

Washington Update

August 30, 2024

This Week In Washington

Senate – The Senate was in recess.

House – The House was in recess.

Biden Administration – On August 28, President Biden announced [three](#) nominees for the federal judiciary. They are Elizabeth C. Coombe: Nominee for the United States District Court for the Northern District of New York, Sarah M. Davenport: Nominee for the United States District Court for the District of New Mexico, and Sharad H. Desai: Nominee for the United States District Court for the District of Arizona.

Next Week In Washington

Senate – The Senate will reconvene on Monday, September 9.

House – The House will reconvene on Monday, September 9 and is expected to spend the week voting on China-related legislation.

TAX

VP Harris Promises to Raise Corporate Tax to 28 Percent, Expand Child Tax Credit, and Restore Earned Income Tax Credit

Key Points:

- *Vice President Harris, the Democratic nominee for President, has promised to raise the corporate tax to 28 percent if elected President.*
- *The promise aligns with the Biden-Harris Administration's FY 25 Budget Proposal.*
- *In addition, Harris has announced her intent to boost the child tax credit and the earned income tax credit.*
- *Senator Vance (R-OH), the Republican nominee for Vice President, has also expressed support for raising the child tax credit.*

During the first day of the Democratic National Convention, Vice President Harris' campaign announced that she would support increasing the corporate tax rate from 21 percent to 28 percent in elected President. The promise aligns with tax policies pushed by the current Administration; the Biden-Harris Administration's Fiscal Year 2025 [Budget Proposal](#) also called for raising the corporate income tax rate to 28 percent. In contrast, former President Trump's platform has called for cutting the corporate tax rate by 1 percent to 20 percent.

During a recent speech in Raleigh, North Carolina, Vice President Harris also [pledged](#) that she would restore the Earned Income Tax Credit (EITC) and the Child Tax Credit (CTC) to amounts in effect in 2022. Specifically, she stated that she would expand the CTC to provide up to \$6,000 to low- and middle-income families for a child's first year. Vice President Harris has also supported raising the credit to \$3,600 for children from ages two to five and \$3,000 for children above the age of six. Although it may be possible that former President Trump would seek to permanently enact the \$2,000 CTC level established in the Tax Cuts and Jobs Act (TCJA) ([P.L. 115-97](#)) as he has supported making the bill permanent, his running mate Senator Vance (R-OH) has expressed support for raising the CTC to \$5,000 per child. In addition, Senator Vance has stated that the CTC should apply to all American families regardless of their income level.

The comments follow shortly after Vice President Harris promised to eliminate taxes on tips for service workers and hospitality workers. The promise was made in early August and mirrors a campaign promise made by former President Trump at the 2024 Republican National Convention.

House Ways and Means Committee Member Pascrell (D-NJ) Passes Away

Key Points:

- Representative Pascrell (D-NJ), a member of the House Ways and Means Committee and Ranking Member of its Oversight Subcommittee, passed away on August 21.
- The House Ways and Means Committee Democrats have yet to clarify who will replace Representative Pascrell's position in the Oversight Subcommittee where he is Ranking Member.
- In addition, the Committee has yet to clarify who will fill the vacancy left in membership.

On August 21, the family of Representative Pascrell (D-NJ) [announced](#) he had passed away. Representative Pascrell had served in Congress since 1997 and was Ranking Member of the House Ways and Means Oversight Committee. In response to the news, House Ways and Means Chairman Jason Smith (R-MO) issued a [press release](#) stating that Representative Pascrell's "unwavering dedication and tireless work ethic were evident in every role he undertook" and that his presence on the Committee would be "profoundly missed by all of us who served alongside him."

The House Ways and Means Committee website has yet to clarify who now serves as the Ranking Member of the Oversight Subcommittee, although it would likely be Representative Chu (D-CA). In addition, it is likely that his vacancy in the Committee may be filled by either Representative Suozi (D-NY), Horsford (D-NV), or possibly Delegate Plaskett (D-VI). All three previously served on the Committee, but deciding who is added back first comes down to seniority on the Committee and in Congress, and exactly which takes priority for the Democratic Steering Committee is not entirely clear yet.

For more information about tax issues, you may [email](#) or call Christopher Hatcher at 202-659-8201. Noah Hawkins contributed to this section.

FINANCIAL SERVICES

Financial Services Committee Republicans Respond to Treasury's Request for Information on AI

Key Points:

- Financial Services Committee and Subcommittee Chairmen support the innovation and integration of AI in the financial services sector.

- *The letter highlighted the need for current regulations to keep pace with evolving AI advancements.*

On August 14, House Financial Services Committee Chairman Patrick McHenry (R-NC) sent a [letter](#) to U.S. Treasury Secretary Janet Yellen alongside all six Republican subcommittee chairmen. The letter responded to the Treasury's Request for Information on Artificial Intelligence (AI) in financial services and emphasized the potential benefits AI holds for consumers in the financial services sector. The letter addressed four different topics of AI in financial services such as current and potential uses of AI in financial services, supporting financial firms of all sizes, data privacy, and regulatory frameworks. Regarding data privacy, the letter states, "consumers should be allowed to terminate collection of their data or request its deletion, ensuring data is used only for its intended purpose." It also expressed support for a principles-based approach that can adjust to rapid technological changes, and it cautioned against "horizontal, cross-economy approaches that broadly regulate the use of AI."

The letter concludes, "By focusing on fostering innovation, enhancing customer experiences, and ensuring financial inclusion, AI can significantly improve the financial sector's efficiency and accessibility. The potential benefits of AI are vast, and with thoughtful activity-based regulation and collaboration between the public and private sectors, we can harness these benefits to create a more inclusive and efficient financial system for all Americans."

Fifth Meeting of the Financial Working Group Between the U.S. and the People's Republic of China

Key Points:

- *The Financial Working Group was formed in September 2023, by U.S. treasury Secretary Yellen and the People's Republic of China's Vice Premier He Lifeng.*
- *Treasury and PBOC exchanged letters of coordination during times of financial stress at the end of the meeting.*

On August 15-16, the fifth [meeting](#) of the Financial Working Group (FWG) was held in Shanghai. The meeting was led by senior officials from the People's Bank of China (PBOC) and the U.S. Department of the Treasury. The meeting included a review of outcomes from technical exchanges held bilaterally in June and July on topics such as "central bank climate scenario testing, financial sector operational resilience, cross-border supply of financial services, and hypothetical Global Systemically Important Banks (G-SIBs) resolution", a meeting of the Joint Treasury-People's Bank of China Cooperation and

Exchange on Anti-Money Laundering (AML), discussions of “macroeconomic and financial stability, international financial institutions, cross-border payments and data, sustainable finance, and capital markets issues,” and a roundtable for private Chinese and U.S. firms to discuss topics such as climate financing. The Treasury Department and PBOC exchanged letters “in support of coordination during times of financial stress to strengthen appropriate information sharing and reduce overall uncertainty”.

SEC Holds Open Meeting to Provide Guidance on Open-End Fund Liquidity Risk Management Programs

Key Point:

- *Final rule amendments to Form N-PORT, N-CEN and guidance on Open-End Fund Liquidity Risk Management Programs were approved 3-2.*

On August 28, the Securities and Exchange Commission (SEC) held a [meeting](#) and adopted amendments to Form N-PORT and N-CEN reporting requirements for open-end funds and guidance on Open-End Liquidity Management Programs. The rule amendments would require more frequent disclosures of portfolio holdings on a monthly rather than quarterly basis, with the data being made public 60 days after the end of the month.

Commissioners Hester Peirce and Mark Uyeda voted against the final rule amendments and expressed concerns that the SEC has not adequately listened to the commentators’ concerns enough to justify moving forward with the amendments. Commissioner Jaime Lizarraga expressed concerns that the data provided under the timelines proposed in the amendments are well found, but he voted in favor of the final rule amendments. Commissioner Caroline Crenshaw and Chair Gary Gensler stated the amendments would provide investors with the ability to conduct more in-depth analysis and enhance the monitoring of funds. Not included in the final rules was the controversial proposal of swing pricing during periods of high redemptions

FinCEN Issues Final Rules Relating to Residential Real Estate, Investment Adviser Sectors

Key Points:

- *The investment adviser rule is expected to go into effect in January 2026, and the residential real estate rule is expected to go into effect in December 2025.*

- *Certain types of investors such as midsize and family advisers and pension consultants are exempt.*

On August 28, the Department of the Treasury's Financial Crimes Enforcement Network (FinCEN) issued two new rules. The [residential real estate final rule](#) will require certain industry professionals to report information to FinCEN about cash sales of residential real estate to a legal entity or trust that has potential for high illicit financial risk. The [investment adviser final rule](#) will apply anti-money laundering/countering the financing of terrorism (AML/CFT) requirements to certain investment advisers registered with the Securities and Exchange Commission (SEC).

Treasury Secretary Janet Yellen stated, "The Treasury Department has been hard at work to disrupt attempts to use the United States to hide and launder ill-gotten gains. That includes by addressing our biggest regulatory deficiencies, including through these two new rules that close critical loopholes in the U.S. financial system that bad actors use to facilitate serious crimes like corruption, narcotrafficking, and fraud. These steps will make it harder for criminals to exploit our strong residential real estate and investment adviser sectors."

Upcoming Hearings and Meetings

September 5

Flood Risk: The Federal Reserve Bank of New York will host a [virtual event](#) on flood risk to low-and-moderate income households in New York City.

September 10-11

FHFA: The Federal Housing Finance Agency (FHFA) will hold the first [meeting](#) of the Advisory Committee on Affordable, Equitable, and Sustainable Housing (ACAESH).

September 20

Environmental Markets: The Federal Reserve Bank of New York will host the third annual Environmental Economics and Policy [Conference](#), which will include panel discussions "exploring environment-related dimensions and innovations in insurance and non-financial markets."

September 24

SEC: The Securities and Exchange Commission (SEC) will participate in the [Securities Enforcement Forum Central 2024](#). The forum will focus on issues facing attorneys and professionals who work in securities enforcement.

September 26

FACI: The Federal Advisory Committee on Insurance (FACI) will hold a meeting. The details of the meeting will be made available at a later date.

Treasury Market: The Federal Reserve Bank of New York (FRBNY) will host the 10th Annual U.S. Treasury Market conference. The event will include a number of speakers from the Treasury Department, Federal Reserve, SEC, and CFTC, and it will include panel discussions on “Asset Manager Use of Treasury Futures”, “Expanded Central Clearing in Treasury Markets”; and Treasury Market Structure: Past, Present, and Future”.

For more information about financial services issues you may email [Joel Oswald](#) or [Mahlet Makonnen](#). Ashley Kinder contributed to this section.

ENERGY & ENVIRONMENT**Upcoming Hearings and Events****September 10-11**

Electric Generation Interconnection: The Federal Energy Regulatory Commission (FERC) will hold a [workshop](#) on “Innovations and Efficiencies in Generator Interconnection”. FERC intends for the workshop to “provide a public forum for the presentation and discussion of opportunities for further innovation and increased efficiency in the generator interconnection process.”

September 13

Pipeline Horizontal Directional Drilling: The Pipeline and Hazardous Materials Safety Administration (PHMSA) will hold an [R&D Public Debrief](#) titled “ORFEUS Obstacle Detection for Horizontal Directional Drilling”. The R&D initiative is intended “to produce a field proven, market ready, obstacle location technology for use in horizontal directional drilling (HDD) applications.” Optimized Radar to Find Every Utility in the Street (ORFEUS) “is an effort aimed at developing a safe, cost effective ‘look-ahead’ obstacle detection system for HDD equipment.”

September 19

FERC Open Meeting: On FERC will hold its monthly [open meeting](#).

October 23-24

Pipeline Risk Modeling: PHMSA will hold a [workshop](#), titled “2024 Risk Modeling Public Workshop”. The event is intended to “to discuss and receive public feedback on recent advancements and improvements in risk analyses and risk models.” PHMSA also seeks “comment and...research abstracts on engineering and technical modeling considerations related to advancements in pipeline risk models, as well as risk modeling methodologies used in non-pipeline applications, and practical ways that operators can adopt and/or adapt such methods to the risk analyses of their systems.”

November 1

Co-Location of Data Centers and Other Facilities at Generation Facilities: FERC will hold a [technical conference](#) on “Large Loads Co-Located at Generating Facilities”. The conference is intended is expected to consider “whether co-located loads require the provision of wholesale transmission or ancillary services, related cost allocation issues, and potential resource adequacy, reliability, affordability, market, and customer impacts.”

For more information about energy and environment issues you may [email](#) or call Frank Vlossak at 202-659-8201.

HEALTH**House Oversight Chairman Comer Calls on PBMs to Correct Hearing Testimony****Key Points:**

- *House Oversight and Accountability Committee Chairman James Comer (R-KY) sent letters to the CEOs of the three largest Pharmacy Benefit Managers (PBMs) to correct the record for statements following a July 23 hearing.*
- *The letter alleges the CEOs of CVS Caremark, Express Scripts, and OptumRX provided testimony about their companies' "self-benefitting practices" that contradict findings by both the Committee and the Federal Trade Commission's (FTC)*

On August 28, House Oversight and Accountability Committee Chairman James Comer [called](#) on the CEOs of PBMs [CVS Caremark](#), [Express Scripts](#), and [Optum Rx](#) to correct the record for statements they made during the July 23 [hearing](#) on “The Role of Pharmacy Benefit Managers in Prescription Drug Markets Part III: Transparency and Accountability.”

In the letters, Chairman Comer asserted that the CEOs' testified that they do not steer patients to PBM-owned pharmacies and made incorrect statements about their practices regarding contract negotiations, contract opt outs, and payments to pharmacies. He asked for a response by September 11.

Chairman Wyden Releases Analysis on IRA Cost Savings for Medicare Part B

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Key Points:

- *A new Senate Finance Majority report found Part B price increases slowed "significantly" since enactment of the Inflation Reduction Act (IRA)(P.L. 117-169)*
- *The Report concluded the IRA's inflation rebates have already resulted in \$3 billion savings and directly reduced Part B coinsurance for more than 770,000 Medicare beneficiaries.*

On August 27, Senate Finance Chairman Ron Wyden released an [analysis](#) highlighting the savings to Medicare as a result of the inflation rebate program enacted in the IRA.

The analysis said the rate of price increases for Part B drugs slowed significantly since the inflation rebates went into effect in January 2023.

According to the report, the policy has resulted in \$3 billion in Medicare savings and more than 770,000 beneficiaries have had reduced coinsurance costs for their Part B drugs that saw price increases that outpaced the rate of inflation.

Democratic Party Releases 2024 Health Care Platform

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Key Points:

- *The platform covers several health care issues, including lowering health care costs and prescription drug prices, expanding Medicare, protecting women's reproductive rights, beating the opioid epidemic, investing in mental health, and ending cancer.*

On August 18, the DNC [released](#) its 2024 Party Platform. The "Lowering Costs" platform calls for expanding "no-surprise billing" to include costly ground ambulances; using antitrust laws to block mergers in the hospital, insurance, and pharmaceutical industries; protecting access to reproductive health care and reducing maternal mortality.

The platform calls for extending Medicare's \$35 cap on insulin and \$2,000 price cap on out-of-pocket drug costs to the commercial market, as well as extending the inflation rebate

program to the commercial market; adding at least 50 drugs per year to the Part D price negotiations program; and increasing transparency for pharmacy benefits managers.

Additionally, the platform lays out plans to protect reproductive care by passing national legislation to reinstate *Roe v. Wade*, expand access to contraception, protect access to IVF, invest in maternal health, and repeal the Hyde Amendment. The platform vows to continue investing in making naloxone available over the counter to assist Americans struggling with addiction and push for permanent funding for certified community behavioral health clinics and Medicare coverage of mental health services. The platform also commits to continuing President Biden's work to prevent cancer and expand innovation.

The full Democratic Party Platform is available [here](#).

Upcoming Hearings and Events

September 5

MedPAC: The Medicare Payment Advisory Commission (MedPAC) will hold a [public meeting](#).

For more information about health care issues, you may [email](#) or call Nicole Ruzinski Bertsch at 202-659-8201. Windsor Warlick and Maddy Suna contributed to this section.

CYBERSECURITY, PRIVACY, AND ARTIFICIAL INTELLIGENCE

FAA Proposes New Cyber Rules for Airplanes and Aviation

Key Points:

- *On August 21st, the Federal Aviation Administration released a notice of proposed rulemaking to standardize the agency's criteria for addressing cybersecurity threats impacting different aspects of the aviation sector. The proposed rulemaking would impose new equipment design standards to reduce cyber threat and compliance burdens while harmonizing its own regulatory requirements.*

On August 21st, the Federal Aviation Administration (FAA) released a [notice of proposed rulemaking](#) (NPRM) intended to standardize the agency's criteria for addressing cybersecurity threats. Specifically, the rule would "impose new design standards to address cybersecurity threats for transport category airplanes, engines, and propellers," particularly

as flight equipment becomes increasingly tied to “internal or external data networks and services.”

“The intended effect of this action is to reduce the costs and time necessary to certify new and changed products and harmonize FAA regulatory requirements with the regulations that other civil aviation authorities are using to address cybersecurity vulnerability,” the notice said. To do so, the agency is proposing the introduction of “type certification and continued airworthiness requirements” to fend off intentional unauthorized electronic interactions that could jeopardize the safety of the nation’s air travel infrastructure. Under the rules, “design approval applicants would be required to identify, assess, and mitigate” hazards, and they would help develop “Instructions for Continued Airworthiness” to help ensure cyber protections are maintained once the aircraft or component parts are in service.

While some industry leaders feel the rulemaking is long overdue, the proposal’s enhancements to FAA’s airworthiness requirements are a significant step in cybersecurity for the aviation industry. Still, many believe there is more work to be done. Joe Saunders, CEO of the cybersecurity firm RunSafe Security, stated that “the regulation does not go far enough in addressing and maintaining multi-layer defenses to protect against unknown vulnerabilities.”

The FAA will continue to receive public comment on the NPRM through October 21st.

Health Care Cybersecurity Bill Introduced in the House

Key Points:

- *On August 27th, several House members introduced the “Healthcare Cybersecurity Act”, a bill which would mandate collaboration between the Cybersecurity and Infrastructure Security Agency (CISA) and the Department of Health and Human Services (HHS) to improve the health care sector’s cybersecurity. The legislation is a companion to a Senate bill introduced by Senator Jacky Rosen in July.*

This week, Representatives Jason Crow (D-CO), Brian Fitzpatrick (R-PA), Andy Kim (D-NJ), and Maria Salazar (R-FL) introduced the “Healthcare Cybersecurity Act” ([H.R. 9412](#)), a bill which would “direct...CISA...HHS to collaborate on improving cybersecurity and make resources available to non-federal entities relating to cyber threat indicators and appropriate defense measures” ([Crow Press Release](#)). The bill, which is companion legislation to a Senate bill ([S. 4796](#)), would create a liaison within CISA to coordinate between the agencies during cybersecurity incidents and support health care and public health sector entities.

The new legislation comes just months after a February 2024 ransomware attack on Change Healthcare, “a UnitedHealth Group-owned payment processor whose platform is used by tens of thousands of pharmacies and providers across the country” ([CyberScoop](#)). Change Healthcare estimates that the attack exposed the data of roughly 500 individuals, even after the company paid a \$22 million ransom payment to ALPHV/Blackcat to ensure the data was deleted.

In a statement, Representative Fitzpatrick explained that “Hospitals and health centers are fundamental pillars of our nation's infrastructure. With the alarming rise in malicious cyberattacks causing critical data breaches, increased healthcare costs, and jeopardized patient health, we cannot delay action in addressing this issue. By providing new resources for cybersecurity risk training and fortifying our cybersecurity protections nationwide, our bipartisan legislation takes decisive action to safeguard our healthcare systems and protect lives.”

While the Senate bill has already cleared the Senate Committee on Homeland Security and Governmental Affairs and awaits consideration from the full chamber, the newly introduced House bill awaits committee consideration.

Upcoming Hearings and Meetings

September 3 - 6

Billington Cybersecurity Summit: The [15th Annual Billington CyberSecurity Summit](#) is placing special emphasis on exploring artificial intelligence (AI) and its implications for national security. It will be held at the Ronald Reagan Building in Washington.

September 4

Digital Government Institute 930Gov Conference: The Digital Government Institute [holds](#) its 12th annual 930Gov Conference at 8:15 am at the Walter E. Washington Convention Center.

Insights From CIA on Cloud & Data: The Intelligence and National Security Alliance [holds](#) a virtual discussion, beginning at 9 a.m., on "Insights From CIA on Cloud & Data," part of the "Coffee & Conversation."

Bolstering Data Center Growth, Resilience, and Security: The Center for Strategic and International Studies (CSIS) [holds](#) a discussion on "Bolstering Data Center Growth, Resilience, and Security."

Artificial Intelligence for Defense: The Government Executive Media Group [holds](#) a virtual discussion, beginning at 2 p.m., on "Artificial Intelligence for Defense."

For more information about cybersecurity issues you may email [Mahlet Makonnen](#) or [Frank Vlossak](#). Gray Eisler contributed to this section.

TRADE

De Minimis Tariff Policy Bill Could See Action in House in September During "China Week"

Key Points:

- *The House may consider a bill to limit de minimis imports, i.e., the duty-free import of products valued at under \$800, from China as soon as early September.*
- *Other China-focused bills ranging from export controls to farmland are also likely to be considered during China Week.*

The House is set to return September 9, and seems likely to take up a series of China-related policy measures including the House Ways and Means Committee-passed bill reforming de minimis import and tariff rules. The de minimis trade rules exempt imports under \$800 from paying duty, which critics contend has exacerbated a flood of Chinese imports from online marketplaces such as Temu and Shein. Critics also contend the lack of screening allows smuggling of drugs like fentanyl into the U.S.

Legislation that passed the Ways and Means Committee in April ([H.R. 7979](#)) would apply Section 301 tariffs to de minimis shipments, which while not targeting China directly would mean many Chinese imports under de minimis would need to declare and pay current Section 301 tariffs. House Democrats have supported an alternative approach that limits de minimis from non-market economies like China. Senate Finance Chairman Wyden (D-OR) is also working on de minimis legislation, suggesting the issue is perhaps ripe for a compromise later this year.

The House is expected to consider this bill as part of a set of bills that would be considered during a China Week. Such a week could occur potentially as soon as the week the House returns, or the week of September 9. Other bills focused on China, including export controls, sanctions, farmland ownership, and related measures could be on the schedule that week as well. It is certainly possible a bill focused on outbound investment could be

considered as well, if current negotiations on developing a consensus approach on that policy yield a compromise.

National Security Advisor Sullivan Criticizes China's Trade Practices During Meeting with Chinese Foreign Minister Wang

Key Points:

- *During a meeting with Chinese Foreign Minister Wang, National Security Advisor Sullivan criticized China for utilizing unfair trade practices against the U.S.*
- *In turn, Foreign Minister Wang alleged that the U.S. has engaged in protectionist policies that harm the environment and hinder global economic development.*
- *The two parties agreed to hold a phone call between President Biden and President Xi in the coming weeks.*

On August 27 and 28, National Security Advisor Sullivan met with Chinese Foreign Minister Wang outside of Beijing, China. According to a White House [press readout](#), the meeting was “part of ongoing efforts to maintain channels of communication and responsibly manage” the U.S.-China relationship. During the meeting, the two parties discussed counternarcotics operations, military-to-military communications, and the risks associated with artificial intelligence. Notably, the two parties discussed plans to hold a “leader-level call” between President Biden and President Xi in the coming weeks. During the meeting, National Security Advisor Sullivan criticized China’s “unfair trade policies and non-market economic practices.” In turn, he asserted that the U.S. would continue to prevent advanced domestic technologies and products from being used in China to undermine American national security. Likewise, he criticized China’s actions to support Russia and destabilize the Indo-Pacific through its escalations with Taiwan and the Philippines. In contrast, Foreign Minister Wang argued the U.S. has leveraged concerns with industrial overcapacity on behalf of China to employ protectionist trade policies.

Shortly following his meeting with Foreign Minister Wang, National Security Advisor Sullivan met with President Xi. According to a Chinese Ministry of Foreign Affairs [press release](#), President Xi called on the U.S. to “work in the same direction with China,” adding that the latter nation has “highly consistent” policies towards the U.S.

USTR Requests Stakeholder Feedback on China's WTO Case Contesting IRA Credits

Key Points:

- *USTR is soliciting feedback on how to respond to China's WTO case contesting IRA tax credits.*

On August 27, the U.S. Trade Representative (USTR) published a [notice](#) and request for comments on the dispute settlement panel raised by China pertaining to the Inflation Reduction Act's ([P.L. 117-169](#)) (IRA) clean energy tax credits. Specifically, the Federal Register notice states that China has contested the IRA's 30D Clean Vehicle Tax Credit, 48 Investment Tax Credit for Energy Property, 48E Clean Electricity Investment Tax Credit, 45 Production Tax Credit for Electricity from Renewables, and 45Y Clean Electricity Production Tax Credit. China has argued that the 30D tax credit's North American assembly requirement, battery components requirement, and critical minerals sourcing requirement are inconsistent with existing WTO agreements. The country likewise maintains that the domestic content bonus credit requirements of the other four credits are also inconsistent with WTO agreements. USTR is mandated by law to provide notice and opportunity for comment when it creates or is involved in a WTO dispute settlement panel. USTR will accept comments from all stakeholders on the subject up to September 27.

For more information about trade issues you may [email](#) or call Christopher Hatcher at 202-659-8201. Noah Hawkins contributed to this section.