



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)):

Shopping bags with an outer surface of nonwoven polyethylene terephthalate (PET) fabric certified by the importer as made of recycled materials (provided for in subheading 4202.92.30).

(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

The subject bags are durable reusable shopping bags used to carry items purchased in retail stores, particularly supermarkets. They are primarily imported from China.

IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	4202.92.30				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty or percentage point reduction (%)	17.6	17.6	17.6	17.6	17.6
Estimated value of <i>dutiable</i> imports (\$)	300,000	300,000	300,000	300,000	300,000
Customs revenue loss (\$)	52,800	52,800	52,800	52,800	52,800

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

Based on input from the interested entity, it is suggested that the article description be amended as shown above to cover shopping bags with an outer surface of the specified materials, rather than the materials themselves. The HTS number has also been correctly reflected.

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	Earthwise Bag Company, Inc. (Interested entity) Stan Joffe	818-847-2174	No	No	No
2	1 Bag at a Time Lisa Foster	310-649-3888	No	No	No
3	American Manufacturing Trade Action Coalition Sara Beatty	202-452-0866	No	Yes	Yes
4	Earth Savvy Products, LLC Joe Ballantyne	215-348-7774	No	No	No
5	Envirosax Seth Evans	858-224-1562	No	No	No
6	Green Bag Company Schulmynn Leung	888-246-2283	No	No	No
7	National Council of Textile Organizations Sarah Pierce	202-822-8026	No	No	No
8	S.E.A.M.S. Sarah Friedman	803-772-5861	No	No	No
9	Travel Goods Association Nate Herman	703-797-9062	No	No	No
10	Unifi Jane Johnson	336-316-5278	No	Yes	Yes

From: Sara Beatty [<mailto:sbeatty@amtacdc.org>]
Sent: Monday, June 18, 2012 4:08 PM
To: Colby, Heidi; Jones, Jackie; Boron, Andrea; Gaffney, Shannon
Cc: Auggie Tantillo; Lloyd Wood
Subject: Batch 4 - AMTAC Comments

Of the Batch 4 bills, AMTAC is opposed to HR 4822, HR 4823, HR 4824, HR 4983, HR4984, and HR 4985. We object to the shopping bag bills (H.R. 4822-4824) as UNIFI produces recycled yarns for use in shopping bags. We oppose the sports garments bills (HR 4983-4985) as U.S. companies including Milliken & Co and UNIFI produce yarns and fabrics that are incorporated into garments in the NAFTA/CAFTA region that compete with these products.

AMTAC supports HR 4947 - certain viscose rayon staple fibers.

We have no position on HR 4830 - glass fiber rovings.

Thanks for considering our input, and let us know if you have any questions.

Sara Ormand Beatty
Vice President of International Trade
American Manufacturing Trade Action Coalition (AMTAC)
910 16th Street, NW, Suite 402
Washington, DC 20007
(202) 452-0866 <<tel:%28202%29%20452-0866>>

From: [Johnson, Jane - GSO](#)
To: [Colby, Heidi](#)
Subject: RE: Opposition to MTBs, HR 4822, HR 4823 and HR 4824
Date: Monday, June 18, 2012 5:11:35 PM

Heidi, I would like to add our opposition to HR 5379 to this list for the same reasons. Thank you, I am sorry I overlooked it the first time. Jane

Jane L. Johnson
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Unifi Manufacturing, Inc.
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jjohnson@unifi.com
Web: www.unifi.com

From: Johnson, Jane - GSO
Sent: Monday, June 18, 2012 4:14 PM
To: 'Heidi.Colby@usitc.gov'
Subject: FW: Opposition to MTBs, HR 4822, HR 4823 and HR 4824

Heidi,

Unifi objects to the following Miscellaneous Tariff Bills requesting duty concessions in the recent MTB filings:

HR 4822	Berman	CA	9902.40.01	4202.92.30	Shopping bags with an outer surface of spun bonded polypropylene fabric or nonwoven polypropylene fabric
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HR 4823	Berman	CA		4202.92.30	Spun-bonded, non-woven, high-density polyethylene materials
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HR 4824	Berman	CA		4202.92.30	Non-woven recycled polyethylene terephthalate (rPET)
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Unifi, a US producer of polyester and nylon textured yarns, competes in this market, particularly with our Repreve recycled yarns. We have had many US bag producers inquire about our Repreve yarns for the recycled bag business. Some of these companies source only from domestic mills, while others use a dual sourcing strategy. We get inquiries every week from folks wanting to source US fabrics for bags and some of our mill partners are currently assisting customers with Repreve fabrics for bags.

Please let me know if you have additional questions.

Jane Johnson

Jane L. Johnson
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112TH CONGRESS
2^D SESSION

H. R. 4824

To suspend temporarily the duty on non-woven recycled polyethylene terephthalate.

IN THE HOUSE OF REPRESENTATIVES

APRIL 26, 2012

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

A BILL

To suspend temporarily the duty on non-woven recycled polyethylene terephthalate.

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. NON-WOVEN RECYCLED POLYETHYLENE**
4 **TEREPHTHALATE.**

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:

“	9902.01.00	Non-woven recycled polyethylene terephthalate (rPET)(provided for in subheading 4202-92-30) ..	Free	No change	No change	On or before 12/31/2015	”.
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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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