

AMENDMENT TO RULES COMMITTEE PRINT 116-

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OFFERED BY MR. WALTZ OF FLORIDA

Page 872, after line 9, insert the following new section:

1 SEC. 1273. MODIFICATION OF RULES OF ORIGIN RELATING
2 TO GOVERNMENT PROCUREMENT FOR PHAR-
3 MACEUTICAL PRODUCTS.

4 (a) TRADE AGREEMENTS.—Section 308(4)(B) of the
5 Trade Agreements Act of 1979 (19 U.S.C. 2518(4)(B))
6 is amended—

7 (1) in clause (i), by striking “instrumentality,
8 or” and inserting “instrumentality,”;

9 (2) in clause (ii), by inserting “, other than an
10 active pharmaceutical ingredient,” after “part of
11 materials”; and

12 (3) by inserting before the period at the end the
13 following: “, or (iii) in the case of an article which
14 consists of an active pharmaceutical ingredient, the
15 pharmaceutical ingredient is wholly the growth,
16 product, or manufacture of that country or instru-
17 mentality”.

1 (b) FEDERAL ACQUISITION REGULATION.—Not later
2 than 180 days after the date of the enactment of this Act,
3 the President shall prescribe regulations to update sec-
4 tions 52.225–5 and 25.003 of title 48, Code of Federal
5 Regulations (or successor regulations) to be consistent
6 with rules of origin determinations for active pharma-
7 ceutical ingredients made under section 308(4)(B) of the
8 Trade Agreements Act of 1979 (19 U.S.C. 2518(4)(B)),
9 as amended by subsection (a) of this section.

