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ROBERT T. MATSUI
FIFTH DISTRICT, CALIFORNIA

COMMITTEE ON
WAYS AND MEANS

SUBCOMMITTEE ON TRADE
RANKING DEMOCRAT
SUBCOMMITTEE ON
HUMAN RESOURCES

WHIP AT LARGE

Congress of the United States
House of Representatives
Washington, DC 20515-0505

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*originally
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Attached are
① USIR produced summary
② Republican Summary
③ Gephardt IIR and analysis -
we need at least 1 person to do paper
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1102 Longworth House Office Building, phone 225-3625

http://www.house.gov/ways_means

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E. Clay Shaw, Jr., of Florida.

Nancy L. Johnson, of Connecticut.

Jim Bunning, of Kentucky.

Amo Houghton, of New York.

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Jim McCrery, of Louisiana.

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Sam Johnson, of Texas.

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Benjamin L. Cardin, of Maryland.

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[Created pursuant to H. Res. 658, 95th Congress]

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Sun Mon 10/6

11⁰⁰ AM →

dinner

6³⁰ AM

SUMMARY OF FAST TRACK DEAL

RESTRICTING PROVISIONS IN AN IMPLEMENTING BILL TO THE PRINCIPLE NEGOTIATING OBJECTIVES (Limiting Trade Agreements to Trade Issues)

Retained our provision that the provisions in a trade agreement implementing bill be "directly related to the principle trade negotiating objectives." This has been our formulation intended to ensure that non-trade issues are not included in trade agreements. I consider this the key substantive trade policy issue in the fast track debate, as it offers unprecedented protection in the fast track statute to keep unlimited environmental or labor policy goals from being advanced through inclusion in fast track trade bills.

LABOR AND ENVIRONMENT IN PRINCIPLE NEGOTIATING OBJECTIVES

Expanded the concept of trade and environment "directly related to trade" that are appropriate for inclusion in trade agreements. The original Archer mark considered labor and environmental policies acting as direct trade barriers as "directly related to trade." This agreement will add the concept of labor and environmental standards being reduced to entice investment or distort trade. This parallels the concept in the Senate bill.

MODIFIED "NECESSARY & APPROPRIATE" LANGUAGE

Accepted language similar to the Senate bill regarding the types of "extraneous" provisions that can be included in an implementing bill. Past fast tracks permitted any provision that was "necessary or appropriate," leaving an implementing bill open to essentially any provision "needed to get votes." The Archer mark restricted provisions to those "necessary" to implement an agreement, as well as provisions closely related to the agreement. This has been expanded to permit provisions "related" to the "effects of the provisions of the agreement."

The past fast track process opened the door wide open to extraneous provisions being attached to a bill on the fast track. The Archer version leaves the door 1 percent open. The Senate bill leaves the door 20 percent open. Our language leaves the door 19 percent open.

INCLUSION OF GENERAL POLICY OBJECTIVES IN BILL

Although not subject to fast track, the bill states that the President should pursue trade policies consistent with our environmental policies, respect for worker rights in multilateral forums including the ILO (does not mention WTO), and expanded intellectual property in forums outside of the WTO.

Take Fast-Track To Free Trade

President Bill Clinton's authority to negotiate trade deals — known as fast-track — has taken a major step forward in Congress, but it is far from safely won. The Senate Finance and House Ways and Means committees have approved it, but the bill still faces an uphill fight in both chambers.

Fast-track lets the president sign trade deals that Congress can only accept or reject but can't amend. It's vital to the nation's ability to make any commercial pact with a foreign country. Why would any country be willing to negotiate with the president if Congress could rewrite the terms of the deal? No fast-track, then, means no free-trade agreement with Chile to supplement our free-trade pacts with Mexico and Canada. No fast-track means no attempt to extend free trade to all the Americas, which are already forming regional pacts among themselves — without us.

Labor opposes fast-track because it doesn't hold foreign countries to labor standards equal to our own. Environmentalists make the same complaint about environmental laws. Most Democrats concur.

So fast-track is still alive mostly because of Republican votes. The GOP may or may not have the votes to pass the bill on its own, but says it won't try without some Democratic support. So far, there isn't much. The Ways and Means Committee vote in

favor of fast-track garnered only four Democrats of 16; the Finance Committee vote was by voice. The president has been slow to fight for the bill, and business hasn't been much better. They now have only Congress' Columbus Day recess to turn things around. Otherwise, fast-track may not even come to a vote, to spare it certain defeat.

Many Democrats, and labor leaders insist that free trade costs jobs. Many more jobs are lost through automation; and free trade actually creates more jobs than it kills. A recent Heritage Foundation study showed that Missouri's exports to Asia *alone* because of free trade rose from \$661 million in 1992 to \$20,132 million in 1996 (Illinois' totals are \$4,431 million and \$164,511 million respectively), while the University of Massachusetts Institute for Social and Economic Research estimates that every \$1 billion in exports creates 20,000 jobs. So the region benefits from free trade.

The leading opponent of fast-track is our own Richard Gephardt. It's essential Congress pass the bill even if it means Democrats must buck their own House leader. If the bill is defeated, America will forfeit its role as the world's champion of free trade, with incalculable consequences for the domestic economy and the growth of global commerce, on which everyone's prosperity depends.

Committee on Ways and Means

1102 Longworth House Office Building, Washington, DC 20515-6348 (202) 225-3625

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Robert T.
Matsui
Congressman
Fifth District, California



NEWS RELEASE

FOR IMMEDIATE RELEASE
OCTOBER 2, 1997

CONTACT: JIM BONHAM (MATSUI)
(202) 225-7163
(703) 823-5039

MATSUI AND TANNER TO INTRODUCE SENATE FAST-TRACK LEGISLATION IN HOUSE

WASHINGTON, D.C. -- Saying the legislation marks the best hope to maximize votes in the House of Representatives, the ranking member on the Trade Subcommittee, Rep. Robert Matsui (D-CA-05) joined fellow Ways & Means Committee member Rep. John Tanner (D-TN-08) to announce they will introduce "Fast-Track" legislation identical to that passed by voice vote in the Senate Finance Committee Wednesday.

"The proposal passed by the Senate Finance Committee yesterday represents the best chance to maximize votes in the House," Matsui said. "This gives us the opportunity to gauge support in the House on both sides of the aisle with a bill that has proven, bi-partisan appeal."

"If we truly want to renew fast-track authority, the bipartisan consensus agreement approved by the Senate Finance Committee offers the most reasonable and balanced vehicle to do so," said Tanner. "It is my sincere hope that we can achieve the same level of bipartisan support for fast-track authority here in the House."

The legislation will be introduced Monday, October 6 when the House comes back into session from a weekend break.

REGULATION, LAW & ECONOMICS

called for at this time, the members saw the need for continuing vigilance," the Fed said.

By SUSAN McINERNEY

International Trade

Matsui and Tanner Plan to Introduce Senate Finance Fast-Track Bill in House

Rep. Robert Matsui (D-Calif), ranking minority member of the House Ways and Means Trade Subcommittee, Oct. 2 announced that he and Rep. John Tanner (D-Tenn) would be introducing fast-track legislation Oct. 6 in the House identical to that recently approved by the Senate Finance Committee.

Meanwhile, a House GOP aide told BNA Oct. 2 that the plan was to introduce or release House Ways and Means Committee Chairman Bill Archer's (R-Texas) chairman's mark on Oct. 6. The chairman's mark on fast-track authority is still under development.

The Senate Finance Committee approved its fast-track bill by voice vote Oct. 1. Sen. Kent Conrad (D-ND) was the only negative vote.

Fast-track authority allows Congress to consider legislation implementing trade agreements on a straight up or down vote with no amendments.

"The Senate bill was a good step forward in the sense that it was a bipartisan compromise, and I think the theory underlying the Senate bill is the same as the Archer mark," the House aide said. However, the aide said that Archer wanted to move his own bill "which expresses what he thinks a bipartisan compromise" is. The language Archer is contemplating and the Senate language is different in some areas but "the underlying theory is the same," the aide told BNA.

"Just as there was a bipartisan consensus on the Senate side there should also be one on the House side," the aide said. The fact that Matsui is planning to introduce the Senate bill is positive in that it shows he agrees with the theory behind the bill, which the aide said was the same as in the Archer mark.

"Just because the Senate acted doesn't mean we have to do exactly what was in the Senate bill. That's what conferences are for," the GOP aide said. The negotiating objectives in the two vehicles are different, the aide said, declining to be more specific.

Matsui, in the press release, said that the proposal approved by the Senate Finance Committee "represents the best chance to maximize votes in the House." A bill with "proven, bipartisan appeal" presents the chance of measuring the level of support in the House, Matsui said.

A congressional aide told BNA that Matsui wanted to capitalize on the momentum coming out of the Senate Finance Committee. The aide said that a bill that attracts the support of both Sens. Phil Gramm (R-Texas) and Jay Rockefeller (D-WVa) is the kind of bill that would provide a good way to measure House support.

On the Senate side, Senate Minority Leader Tom Daschle (D-SD), during his regular press briefing, said that "real progress" had been made in ensuring that Democratic issues, such as worker rights and environ-

REGULATION, LAW & ECONOMICS

ment, were part of the fast-track bill. "We think the inclusion of the worker adjustment provisions in the fast-track legislation moved the ball forward in a positive way," Daschle said. He added that the bill passed by the Finance Committee allows labor and environmental issues to be addressed in a meaningful way in side agreements.

The Finance Committee bill is not ideal, Daschle conceded. "We're not jumping for joy with what the committee did. All I am saying is that, from where we started and given what could have happened, I think we've made more progress than some Democrats would have originally anticipated," he said.

While saying that the Finance Committee vote showed bipartisan support, Daschle added: "I still don't think we're out of the woods." Daschle said that he was very concerned with some areas relating to agriculture and the administration's intentions on unilateral U.S. actions. "I think it's moving in the right direction even though I'm not prepared yet to make any endorsement of the bill," he said.

Daschle said that the Statement of Administrative Action being prepared by the administration would be critical in addressing how labor and environmental issues will actually be addressed. He said that negotiations with the administration on the SAA were making satisfactory progress.

Battle Seen in House. In other developments, U.S. Commerce Secretary William M. Daley said Oct. 2 that the administration's effort to win congressional approval of fast-track legislation was now "in better shape," following the Senate Finance Committee's passage of its bill earlier this week.

He expressed confidence that the legislation would obtain 60 votes in the Senate—enough to avoid a filibuster. But he conceded that the battle in the House over the bill was still expected to be "difficult."

Daley said that how the bill being drafted by the House Ways and Means Committee turns out, and whether the differences between it and the Senate Finance bill can be "merged quickly," will be critical to passage this year.

"If that's the case," he said, "then I'm optimistic...we'll see a fast-track bill passed."

He said, however, that if Congress fails to approve the legislation this year, it will be not be passed until 2001 at the earliest. "There's no way, in my opinion, that you could see this addressed in a successful manner—or even seriously addressed—after this year," he said.

Daley urged members of Congress not to "hold out for the perfect" when the legislation comes to the floor for a vote.

"In our opinion," he said, "you can't make the perfect the enemy of the good. We would hope, and expect, that a big majority in the House of Representatives would see it that way."

By ROSSELLA E. BREVETTI AND GARY YERKEY

DAILY REPORT FOR EXECUTIVES 0148-8155/97/\$0+\$1.00

Congress of the United States

Washington, DC 20515

October 3, 1997

**SUPPORT THE SENATE FINANCE COMMITTEE'S BIPARTISAN APPROACH
TO FAST-TRACK AND TRADE ADJUSTMENT ASSISTANCE**

Dear Colleague:

Earlier this week, the Senate Finance Committee voted to approve bipartisan fast-track legislation. We believe the Finance Committee's bill strikes a reasonable balance with respect to various concerns raised about fast-track and is a bill that every Member who wants to support fast-track should be able to support. The bill also includes an extension of requested Trade Adjustment Assistance programs. We are writing to ask for your cosponsorship of this legislation in the House which we intend to introduce next week.

This legislation, agreed to by all but one member of the Finance Committee, lays out 15 detailed principal negotiating objectives, including expanded and strengthened language for agriculture and intellectual property. These are two areas in which we as a country stand to gain in the near term. In addition the bill contains a provision specifically calling for greater transparency in international fora and particularly in the WTO. The bill also tracks with proposals which afford fast track procedures primarily for trade and trade related measures. This strongly reflects the traditional use of fast track authority. Finally, the Finance Committee bill addresses labor and the environment issues in a meaningful and constructive way.

The debate over fast-track thus far has been contentious and divisive. It is time to move from abstract issues to the business of legislating. We believe that it is important to our country's continued leadership on all fronts that we pass fast-track before the Congress adjourns this year. Please join us in this effort.

If you would like to join us as an original co-sponsor of this legislation, please contact either Jim Bonham in Rep. Matsui's office (5-7163) or Chad Jenkins in Rep. Tanner's office (5-4714) by noon, Monday October 6.

Sincerely,


Robert T. Matsui


John S. Tanner

Congress of the United States

Washington, DC 20515

October 3, 1997

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TO FAST-TRACK AND TRADE ADJUSTMENT ASSISTANCE**

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Sincerely,


Robert T. Matsui


John S. Tanner