



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)):

Duplex overload (surge) protector receptacles for a voltage not exceeding 250 V alternating current, each with monitor light to indicate the device is protecting the circuit (provided for in subheading 8536.30.80)

(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 products are electrical receptacles that are a type of surge protection devices (SPD). SPDs are designed to reduce the random energy surges of voltage transients and noise that are present in utility power lines, data networks, telephone lines, closed circuits, cable television, and other power or control lines connected to electronic equipment. SPDs accomplish this task by blocking or diverting to ground any voltages that exceed a safe threshold. Surge protective receptacles are designed for use as a hard-wired device and offer a 3-level surge protection for phase to neutral, phase to ground, and neutral to ground. A monitor/indicator light-emitting diode (LED) is on continuously when active and off when the protection circuit is deactivated due to excessive transients. The leading sources of U.S. imports of HTS subheading 8536.30.80 (a broader category than that covered by this bill) are China and Mexico.

IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	8536.30.80				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty (%) or percentage point reduction	2.7	2.7	2.7	2.7	2.7
Estimated value of <i>dutiable</i> imports (\$)	15,000,000	15,000,000	15,000,000	15,000,000	15,000,000
Customs revenue loss (\$)	405,000	405,000	405,000	405,000	405,000

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

The article description has been edited for greater clarity and for consistency with the permanent HTS category.

VI. Continuation

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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	Leviton Manufacturing Company (Interested entity) David Olave	202-730-4960	No	No	No
2	BJB USA Joseph Laufer	706-965-2526	No	No	No
3	Coleman Cable Inc Gene Stang	847-672-2380	No	No	No
4	Cooper Industries Terry Helz	713-209-8408	No	No	No
5	Eaton Corp. William Barry Doggett	216-523-4664	No	No	No
6	Emerson Electric Co Lisa Jackson	202-662-8790	No	No	No
7	Ericson Manufacturing Jay Ericson	800-374-2766	No	No	No
8	General Electric Sandy Merber	202-637-4000	No	No	No
9	Hitachi America, Ltd. Carl Green	202-828-9272	No	No	No
10	Hubbell, Inc. Richard Davies	475-882-4000	No	No	No
11	JHL Industries Howard Lubin	818-882-2233 x101	No	No	No
12	Legrand North America Hoyt Webb Jude Kravitz	877-295-3472	No	No	No
13	Lutron Electrical Corp. John Woodman	610-282-3800	No	No	No
14	Monster Cable David Tognotti	877-800-8989	No	No	No
15	National Electrical Manufacturers Association (NEMA) Kyle Pitsor Craig Updyke	703-841-3200	No	No	No
16	Panamax Bill Pollock	707-283-5900	No	No	No
17	Patton Electronics Bobby Patton	301-975-1000 x1204	No	No	No

	#	Firm/organization and contact name	Telephone number	Claims same or competing product made in the United States	Submission attached	Opposition noted
	18	Philips Electronics Michelle DeMoor	202-962-8551	No	No	No
	19	Schneider Square D Mary Chris Arnesen	847-925-3152	No	No	No
	20	Siemens Energy and Automation, Inc. Kathy Rouge	888-454-4704 x19333	No	No	No
	21	SurgeX Tanya Flores	919-823-0374	No	No	No
	22	Technology Research Corp. Owen Farren	727-535-0572	No	No	No
	23	Whirlwind USA Michael Laiacona	800-733-9473 x147	No	No	No
	24	ZeroSurge Donna Devico	908-996-7700	No	No	No

112TH CONGRESS
2D SESSION

H. R. 5134

To suspend temporarily the duty on certain surge protectors.

IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2012

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

A BILL

To suspend temporarily the duty on certain surge protectors.

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 SURGE PROTECTORS.**

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	Duplex surge protection receptacles for a voltage not exceeding 250v alternating current, each with monitor light to indicate the device is protecting the circuit (provided for in sub-heading 8536.30.80)	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 articles entered, or withdrawn
3 from warehouse for consumption, on or after the 15th day
4 after the date of the enactment of this Act.

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