

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: September 28, 2006]²

Bill No. and sponsor: S. 3301 (Mr. George Allen of Virginia).

Proponent name, location: Hamilton-Beach/Proctor Silex, Glen Allen, VA.

Other bills on product (109th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2009.

Retroactive effect: None.

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

Electromechanical can openers, with self-contained electric motor, the foregoing designed to be mounted below kitchen cabinets (provided for in subheading 8509.80.00).

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:

An under-the-cabinet mounting electric can opener is typically made of plastic, chrome, and aluminum and consists of a metal cutting assembly powered by a small electric motor. Electric under-the-cabinet can openers are used to open small and large cans. These electric can openers are typically mounted under kitchen cabinets to free up limited amounts of counter space. The principal import source of electric under-the-cabinet can openers is China.

Estimated effect on customs revenue:

HTS subheading: 8509.80.00					
	2006	2007	2008	2009	2010
Col. 1-General rate of duty					
Col. 1-General rate of duty	4.2%	4.2%	4.2%	4.2%	4.2%
Estimated value <i>dutiable</i> imports	\$11,000,000	\$11,500,000	\$11,500,000	\$11,500,000	\$11,500,000
Customs revenue loss	\$462,000	\$483,000	\$483,000	\$483,000	\$483,000

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

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

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://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Hamilton Beach/Proctor-Silex (Proponent) Tripp Dillard, 804-418-7759	08/11/2006	No	No	No
Applica, Inc. Harry D. Schulman, 888-677-7251	08/17/2006	No	No	No
Back to Basics Co. Mark Beesley, 801-523-6600	08/17/2006	No	No	No
Conair Corp. Leandro P. Rizzuto, 203-975-4600	08/11/2006	No	No	No
KitchenAid, Inc. Sarah Bovim, 202-434-8993	08/14/2006	No	No	No
National Presto Industries Maryjo Cohen, 715-839-2121	08/14/2006	No	No	No
Salton, Inc. Gary Nash, 866-373-5866	08/07/2006	No	No	No
Select Brands Eric Endres, 913-663-4500	08/09/2006	No	No	No
West Bend Housewares Craig Radke, 262-334-6949	08/09/2006	No	No	No

Technical comments:³

To be consistent with the permanent tariff category covering these goods, it is suggested that the article description be modified as shown on page 1.

³ 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.

109TH CONGRESS
2D SESSION

S. 3301

To suspend temporarily the duty on electronic under-the-cabinet mounting electric can openers.

IN THE SENATE OF THE UNITED STATES

MAY 26, 2006

Mr. ALLEN introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To suspend temporarily the duty on electronic under-the-cabinet mounting 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. ELECTRONIC UNDER-THE-CABINET MOUNTING**

4 **ELECTRIC CAN OPENERS.**

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

“	9902.85.10	Electronic under-the-cabinet mounting electric can openers (provided for in sub-heading 8509.80.00)	Free	No change	No change	On or before 12/31/2009	”.
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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 the enactment of this Act.

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