



WAYS AND MEANS

KEVIN BRADY, REPUBLICAN LEADER

USMCA Supports Our Innovators

- USMCA does not change the full 12 years of data exclusivity protection under U.S. law.
 - Only Congress can change U.S. law.
 - The United States is in full compliance with USMCA.
- While the 10 years of data exclusivity protection for biologics originally in USMCA would have been preferable, USMCA still maintains important protections for American innovation and creativity.
- Rather than create a precedent in a trade agreement for a level of protection for biologics that is significantly below U.S. law, USMCA is simply silent on what Mexico and Canada are required to provide, just like NAFTA; we do not consider USMCA to be a model for future agreements.
- Biologics will receive the same protection as other pharmaceuticals, including an automatic five years of data exclusivity, as well as many other vital IP protections in this important sector.