

(whether or not such exportation is to the United States) from the country of origin after the effective date of the regulation listing such sculpture or mural pursuant to section 2091 of this title may be imported into the United States unless the government of the country of origin of such sculpture or mural issues a certificate, in a form acceptable to the Secretary, which certifies that such exportation was not in violation of the laws of that country.

**(b) Procedure when certificate lacking**

If the consignee of any pre-Columbian monumental or architectural sculpture or mural is unable to present to the customs officer concerned at the time of making entry of such sculpture or mural—

- (1) the certificate of the government of the country of origin required under subsection (a) of this section;
- (2) satisfactory evidence that such sculpture or mural was exported from the country of origin on or before the effective date of the regulation listing such sculpture or mural pursuant to section 2091 of this title; or
- (3) satisfactory evidence that such sculpture or mural is not covered by the list promulgated under section 2091 of this title;

the customs officer concerned shall take the sculpture or mural into customs custody and send it to a bonded warehouse or public store to be held at the risk and expense of the consignee until such certificate or evidence is filed with such officer. If such certificate or evidence is not presented within the 90-day period after the date on which such sculpture or mural is taken into customs custody, or such longer period as may be allowed by the Secretary for good cause shown, the importation of such sculpture or mural into the United States is in violation of this chapter.

(Pub. L. 92-587, title II, §202, Oct. 27, 1972, 86 Stat. 1297.)

**Editorial Notes**

**CODIFICATION**

References to section 202 of Pub. L. 92-587 in the original were translated as section 2091 of this title in the classification of Pub. L. 92-587 as the probable intent of Congress.

**§ 2093. Forfeiture of unlawful imports**

**(a) Seizure**

Any pre-Columbian monumental or architectural sculpture or mural imported into the United States in violation of this chapter shall be seized and subject to forfeiture under the customs laws.

**(b) Disposition of articles**

Any pre-Columbian monumental or architectural sculpture or mural which is forfeited to the United States shall—

- (1) first be offered for return to the country of origin and shall be returned if that country bears all expenses incurred incident to such return and complies with such other requirements relating to the return as the Secretary shall prescribe; or
- (2) if not returned to the country of origin, be disposed of in the manner prescribed by law

for articles forfeited for violation of the customs laws.

(Pub. L. 92-587, title II, §203, Oct. 27, 1972, 86 Stat. 1297.)

**§ 2094. Rules and regulations**

The Secretary shall prescribe such rules and regulations as are necessary and appropriate to carry out the provisions of this chapter.

(Pub. L. 92-587, title II, §204, Oct. 27, 1972, 86 Stat. 1297.)

**§ 2095. Definitions**

For the purposes of this chapter—

- (1) The term “Secretary” means the Secretary of the Treasury.
- (2) The term “United States” includes the several States, the District of Columbia, and the Commonwealth of Puerto Rico.
- (3) The term “pre-Columbian monumental or architectural sculpture or mural” means—
  - (A) any stone carving or wall art which—
    - (i) is the product of a pre-Columbian Indian culture of Mexico, Central America, South America, or the Caribbean Islands;
    - (ii) was an immobile monument or architectural structure or was a part of, or affixed to, any such monument or structure; and
    - (iii) is subject to export control by the country of origin; or
  - (B) any fragment or part of any stone carving or wall art described in subparagraph (A) of this paragraph.
- (4) The term “country of origin”, as applied to any pre-Columbian monumental or architectural sculpture or mural, means the country where such sculpture or mural was first discovered.

(Pub. L. 92-587, title II, §205, Oct. 27, 1972, 86 Stat. 1297.)

**CHAPTER 12—TRADE ACT OF 1974**

**Sec.**

2101. Short title.
2102. Congressional statement of purpose.

**SUBCHAPTER I—NEGOTIATING AND OTHER AUTHORITY**

**PART 1—RATES OF DUTY AND OTHER TRADE BARRIERS**

2111. Basic authority for trade agreements.
2112. Barriers to and other distortions of trade.
2113. Overall negotiating objective.
2114. Sector negotiating objective.
- 2114a. Negotiating objectives with respect to trade in services, foreign direct investment, and high technology products.
- 2114b. Provisions relating to international trade in services.
- 2114c. Trade in services: development, coordination, and implementation of Federal policies; staff support and other assistance; specific service sector authorities unaffected; executive functions.
- 2114d. Foreign export requirements; consultations and negotiations for reduction and elimination; restrictions on and exclusion from entry of products or services; savings provision; compensation authority applicable.
- 2114e. Negotiation of agreements concerning high technology industries.

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| <p>Sec.<br/>2115. Bilateral trade agreements.<br/>2116. Agreements with developing countries.<br/>2117. International safeguard procedures.<br/>2118. Access to supplies.<br/>2119. Staging requirements and rounding authority.</p> <p style="text-align: center;">PART 2—OTHER AUTHORITY</p> <p>2131. Authorization of appropriation for GATT revision.<br/>2132. Balance-of-payments authority.<br/>2133. Compensation authority.<br/>2134. Two-year residual authority to negotiate duties.<br/>2135. Termination and withdrawal authority.<br/>2136. Reciprocal nondiscriminatory treatment.<br/>2137. Reservation of articles for national security or other reasons.<br/>2138. Omitted.</p> <p style="text-align: center;">PART 3—HEARINGS AND ADVICE CONCERNING NEGOTIATIONS</p> <p>2151. Advice from International Trade Commission.<br/>2152. Advice from executive departments and other sources.<br/>2153. Public hearings.<br/>2154. Prerequisites for offers.<br/>2155. Information and advice from private and public sectors.</p> <p style="text-align: center;">PART 4—OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE</p> <p>2171. Structure, functions, powers, and personnel.</p> <p style="text-align: center;">PART 5—CONGRESSIONAL PROCEDURES WITH RESPECT TO PRESIDENTIAL ACTIONS</p> <p>2191. Bills implementing trade agreements on non-tariff barriers and resolutions approving commercial agreements with Communist countries.<br/>2192. Resolutions disapproving certain actions.<br/>2193. Resolutions relating to extension of waiver authority under section 402 of the Trade Act of 1974.<br/>2194. Special rules relating to Congressional procedures.</p> <p style="text-align: center;">PART 6—CONGRESSIONAL LIAISON AND REPORTS</p> <p>2211. Congressional advisers for trade policy and negotiations.<br/>2212. Transmission of agreements to Congress.<br/>2213. Reports.</p> <p style="text-align: center;">PART 7—UNITED STATES INTERNATIONAL TRADE COMMISSION</p> <p>2231. Change of name.<br/>2232. Independent budget and authorization of appropriations.</p> <p style="text-align: center;">PART 8—IDENTIFICATION OF MARKET BARRIERS AND CERTAIN UNFAIR TRADE ACTIONS</p> <p>2241. Estimates of barriers to market access.<br/>2242. Identification of countries that deny adequate protection, or market access, for intellectual property rights.</p> <p style="text-align: center;">SUBCHAPTER II—RELIEF FROM INJURY CAUSED BY IMPORT COMPETITION</p> <p style="text-align: center;">PART 1—POSITIVE ADJUSTMENT BY INDUSTRIES INJURED BY IMPORTS</p> <p>2251. Action to facilitate positive adjustment to import competition.<br/>2252. Investigations, determinations, and recommendations by Commission.<br/>2253. Action by President after determination of import injury.</p> | <p>Sec.<br/>2254. Monitoring, modification, and termination of action.<br/>2255. Trade monitoring.</p> <p style="text-align: center;">PART 2—ADJUSTMENT ASSISTANCE FOR WORKERS</p> <p style="text-align: center;">SUBPART A—PETITIONS AND DETERMINATIONS</p> <p>2271. Petitions.<br/>2272. Group eligibility requirements; agricultural workers; oil and natural gas industry.<br/>2273. Determinations by Secretary of Labor.<br/>2274. Study and notifications regarding certain affirmative determinations; industry notification of assistance.<br/>2275. Benefit information for workers.</p> <p style="text-align: center;">SUBPART B—PROGRAM BENEFITS</p> <p style="text-align: center;">Division I—Trade Readjustment Allowances</p> <p>2291. Qualifying requirements for workers.<br/>2292. Weekly amounts of readjustment allowance.<br/>2293. Limitations on trade readjustment allowances.<br/>2294. Application of State laws.</p> <p style="text-align: center;">Division II—Training, Other Employment Services, and Allowances</p> <p>2295. Employment and case management services.<br/>2295a. Limitations on administrative expenses and employment and case management services.<br/>2296. Training.<br/>2297. Job search allowances.<br/>2298. Relocation allowances.</p> <p style="text-align: center;">SUBPART C—GENERAL PROVISIONS</p> <p>2311. Agreements with States.<br/>2312. Administration absent State agreement.<br/>2313. Payments to States.<br/>2314. Liabilities of certifying and disbursing officers.<br/>2315. Fraud and recovery of overpayments.<br/>2316. Penalties.<br/>2317. Authorization of appropriations.<br/>2318. Reemployment trade adjustment assistance program.<br/>2319. Definitions.<br/>2320. Regulations.<br/>2321. Subpoena power.<br/>2322. Office of Trade Adjustment Assistance.<br/>2323. Collection and publication of data and reports; information to workers.</p> <p style="text-align: center;">SUBPART D—NAFTA TRANSITIONAL ADJUSTMENT ASSISTANCE PROGRAM</p> <p>2331. Repealed.</p> <p style="text-align: center;">PART 3—ADJUSTMENT ASSISTANCE FOR FIRMS</p> <p>2341. Petitions and determinations.<br/>2342. Approval of adjustment proposals.<br/>2343. Technical assistance.<br/>2344. Oversight and administration.<br/>2345. Authorization of appropriations.<br/>2345a. Annual report on trade adjustment assistance for firms.<br/>2346, 2347. Repealed.<br/>2348. Protective provisions.<br/>2349. Penalties.<br/>2350. Civil actions.<br/>2351. "Firm" defined.<br/>2352. Regulations.<br/>2353. Repealed.<br/>2354. Study by Secretary of Commerce when International Trade Commission begins investigation.<br/>2355. Assistance to industry; authorization of appropriations.<br/>2356. Repealed.</p> <p style="text-align: center;">PART 4—TRADE ADJUSTMENT ASSISTANCE FOR COMMUNITIES</p> <p>2371. Community College and Career Training Grant Program.</p> |
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2371a to 2371f. Repealed.  
2372. Authorization of appropriations.  
2372a. Transferred.  
2373 to 2374. Repealed.

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2391. GAO study and report.  
2392. Adjustment Assistance Coordinating Committee.  
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2396, 2397. Omitted.  
2397a. Sense of Congress.

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2401a. Petitions; group eligibility.  
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2466. Agricultural exports of beneficiary developing countries.  
2466a. Designation of sub-Saharan African countries for certain benefits.  
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2481. Definitions.  
2482. Exercise of functions of International Trade Commission.  
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2485. Voluntary limitations on exports of steel to United States.  
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2491. Short title.  
2492. Tariff treatment of products of uncooperative major drug producing or drug-transit countries.  
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§ 2101. Short title

This chapter may be cited as the “Trade Act of 1974”.

(Pub. L. 93-618, §1, Jan. 3, 1975, 88 Stat. 1978.)

Editorial Notes

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning Pub. L. 93-618, which in addition to enacting this chapter enacted section 1863 of this title, amended sections 160, 162, 163, 164, 170a, 1202, 1303, 1315, 1321, 1330, 1332, 1333, 1337, 1352, 1484, 1516, 1806, 1862, 1872, 1885, and 1981 of this title, sections 5312, 5314, 5315, and 5316 of Title 5, Government Organization and Employees, section 301 of Title 13, Census, section 3302 of Title 26, Internal Revenue Code, sections 2631 and 2632 of Title 28, Judiciary and Judicial Procedure, and section 665 of former Title 31, Money and Finance, repealed sections 1802, 1803, 1804, 1805, 1822, 1831, 1832, 1833, 1841, 1842, 1843, 1844, 1845, 1846, 1861, 1871, 1873, 1882, 1883, 1884, 1886, 1901, 1902, 1911, 1912, 1913, 1914, 1915, 1917, 1931, 1941, 1942, 1943, 1944, 1951, 1952, 1961, 1962, 1963, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, and 1991 of this title, and enacted provisions set out as notes under this section and sections 160, 162, 1303, 1321, 1337, 1484, 1515, 1516, 1901, and 2271 of this title and section 301 of Title 13, Census.

Statutory Notes and Related Subsidiaries

REFERENCES TO OTHER LAWS DEEMED REFERENCES TO TRADE ACT OF 1974

Pub. L. 93-618, title VI, §602(f), Jan. 3, 1975, 88 Stat. 2072, as amended by Pub. L. 96-39, title XI, §1106(h)(3),