



**Estimated effect on customs revenue:**

| <b>HTS subheading: 1604.13.20</b>               |             |             |             |             |             |
|---|-------------|-------------|-------------|-------------|-------------|
|   | 2009        | 2010        | 2011        | 2012        | 2013        |
| Col. 1-General rate of duty (AVE) <sup>1/</sup> | 15%         | 15%         | 15%         | 15%         | 15%         |
| Estimated value <i>dutiable</i> imports         | \$2,071,000 | \$2,071,000 | \$2,071,000 | \$2,071,000 | \$2,071,000 |
| Customs revenue loss                            | \$310,650   | \$310,650   | \$310,650   | \$310,650   | \$310,650   |

<sup>1/</sup> The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

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

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

| Name of firm/organization  | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|--|----------------|---|----------------------|-------------------|
|  |                | (Yes/No)  |                      |                   |
| National Fisheries Institute<br>Government Affairs Office, McLean, VA,<br>703-752-8880 | April 1, 2008  | No  | No                   | No                |
| Bumble Bee Foods, Inc.<br>Jeff Pike, Sher & Blackwell, Washington,<br>DC, 202-463-2511 | April 28, 2008 | Yes   | No                   | No                |

**Technical comments:<sup>8</sup>**

The HTS rate line does not distinguish between sardines, sardinella, and brisling or sprats. Thus, if the duty suspension covers only sardines, Customs and Border Protection may have administrative difficulties in enforcing the bill. We defer to Customs on whether the scope of the bill should be broadened to facilitate enforcement; if desired, the article description would be “sardines, sardinella and brisling or sprats, in oil, in airtight containers, neither skinned nor boned (provided for in subheading 1604.13.20).”

<sup>8</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  
2D SESSION

# H. R. 5015

To suspend temporarily the duty on certain sardines in oil, in airtight containers, neither skinned nor boned.

---

IN THE HOUSE OF REPRESENTATIVES

JANUARY 16, 2008

Mrs. TAUSCHER introduced the following bill; which was referred to the Committee on Ways and Means

---

## A BILL

To suspend temporarily the duty on certain sardines in oil, in airtight containers, neither skinned nor boned.

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. CERTAIN SARDINES IN AIRTIGHT CONTAINERS.**

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 | Sardines, in oil, in airtight containers, neither skinned nor boned (provided for in subheading 1604.13.20) ..... | Free | No change | No change | On or before 12/31/2011 | ”. |
|---|------------|---|------|-----------|-----------|-------------------------|----|

1       (b) EFFECTIVE DATE.—The amendment made by  
2 subsection (a) applies to goods entered, or withdrawn from  
3 warehouse for consumption, on or after the 15th day after  
4 the date of enactment of this Act.

○