TRUMP 2.0 "AMERICA FIRST TRADE POLICY"



Initiative	Excerpt	Reference	Topic(s)	Agency	Deadline	Action Item			
Sec. 2 – Addressing Unfair and Unbalanced Trade									
Establish a "Global Supplemental Tariff" to address trade deficits	"{I}nvestigate the causes of our country's large and persistent annual trade deficits in goods, as well as the economic and national security implications and risks resulting from such deficits, and recommend appropriate measures, such as a global supplemental tariff or other policies, to remedy such deficits."	2(a)	Regular import duties	Secretary of Commerce (lead) Secretary of Treasury U.S. Trade Representative (USTR)	April 1, 2025	Secretary of Commerce will coordinate the delivery of a unified report			
Establish an "External Revenue Service" to collect tariffs and duties	"{I}nvestigate the feasibility of establishing and recommend the best methods for designing, building, and implementing an External Revenue Service (ERS) to collect tariffs, duties, and other foreign trade-related revenues."	2(b)	Customs enforcement/ import compliance	Secretary of Treasury (lead) Secretary of Commerce Secretary of Homeland Security	April 1, 2025	Secretary of Treasury will coordinate the delivery of a unified report			
Address "Unfair Trade Practices" under Sections 201, 301, 337, and IEEPA	"{U}ndertake a review of, and identify, any unfair trade practices by other countries and recommend appropriate actions to remedy such practices under applicable authorities, including, but not limited to, the Constitution of the United States; sections 71 through 75 of title 15, United States Code; sections 1337, 1338, 2252, 2253, and 2411 of title 19, United States Code; section 1701 of title 50, United States Code; and trade agreement implementing acts."	2(c)	Special import duties (Sections 201, 301, 337) IEEPA	USTR (lead) Secretary of Treasury Secretary of Commerce Senior Counselor for Trade and Manufacturing	April 1, 2025	USTR will coordinate the delivery of a unified report			

Initiative	Excerpt	Reference	Topic(s)	Agency	Deadline	Action Item
Re-evaluate the USMCA (under existing review mechanism)	"{C}ommence the public consultation process set out in section 4611(b) of title 19, United States Code, with respect to the United States- Mexico-Canada Agreement (USMCA) in preparation for the July 2026 review of the USMCA. Additionally, the United States Trade Representative, in consultation with the heads of other relevant executive departments and agencies, shall assess the impact of the USMCA on American workers, farmers, ranchers, service providers, and other businesses and make recommendations regarding the United States' participation in the agreement. The United States Trade Representative shall also report to appropriate congressional committees on the operation of the USMCA and related matters consistent with section 4611(b) of title 19, United States Code."	2(d)	Trade agreements	USTR	April 1, 2025	USTR will deliver a report
Counter "currency manipulation" by selected countries	"{R}eview and assess the policies and practices of major United States trading partners with respect to the rate of exchange between their currencies and the United States dollar pursuant to section 4421 of title 19, United States Code, and section 5305 of title 22, United States Code. The Secretary of the Treasury shall recommend appropriate measures to counter currency manipulation or misalignment that prevents effective balance of payments adjustments or that provides trading partners with an unfair competitive advantage in international trade, and shall identify any countries that he believes should be designated as currency manipulators."	2(e)	Other trade measures/controls	Secretary of Treasury	April 1, 2025	Secretary of Treasury will deliver a report

Initiative	Excerpt	Reference	Topic(s)	Agency	Deadline	Action Item
Review potential revisions to existing trade agreements	"{R}eview existing United States trade agreements and sectoral trade agreements and recommend any revisions that may be necessary or appropriate to achieve or maintain the general level of reciprocal and mutually advantageous concessions with respect to free trade agreement partner countries."	2(f)	Trade agreements	USTR	April 1, 2025	USTR will deliver a report
Negotiate new agreements to obtain market access for U.S. businesses	"{I}dentify countries with which the United States can negotiate agreements on a bilateral or sector-specific basis to obtain export market access for American workers, farmers, ranchers, service providers, and other businesses and shall make recommendations regarding such potential agreements.	2(g)	Trade agreements	USTR	April 1, 2025	Secretary of Commerce will deliver a report
Review/revise USDOC AD/CVD policies/regulations	"{R}eview policies and regulations regarding the application of antidumping and countervailing duty (AD/CVD) laws, including with regard to transnational subsidies, cost adjustments, affiliations, and 'zeroing.' Further, the Secretary of Commerce shall review procedures for conducting verifications pursuant to section 1677m of title 19, United States Code, and assess whether these procedures sufficiently induce compliance by foreign respondents and governments involved in AD/CVD proceedings. The Secretary of Commerce shall consider modifications to these procedures, as appropriate."	2(h)	AD/CVD	Secretary of Commerce	April 1, 2025	Secretary of Commerce will deliver a report

Hogan Lovells

Initiative	Excerpt	Reference	Topic(s)	Agency	Deadline	Action Item
Address concerns related to <i>de minimis</i> imports	"{A}ssess the loss of tariff revenues and the risks from importing counterfeit products and contraband drugs, e.g., fentanyl, that each result from the current implementation of the \$800 or less, duty-free de minimis exemption under section 1321 of title 19, United States Code, and shall recommend modifications as warranted to protect both the revenue of the United States and the public health by preventing unlawful importations."	2(i)	Customs enforcement/ import compliance	Secretary of Treasury (lead) Secretary of Commerce Secretary of Homeland Security Senior Counselor for Trade and Manufacturing USTR	April 1, 2025	Secretary of Treasury will coordinate the delivery of a unified report
Review and respond to other countries' discriminatory taxes	"{Investigate whether any foreign country subjects United States citizens or corporations to discriminatory or extraterritorial taxes pursuant to section 891 of title 26, United States Code."	2(j)	Customs enforcement/ import compliance	Secretary of Treasury (lead) Secretary of Commerce USTR	April 1, 2025	Secretary of Treasury will coordinate the delivery of a unified report
Review impact of trade agreements on U.S. government procurement	"{R}eview the impact of all trade agreements — including the World Trade Organization Agreement on Government Procurement — on the volume of Federal procurement covered by Executive Order 13788 of April 18, 2017 (Buy American and Hire American), and shall make recommendations to ensure that such agreements are being implemented in a manner that favors domestic workers and manufacturers, not foreign nations."	2(k)	Trade agreements	USTR (lead) Senior Counselor for Trade and Manufacturing	April 1, 2025	USTR will deliver a report

Hogan Lovells

Initiative	Excerpt	Reference	Topic(s)	Agency	Deadline	Action Item		
Sec. 3 – Economic and Trade Relations with the Peoples Republic of China (PRC)								
Review the Phase One Agreement with China	"{R}eview the Economic and Trade Agreement Between the Government of the United States of America and the Government of the People's Republic of China {i.e. the so-called 'Phase-One Agreement'} to determine whether the PRC is acting in accordance with this agreement, and shall recommend appropriate actions to be taken based upon the findings of this review, up to and including the imposition of tariffs or other measures as needed."	3(a)	Trade agreements	USTR	April 1, 2025	USTR will deliver a report		
Review possible further modifications of current Section 301 duties on China	"{A}ssess the May 14, 2024, report entitled 'Four-Year Review of Actions Taken in the Section 301 Investigation: China's Acts, Policies, and Practices Related to Technology Transfer, Intellectual Property, and Innovation' and consider potential additional tariff modifications as needed under section 2411 of title 19, United States Code — particularly with respect to industrial supply chains and circumvention through third countries, including an updated estimate of the costs imposed by any unfair trade practices identified in such review — and he shall recommend such actions as are necessary to remediate any issues identified in connection with this process."	3(b)	Special import duties (Section 301)	USTR	April 1, 2025	USTR will deliver a report		

Initiative	Excerpt	Reference	Topic(s)	Agency	Deadline	Action Item
Review the application of additional Section 301 duties on China	"{Investigate other acts, policies, and practices by the PRC that may be unreasonable or discriminatory and that may burden or restrict United States commerce, and shall make recommendations regarding appropriate responsive actions, including, but not limited to, actions authorized by section 2411 of title 19, United States Code."	3(c)	Special import duties (Section 301)	USTR	April 1, 2025	USTR will deliver a report
Assess and possibly withdraw China's PNTR status	"{A}ssess legislative proposals regarding Permanent Normal Trade Relations with the PRC and make recommendations regarding any proposed changes to such legislative proposals."	3(d)	Regular import duties	Secretary of Commerce (lead) USTR	April 1, 2025	Secretary of Commerce will coordinate the delivery of a unified report
Assess the status of U.S. intellectual rights conferred on Chinese persons	"{A}ssess the status of United States intellectual property rights such as patents, copyrights, and trademarks conferred upon PRC persons, and shall make recommendations to ensure reciprocal and balanced treatment of intellectual property rights with the PRC."	3(e)	Other trade measures/controls	Secretary of Commerce	April 1, 2025	Secretary of Commerce will deliver a report

Initiative	Excerpt	Reference	Topic(s)	Agency	Deadline	Action Item			
Sec. 4 – Additional Economic Security Matters									
Consider new Section 232 actions	"{C}onduct a full economic and security review of the United States' industrial and manufacturing base to assess whether it is necessary to initiate investigations to adjust imports that threaten the national security of the United States under section 1862 of title 19, United States Code."	4(a)	Special import duties (Section 232)	Secretary of Commerce (lead) Secretary of Defense "Heads of any other relevant agencies"	April 1, 2025	Secretary of Commerce will coordinate the delivery of a unified report			
Review the Section 232 exclusion process for steel/aluminum	"{R}eview and assess the effectiveness of the exclusions, exemptions, and other import adjustment measures on steel and aluminum under section 1862 of title 19, United States Code, in responding to threats to the national security of the United States, and shall make recommendations based upon the findings of this review."	4(b)	Special import duties (Section 232)	Assistant to the President for Economic Policy (lead) Secretary of Commerce (lead) USTR Senior Counselor for Trade and Manufacturing	April 1, 2025	Secretary of Commerce will coordinate the delivery of a unified report			

Initiative	Excerpt	Reference	Topic(s)	Agency	Deadline	Action Item
Review export control policies	"{R}eview the United States export control system and advise on modifications in light of developments involving strategic adversaries or geopolitical rivals as well as all other relevant national security and global considerations. Specifically, the Secretary of State and the Secretary of Commerce shall assess and make recommendations regarding how to maintain, obtain, and enhance our Nation's technological edge and how to identify and eliminate loopholes in existing export controls especially those that enable the transfer of strategic goods, software, services, and technology to countries to strategic rivals and their proxies. In addition, they shall access and make recommendations regarding export control enforcement policies and practices, and enforcement mechanisms to incentivize compliance by foreign countries, including appropriate trade and national security measures."	4(c)	Export controls	Secretary of State (lead) Secretary of Commerce (lead) "Heads of other agencies with export control authorities"	April 1, 2025	Secretary of Commerce will coordinate the delivery of a unified report
Review restrictions on connected vehicles (ICTS rules) and possibly extend to additional connected products	"{R}eview and recommend appropriate action with respect to the rulemaking by the Office of Information and Communication Technology and Services (ICTS) on connected vehicles, and shall consider whether controls on ICTS transactions should be expanded to account for additional connected products."	4(d)	Other trade measures/controls	Secretary of Commerce	April 1, 2025	Secretary of Commerce will deliver a report

Hogan Lovells

Initiative	Excerpt	Reference	Topic(s)	Agency	Deadline	Action Item
Review procedures related to outbound investments related to National Security Technologies to Countries of Concern	"{R}eview whether Executive Order 14105 of August 9, 2023 (Addressing United States Investments in Certain National Security Technologies and Products in Countries of Concern) should be modified or rescinded and replaced, and assess whether the final rule entitled "Provisions Pertaining to U.S. Investments in Certain National Security Technologies and Products in Countries of Concern," 89 Fed. Reg. 90398 (November 15, 2024), which implements Executive Order 14105, includes sufficient controls to address national security threats. The Secretary of the Treasury shall make recommendations based upon the findings of this review, including potential modifications to the Outbound Investment Security Program."	4(e)	Outbound investment restrictions	Secretary of Treasury (lead Secretary of Commerce "Heads of any other relevant agencies"	April 1, 2025	Secretary of Treasury will coordinate the delivery of a unified report
Assess impact of foreign subsidies on federal procurement and consider responses	"{A}ssess any distorting impact of foreign government financial contributions or subsidies on United States Federal procurement programs and propose guidance, regulations, or legislation to combat such distortion."	4(f)	Other trade measures/controls	Director of the Office of Management and Budget (OMB)	April 30, 2025	OMB will deliver a report
Evaluate trade measures against Canada and Mexico to address flow of illegal migration and drugs	"{A}ssess the unlawful migration and fentanyl flows from Canada, Mexico, the PRC, and any other relevant jurisdictions and recommend appropriate trade and national security measures to resolve that emergency."	4(g)	IEEPA Other trade measures/controls	Secretary of Commerce (lead) Secretary of Homeland Security	April 1, 2025	Secretary of Commerce will coordinate the delivery of a unified report



hoganlovells.com

"Hogan Lovells" or the "firm" is an international legal practice that includes Hogan Lovells International LLP, Hogan Lovells US LLP and their affiliated businesses.

The word "partner" is used to describe a partner or member of Hogan Lovells International LLP, Hogan Lovells US LLP or any of their affiliated entities or any employee or consultant with equivalent standing. Certain individuals, who are designated as partners, but who are not members of Hogan Lovells International LLP, do not hold qualifications equivalent to members.

For more information about Hogan Lovells, the partners and their qualifications, see www.hoganlovells.com.

Where case studies are included, results achieved do not guarantee similar outcomes for other clients. Attorney advertising. Images of people may feature current or former lawyers and employees at Hogan Lovells or models not connected with the firm.

© Hogan Lovells 2025. All rights reserved.