



MEMORANDUM ON PROPOSED TARIFF LEGISLATION of the 112th Congress

Date approved

I. Background

Bill number:

Sponsor name:

Sponsor state:

Interested entity:

Name

City

State

Other bills on product (112th Congress only):

Nature of bill:

Expiration date:

Current or previous chapter 99 heading:

Retroactive date:

CAS number (if applicable):

Industry analyst:

Telephone:

Tariff Affairs contact:

Telephone:

Note:

1. Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.
2. In regard to the country(ies) of origin listed in section III, this report focuses on dutiable imports and does not take into account any tariff preference programs or special rates of duty.

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

Men's footwear (except vulcanized footwear and footwear with waterproof molded bottoms, including bottoms comprising an outer sole and all or part of the upper), valued over \$24/pair, covering the ankle, whose height from the bottom of the outer sole to the top of the upper does not exceed 8 inches (20.32 cm), designed to be worn in lieu of, but not over, other footwear as a protection against water, oil, grease or chemicals or cold or inclement weather where such protection includes protection against water that is imparted by the use of a coated or laminated textile fabric (provided for in subheading 6404.19.20).

(If enacted, the tariff relief provided for in this bill would be available to any entity that imports the product that is covered by the bill.)

Description above compared with bill as introduced:

- Same
 Different (see Technical Comments section)

III. Other product information, including uses/applications and source(s) of imports

Dutiable U.S. imports of the subject protective footwear for men totaled an estimated \$3.0 million in 2011. China was the leading supplier of imports of the subject footwear followed by the Dominican Republic and Taiwan.

IV. Estimated effect on customs revenue

| Subject product HTS subheading(s) | 6404.19.20 | | | | |
|--|------------|-----------|-----------|-----------|-----------|
| Item | 2013 | 2014 | 2015 | 2016 | 2017 |
| Col.1-general rate of duty (%) or percentage point reduction | 21.0 | 21.0 | 21.0 | 21.0 | 21.0 |
| Estimated value of <i>dutiable</i> imports (\$) | 3,100,000 | 3,200,000 | 3,300,000 | 3,400,000 | 3,500,000 |
| Customs revenue loss (\$) | 651,000 | 672,000 | 693,000 | 714,000 | 735,000 |

Note: Customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ. Regarding the HTS subheading listed in the article description of the bill, the Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only U.S. Customs and Border Protection is authorized to issue a binding ruling on this matter. The Commission believes that Customs should be consulted prior to enactment of the bill.

Dutiable imports were based on (more than one may apply):

- Official statistics of the U.S. Department of Commerce
 Provided by industry sources
 Industry information
 Commission estimates

Duty reduction notes:

- This bill is not a duty reduction
 This bill is a temporary duty reduction. Rates are shown below.

Col.1-general duty rate (%) Temporary rate (%) Percentage point reduction (%)

V. Technical comments

We note that the bill's title says it would "extend and modify the temporary suspension of duty on certain men's footwear." Although the title has no legal significance, it could cause confusion; the bill's purpose is to extend a temporary duty reduction on certain men's footwear.

VI. Continuation

| |
|--|
| |
|--|

VII. Contacts with domestic firms/organizations

| | # | Firm/organization and contact name | Telephone number | Claims same or competing product made in the United States | Submission attached | Opposition noted |
|--|---|--|------------------|--|---------------------|------------------|
| | 1 | Outdoor Industry Assn (Interested entity) Alex Boian | 303-444-3353 | No | No | No |
| | 2 | American Apparel and Footwear Assn Nate Herman | 703-797-9062 | No | No | No |
| | 3 | Footwear Distributors and Retailers of America Matt Priest | 202-737-5660 | No | No | No |
| | 4 | National Retail Federation Erik Autor | 202-250-9580 | No | No | No |
| | 5 | Rubber and Plastic Footwear Manufacturers Assn Marc Fleischaker | 202-857-6000 | No | No | Yes |

112TH CONGRESS
2D SESSION

H. R. 4502

To extend and modify the temporary suspension of duty on certain men's footwear.

IN THE HOUSE OF REPRESENTATIVES

APRIL 24, 2012

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

A BILL

To extend and modify the temporary suspension of duty on certain men's footwear.

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 MEN'S FOOTWEAR.**

4 (a) IN GENERAL.—Heading 9902.25.60 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 certain men's footwear with outer soles of rubber, plastics,
7 leather, or composition leather and uppers of textile mate-
8 rials) is amended—

9 (1) in the article description column, by striking
10 “\$20/pair” and inserting “\$24/pair”; and

1 (2) by striking the date in the effective period
2 column and inserting “12/31/2015”.

3 (b) **EFFECTIVE DATE.**—The amendments made by
4 subsection (a) apply to goods entered, or withdrawn from
5 warehouse for consumption, on or after the 15th day after
6 the date of the enactment of this Act.

○