

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress ¹

[Date approved: June 12, 2008]²

Bill No. and sponsor: H.R. 4946 (Mr. Earl Blumenauer of Oregon).

Proponent name,³ location: Bicycle Product Suppliers Association, Montgomeryville, PA.

Other bills on product (110th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2011.

Retroactive effect: None.

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

Bells designed for use on bicycles (provided for in subheading 8714.99.80).

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:

Bells are the most common device used by bicycle riders to warn pedestrians or operators of other vehicles that they are approaching. Bells designed for use on bicycles are usually mechanically operated, and may have outer cases of metal, plastics, or wood. Brackets are the most common means of affixing bells to bicycle handle bars. The frequency with which the bells are actually rung is often a function of local culture or traditions. In Western Europe, it is acceptable to ring a bell only when an accident is imminent or the rider must stop the bicycle to avoid striking a pedestrian. In India, however, no such constraint exists and the ringing of a bicycle bell is not taken as seriously as in Western Europe.⁴ Alternative warning devices include horns and whistles.

China and Germany are the leading suppliers of bells designed for use on bicycles.

¹ Industry analyst preparing report: Ralph Watkins (202-205-3492); Tariff Affairs contact: Jan Summers (202-205-2605).

² An electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

³ The sponsor/proponent did not identify any additional beneficiaries of this bill. USITC staff identified nine additional beneficiaries of this bill that were not identified by the sponsor/proponent. Nine beneficiaries submitted written representations that they would benefit from this bill.

⁴ "The Meaning of Bicycle Bells," found at http://andrewhammel.typepad.com/german_joys/2006/01/the_awesome_pow.html. Accessed April 18, 2008.

Estimated effect on customs revenue:

| HTS subheading: 8714.99.80 | | | | | |
|---|-----------|-----------|-----------|-----------|-----------|
| | 2009 | 2010 | 2011 | 2012 | 2013 |
| Col. 1-General rate of duty | 10% | 10% | 10% | 10% | 10% |
| Estimated value <i>dutiable</i> imports | \$400,000 | \$400,000 | \$400,000 | \$400,000 | \$400,000 |
| Customs revenue loss | \$40,000 | \$40,000 | \$40,000 | \$40,000 | \$40,000 |

Source of estimated dutiable import data: Commission estimates based on discussions with industry representatives. Subheading 8714.99.80 covers a wider range of parts than does the bill; total dutiable imports under this category amounted to about \$78 million in 2007.

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) | | |
| Bicycle Product Suppliers Association (Proponent) Maureen Waddington, 215-393-3144 | 4/9/08 | No | No | No |
| American Mentality, Inc. Rachel Rotz, 407-599-7255, ext. 100 | 4/9/08 | No | No | No |
| Autocraft Industries, Inc. Kathy Walker, 405-350-3805 | 4/9/08 | No | No | No |
| Bell Sports, Inc. Terry Stern, 800 456 2355 | 4/9/08 | No | No | No |
| Calfee Design Craig Calfee, 831-728-1859 | 4/9/08 | No | No | No |
| Cane Creek Cycling Components Lena Warren, 828-684-3551 | 4/10/08 | No | No | No |
| Cannondale Bicycle Corp. Ron Lombardi, 203-749-7000 | 4/10/08 | No | No | No |
| Castellano Designs John Castellano, 707-539-2710 | 4/10/08 | No | No | No |
| Compositech, Inc. Rick Cox, 317-481-1120 | 4/10/08 | No | No | No |

| Name of firm/organization | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|--|----------------|--|----------------------|-------------------|
| | | | (Yes/No) | |
| Crank Brothers Christina Orlandella christina@crankbrothers.com | 4/10/08 | No | No | No |
| DK Products, Inc. Chris Keller, 937-746-9075 | 4/14/08 | No | No | No |
| Easton Sports John Harrington jharrington@eastonsports.com | 4/10/08 | No | No | No |
| Elite Bicycles David Greenberg, 215-732-8973 | 4/10/08 | No | No | No |
| Fallbrook Technologies E. Barrios, 858-623-9557, ext. 115 | 4/24/08 | No | No | No |
| Foes Fabrications Mitch Evans, 626-568-0328 | 4/11/08 | No | No | No |
| Full Speed Ahead, Inc. John M. VanEnkevort, 425-488-8653 | 4/11/08 | No | No | No |
| Gallop Cycle Corp. Grace Hsiao, 310-885-4300 | 4/11/08 | No | No | No |
| Giant Bicycle, Inc. Russ Okawa, 805-267-4600 | 4/11/08 | No | No | No |
| Griffen USA Mark Winters, 940-627-0102 | 4/14/08 | No | No | No |
| The Hawley Co., Inc. Dave Carson, 803-359-3492 | 4/15/08 | No | No | No |
| HB Performance Systems Clayton Goldsmith, 262- 242-4300 | 4/15/08 | No | No | No |
| Heron Bicycles Todd Kuzma, todd@kuzma.com | 4/10/08 | No | No | No |
| Hope Technology USA, Inc. Philip Dean, 936-756-5004 | 4/15/08 | No | No | No |
| J&B Importers Burton Schwartz, 305-238-1866 | 4/16/08 | No | No | No |
| Kelly Bike Chris Kelly, chris@kellybike.com | 4/10/08 | No | No | No |
| Kestrel Bicycles, Advanced Sports, Inc. Evan Barnebey, 215-824-3854 | 4/16/08 | No | No | No |

| Name of firm/organization | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|---|----------------|--|----------------------|-------------------|
| | | (Yes/No) | | |
| KHS Bicycles, Inc. Greg O'Connell, 310-632-7173, ext. 213 | 4/15/08 | No | No | No |
| Litespeed Brenda Howard, 800-229-0198 | 4/16/08 | No | No | No |
| Mavic, Inc. Sean Sullivan, 978-469-8409 | 4/16/08 | No | No | No |
| Moots Cycles Cathy Weidemer, 970-879-1676 | 4/10/08 | No | No | No |
| Nobilette Cycles Mark Nobilette, 303-772-8139 | 4/10/08 | No | No | No |
| Ochsner International, Inc. Othon Henry Ochsner, 847-465-8200 | 4/13/08 | No | No | No |
| Odyssey/Bear Corp. Louie Pacheco, 562-623-9995 | 4/9/08 | No | No | No |
| Parlee Cycles Tom Rodi, 978-977-7474 | 4/16/08 | No | No | No |
| Performance, Inc. Jane Branscome, 919-933-9113 | 4/16/08 | No | No | No |
| Permobil, Inc. Jennifer Finger, 800-736-0925 | 4/10/08 | No | No | No |
| Planet Bike Erik Olson, 866-256-8510 | 4/17/08 | No | No | No |
| Power Cranks Frank Day, fday@powercranks.com | 4/12/08 | No | No | No |
| Profile Design Grace Hsiao, 888-800-5999 | 4/15/08 | No | No | No |
| Quality Bicycle Products, Inc. Matt Moore, 952-941-9391, ext. 1255 | 4/17/08 | No | No | No |
| Raleigh America, Inc./Diamondback Bikes Bill Carl, 253- 395-1100 | 4/15/08 | No | No | No |
| Rohloff, Inc. Thomas Siemann, 510-232-4833 | 4/12/08 | No | No | No |
| Saris Cycling Group, Inc. Kevin Fons, 608- 274-6550 | 4/17/08 | No | No | No |

| Name of firm/organization | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|--|----------------|--|----------------------|-------------------|
| | | | | |
| Scura Speed & Technology Brian Scura, Brian@projectsst.com | 4/12/08 | No | No | No |
| Sharp Sprockets Bill Sharp, Bill@sharpsprockets.com | 4/12/08 | No | No | No |
| Shimano American Corp. Allen Johnston, 949-951-5003 | 4/15/08 | No | No | No |
| Sigma Sport USA, LLC Brian Orloff, 630-761-1107 | 4/17/08 | No | No | No |
| Sinister Bikes, Freeride Endeavors Bruce Linehan, 978-865-9911 | 4/12/08 | No | No | No |
| Snafu BMX Mike Collins, mike@revolution-ads.com | 4/12/08 | No | No | No |
| SRAM Corp. David Zimmeroff, 312-664-8800 | 4/13/08 | No | No | No |
| Staats Bicycles Jason Halverson, 801-943-8502 | 4/13/08 | No | No | No |
| Steelman Cycles Brent Steelman, 650-364-3939 | 4/13/08 | No | No | No |
| Supercross BMX Bill Ryan, 760-240-526 | 4/15/08 | No | No | No |
| Target Corp. Toni Dembski-Brandl, 612-696-2573 | 4/13/08 | No | No | No |
| Todson, Inc. Karen Sweeney, 800-213-4561 | 4/16/08 | No | No | No |
| Trek Bicycle Corp. Roger Gierhart, 920-478-2191 | 4/18/08 | No | No | No |
| Wald Manufacturing Co., LLC Ralph Pawsat, 606-564-4078 | 4/18/08 | No | No | No |
| Wal*Mart Stores, Inc. Mark Haney, Sandler Travis & Rosenberg mhaney@strtrade.com | 4/13/08 | No | No | No |
| Wanxiang America Corp. Gary Wetzal, 847-622-8838 | 4/18/08 | No | No | No |
| Woodman Components USA Jim Vincent, 978-282-1146 | 4/18/08 | No | No | No |

| Name of firm/organization | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|--|----------------|--|----------------------|-------------------|
| | | | | |
| Worksman Bicycle Brake Corp. International Mark Worksman, mworksman@aol.com | 4/13/08 | No | No | No |
| WTB, Inc. Fred Falk, 800-975-2453 | 4/16/08 | No | No | No |
| Zinn Cycles Lennard Zinn, zinn@comcast.net | 4/13/08 | No | No | No |

Technical comments:⁵

None.

⁵ 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
2D SESSION

H. R. 4946

To suspend temporarily the duty on bells designed for use on bicycles.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 15, 2008

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

A BILL

To suspend temporarily the duty on bells designed for use
on bicycles.

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. BELLS DESIGNED FOR USE ON BICYCLES.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended by inserting in numerical sequence the following
7 new heading:

| | | | | | | | |
|---|------------|--|------|-----------|-----------|----------------------------|----|
| “ | 9902.01.00 | Bells designed for use on bi- cycles (provided for in sub- heading 8714.99.80) | Free | No change | No change | On or before 12/31/2011 | ”. |
|---|------------|--|------|-----------|-----------|----------------------------|----|

8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

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