

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress¹**

[Date approved: May 14, 2008]²

Bill No. and sponsor: H.R. 4772 (Mr. Robert C. “Bobby” Scott of Virginia)

Proponent name,³ location: Hamilton Beach Brands, Inc., Glenn Allen, VA.

Other bills on product (110th 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)):

Hand-held electromechanical can openers, with self-contained electric motor (provided for in subheading 8509.80.50).

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 hand-held electric can opener has a pliers-like handle used to clamp a cutting wheel against a metal can’s lid and a handgrip that rotates the can to cut the lid around the rim. The device is powered by a small electric motor encased in a housing. The principal import source of these can openers is China, which shipped approximately \$28.4 million of the \$28.5 million in total dutiable imports of electric can openers under HTS statistical reporting number 8509.80.5010 in 2007.

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

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/.

³ 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:

| HTS subheading: 8509.80.50 | | | | | |
|---|-------------|-------------|-------------|-------------|-------------|
| | 2009 | 2010 | 2011 | 2012 | 2013 |
| Col. 1-General rate of duty (AVE) <u>1/</u> | 4.2% | 4.2% | 4.2% | 4.2% | 4.2% |
| Estimated value <i>dutiable</i> imports | \$1,100,000 | \$1,100,000 | \$1,000,000 | \$1,000,000 | \$1,000,000 |
| Customs revenue loss <u>2/</u> | \$0 | \$46,200 | \$42,000 | \$42,000 | \$42,000 |

1/ There is an existing duty suspension under HTS 9902.23.38 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 |
| Applica, Inc. Terri Polistina, 954-883-1000 | 03/07/2008 | No | No | No |
| Back to Basics Co. <u>1/</u> Brian Beesley, 801-523-6600 | 03/17/2008 | No | No | No |
| Conair Corp. <u>2/</u> Leanardo P. Rizzuto, 203-975-4600 | 03/12/2008 | No | No | No |
| Jarden Corp. <u>3/</u> David Capps, 914-967-9400 | 03/12/2008 | No | No | No |
| National Presto Industries MaryJo Cohen, 715-839-2121 | 03/12/2008 | No | No | No |
| Select Brands <u>4/</u> Eric Endres, 913-663-4500 | 03/12/2008 | No | No | No |

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

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

3/ Jarden Corp. manufactures under a range of portable appliance brand names, such as Holmes, Mr. Coffee, Oster, Rival, and Sunbeam.

4/ Select Brands is a private label manufacturer with several portable appliance brand names, such as Kitchen Selective, Select Pro, and Silhouette.

Technical comments:⁴

None.

⁴ 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. 4772

To extend the temporary suspension of duty on handheld electric can openers.

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

A BILL

To extend the temporary suspension of duty on handheld electric can openers.

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. HANDHELD ELECTRIC CAN OPENERS.**

4 (a) IN GENERAL.—Heading 9902.23.38 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.