Department's China-specific trade promotion budget for FY2006.*
- *Redeploy Commerce Department commercial service resources and personnel to focus on the China market.*
- *Assist the Commerce Department to tailor export promotion programs to the needs of key manufacturing sectors.*
- *Conclude by June 2005 analysis of 1) comparative export performance by country and manufacturing sector to better gauge China trade opportunities and challenges (See details in text above); and 2) techniques of the European Union, Japan and other competitors in their export promotion programs to China in order to emulate global best practices.*

Expand Export Financing

In addition to expanding Commerce Department export promotion programs, it is essential that there be increased export financing targeted specifically for U.S. sales to China. Existing Export Import (Ex-Im) Bank and Small Business Administration (SBA) programs should be expanded significantly to allow U.S. producers, especially small and mid-size companies, to take advantage of opportunities for exporting to China.

The NAM believes that Ex-Im should do special monitoring of large public works projects as well as large industrial products in China in order to ensure that foreign companies are not unfairly benefiting from tied-aid credits (subsidized financing from foreign governments) that are not available to U.S. suppliers. Special funds should be appropriated to match tied-aid credits to China from other countries. In the absence of this matching financing, China will source from manufacturers outside the United States.

NAM Key Objective:

Increased funding that matches or exceeds that available to foreign companies competing with U.S. companies in China.

Actions:

- *Ex-Im Bank should greatly expand its programs to expedite financing for exports to China, including for smaller U.S. exporters.*
- *Set up Small Business Administration Capital and Export Funds for expanding exports to China.*
- *Special funds should be appropriated by Ex-Im Bank to match tied-aid credits to China from other countries.*

Eliminate China's High Industrial Tariffs

In 2001, China entered the WTO, making commitments to reduce overall industrial tariffs to about 10 percent. China implemented tariff cuts in each of the years following accession with the result that nearly all scheduled tariff reductions have been fully implemented. Only a few tariff cuts remain for products upon which extended reductions were agreed. Even with those tariff cuts, China's overall tariff level remains high, especially when considering the competitive position of Chinese products in the U.S. market. In some sectors, such as plastics, Chinese tariffs are exceptionally high. China is reported to have said that it is not prepared to make further tariff cuts considering the extensive reductions that China implemented as part of its accession agreement.

The NAM believes that the United States should seek the broadest and deepest reductions in Chinese tariffs on manufactured goods as part of the WTO Doha Round. The rising trade deficit, coupled with the slower absolute increases in U.S. exports to China (compared to imports), all indicate that China is both commercially competitive in the U.S. market and capable of opening its manufacturing market to levels comparable to industrial markets such as the United States, Japan and Europe.

NAM Key Objective:

Further reduction in China's industrial tariffs in keeping with its stature as a major industrial market.

Action:

- ***U.S. negotiators should use the Doha Round to press China to reduce tariffs and other trade barriers to levels comparable to the United States, the European Union and Japan.***

Open China's Public Procurement and Internal Market

China committed in its WTO accession agreement to negotiate entry into the government procurement agreement. The NAM urges the United States to give high priority to negotiating China's government procurement with the objective of making China's government procurement practices more transparent and open, in which a diversity of manufacturers and exporters can compete on a level playing field with the widest possible range of product options being made available.

Chinese provinces and local governments permit a variety of measures that restrict trade from outside those regions and localities. The net result is that distribution costs in China are about 16 percent compared to the average 4 percent in OECD countries. Provincial and local barriers to internal trade make it more difficult for companies to sell products within China. The NAM believes that the United States should seek agreement by China to eliminating those barriers that would expand market access for U.S. exported products and expand markets within China for all companies, Chinese and foreign.

NAM Key Objectives:

China's entry into the WTO government procurement agreement.

Elimination of Chinese provincial and local barriers to internal trade that affect market access for U.S. exported products.

Actions:

- ***Include government procurement and internal market access barriers as part of bilateral negotiations with China.***

Improve the Export Administration Act and Procedures

The U.S. government imposes export controls on a wide range of goods and technologies, particularly those destined for China, on grounds of national security. The current control system is inefficient and costly to our economy, and the NAM seeks updated export administration procedures that meet U.S. needs in the post-Cold War era. These new procedures must promote timeliness, efficiency and transparency in the control process; exempt mass-marketed items; and recognize that unless a new control system is built upon comparably implemented multilateral agreements, U.S. national security will not be protected. Unilateral U.S. export controls on technologies available from foreign sources merely divert sales to foreign competitors and risk having technology leadership move offshore. Additionally, the NAM seeks the improvement and streamlining of licensing and other procedures implemented by the Administration, including progress in updating items on the U.S. Munitions List (USML).

NAM Key Objective:

Streamline the licensing of high-technology products to China to enable U.S. manufacturers to compete against foreign suppliers while also working cooperatively to protect U.S. national security interests.

Actions

- **Reform the outdated requirements of the Export Administration Act (EAA) to improve efficiency and reflect advances in technology and changes in market availability while also protecting U.S. national security.**
- **Streamline and improve the licensing procedures for items on the U.S. Munitions List (USML).**

Address Visa Delays for Chinese Business Visitors

Changes since 9/11 in U.S. procedures for obtaining visas have made it increasingly difficult for Chinese business and government officials to visit the United States for meetings with U.S. companies, business conferences and trade fairs. Chinese business visa applicants often experience long delays in getting interviews with visa officers and in

receiving a response to their application. A much higher percentage than in the past is rejected after a Security Advisory Opinion (SAO) review in Washington, apparently because their technical qualifications and/or professional interests fall within the “Technology Alert List” (TAL) criteria. The TAL is intended to screen out applicants that may be seeking access to sensitive U.S. technology. But many companies are puzzled by the rejection of Chinese business contacts and even their own Chinese staff who have no apparent access to or known interest in such technology. As a result of visa difficulties, many Chinese companies appear to be turning to other non-U.S. suppliers for their purchases of manufactured goods. The U.S. government needs to make greater efforts to improve the efficiency of the visa process and more carefully target individuals that might harm U.S. national security.

NAM Key Objective:

Improve the efficiency of the visa process and ensure that the screening process targets only those applicants that are a clear threat to U.S. national security.

Actions

- ***Seek a review of the Technology Alert List to improve the screening process and tighten the criteria.***
- ***Work with the State Department as it implements its new U.S.-China Business Initiative to see that the timeliness of the visa application process is significantly improved.***

Promote Fair Competition

Apply Countervailing Duty Laws to China to Offset the Effects of Chinese Subsidies

There are concerns that China’s industrial development may benefit from a wide array of subsidies, including currency manipulation, government bank lending to enterprises without creditworthiness, export-based tax incentives, and the discriminatory application of tax rates and rebates. The size of China’s industrial sector and its huge foreign exchange reserves should dictate that greater subsidy discipline be applied. Once specific, targeted benefits are eliminated, China’s development can proceed on a fairer, more market-oriented basis with reduced exposure to countervailing measures by trading partners.

The World Trade Organization (WTO) recognizes that subsidies (such as government payments to reduce production costs) can distort trade flows and can cause adverse effects on competing foreign companies. The WTO Subsidies and Countervailing Measures (SCM) agreement allows countervailing import duties to offset such subsidies. While these provisions apply to imports from nearly all WTO members, the Department of Commerce, based on a decision in 1984, does not apply countervailing duties against imports from non-market economy countries such as China. The WTO SCM agreement, however, defines how to measure a subsidy and China’s WTO accession agreement includes special

The NAM China Trade Agenda 2005

provisions for calculating subsidies in a non-market economy country, provisions that are consistent with the WTO Appellate decisions.

The NAM supports reversal of the Commerce Department's 1984 decision in light of the SCM Agreement and the terms of China's accession to the WTO.

NAM Key Objective:

Elimination of artificially created and maintained competitive advantages through WTO-inconsistent subsidization or other means.

Actions:

- ***The Bush Administration should endorse, as a priority in the first session of the 109th Congress, legislation that would clarify the intent of Congress to apply countervailing duty provisions to both market and non-market economy countries.***
- ***The Commerce Department's new Unfair Trade Practices Group should undertake and publish an analysis of Chinese subsidization practices.***

Apply China Safeguards (Section 421)

Because China's economy is still in transition from a command economy to a market economy, trade with China will be characterized by periods of market disruption in various commodities. Special provisions were incorporated in China's accession to the WTO to address the disruption that documented surges in China's exports to other markets may cause. Those provisions were incorporated in U.S. law under section 421. This provision allows the United States to apply quotas or tariffs on a product basis when market disruption occurs. Of the five cases that have been filed, the International Trade Commission (ITC) found in favor of market disruption in three cases. However, the Administration denied relief in all three cases. The NAM believes that this provision should be used, for without relief from market disruption, small manufacturers face surges in imports from China because China does not have the market mechanisms in place to prevent overproduction and overcapacity.

NAM Key Objective:

Appropriate use of Section 421 to address documented Chinese import surges as negotiated in PNTR.

Actions:

- ***The Administration should apply appropriate 421 remedies when the ITC has ruled that requirements of the statute have been met.***

Make Trade Cases More Affordable

For many industries, the surge in imports from China has injured small and mid-sized U.S. companies such that they cannot afford the high costs of preparing and filing trade cases. The Department of Commerce and other relevant agencies should self initiate trade cases when small companies or the industry is not financially in a position to prepare and file a trade case. Section 731(a) (2) of the antidumping law authorizes Commerce to institute special import monitoring programs and self initiate cases, in limited circumstances. That provision has never been used and has no equivalent in the CVD law. The NAM believes

The NAM China Trade Agenda 2005

that AD and CVD laws should be amended to remedy these shortcomings. In the interim, Commerce should, as a matter of policy, use its existing statutory authority to self initiate cases in consultation with industry. This mechanism would support domestic manufacturers' access to trade laws designed to protect U.S. industry and agriculture from surges in imports that disrupt markets.

NAM Key Objective:

Make available appropriate use of U.S. trade law when companies, especially small and mid- sized, cannot afford the high cost of bringing cases.

Actions:

- ***The Commerce Department should institute special import monitoring programs.***
- ***The Commerce Department should make use of its existing statutory authority to self initiate AD, CVD and Section 421 cases in consultation with industry.***