

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: May 14, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4769 (Mr. Robert C. “Bobby” Scott of Virginia).

**Proponent name,<sup>3</sup> location:** Hamilton Beach Brands, Inc., Glenn Allen, VA.

**Other bills on product (110<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

Electromechanical ice shavers, with self-contained electric motor (provided for in subheading 8509.40.00).

**Check one:**      Same as that in bill as introduced.  
                   Different from that in bill as introduced (see Technical comments section).

**Product information, including uses/applications and source(s) of imports:**

A household electric ice shaver is a kitchen appliance used to make small servings of fine shaved ice for snow-cones, Italian ice, and other desserts. It consists of a small electric motor that is encased in a housing of plastic or other materials. A lid is used to direct the pouring of cubed or molded ice into the machine, where the ice is then crushed into fine pieces by a stainless steel blade. Other types of ice shavers may be hand-operated or hand-cranked and are classified in other tariff chapters; some imported goods designed for the amusement of children are classified for tariff purposes as toys in chapter 95. The principal import source of the subject ice shavers is China, which shipped approximately \$471 million of the \$494.2 million in total dutiable imports under HTS subheading 8509.40.00 in 2007.

<sup>1</sup> Industry analyst preparing report: Ruben Mata (202-205-3403); Tariff Affairs contact: Jan Summers (202-205-2605).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/](http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/).

<sup>3</sup> The sponsor/proponent identified 2 additional beneficiaries of this bill. USITC staff sent inquiries to the named beneficiaries and received a response from one. It submitted a written representation that it would benefit from this bill.

**Estimated effect on customs revenue:**

<b>HTS subheading: 8509.40.00</b>					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	4.2%	4.2%	4.2%	4.2%	4.2%
Estimated value <i>dutiable</i> imports	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000
Customs revenue loss 1/	\$0	\$42,000	\$42,000	\$42,000	\$42,000

1/ There is an existing duty suspension under HTS heading 9902.23.41 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill for 2009.

Source of estimated dutiable import data: Official U.S. Government statistics and Commission estimates.

**Contacts with domestic firms/organizations (including the proponent):**

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
			(Yes/No)	
Hamilton Beach Brands, Inc. (Proponent) Tripp Dillard, 804-418-7759	03/07/2008	No	No	No
Back to Basics Co. <sup>1/</sup> Mark Beesley, 801-523-6600	03/17/2008	No	No	No
Conair Corp. <sup>2/</sup> Leandro P. Rizzuto, 203-975-4600	03/07/2008	No	No	No
Hawaiian Shaved Ice Gary Herring, 910-594-1691	03/17/2008	No	No	No
Snowie Shaved Ice Carl Rupp, 801-268-2225	03/17/2008	No	No	No

1/ Back to Basics and the West Bend Co. are operating divisions of Focus Products Group.

2/ Conair Corp. is the parent company of the Cuisinart and Waring portable appliance brand names.

**Technical comments:<sup>4</sup>**

None.

<sup>4</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

110TH CONGRESS  
1ST SESSION

# H. R. 4769

To extend the temporary suspension of duty on ice shavers.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 17, 2007

Mr. SCOTT of Virginia introduced the following bill; which was referred to the  
Committee on Ways and Means

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## A BILL

To extend the temporary suspension of duty on ice shavers.

1       *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ICE SHAVERS.**

4       (a) IN GENERAL.—Heading 9902.23.41 of the Har-  
5 monized Tariff Schedule of the United States is amended  
6 by striking “12/31/2009” and inserting “12/31/2011”.

7       (b) EFFECTIVE DATE.—The amendment made by  
8 subsection (a) applies with respect to goods entered, or  
9 withdrawn from warehouse for consumption, on or after  
10 the 15th day after the date of the enactment of this Act.