



## 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/](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.

112TH CONGRESS  
2D SESSION

# H. R. 5230

To extend the temporary suspension of duty on Desmodur E 14.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2012

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

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## A BILL

To extend the temporary suspension of duty on Desmodur E 14.

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. DESMODUR E 14.**

4 (a) IN GENERAL.—Heading 9902.11.80 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 1,2,3-Propanetriol, polymer with 2,4-diisocyanato-1-  
7 methylbenzene, 2-ethyl-2-(hydroxymethyl)-1,3-  
8 propanediol, methyloxirane and oxirane) is amended by  
9 striking the date in the effective period column and insert-  
10 ing “12/31/2015”.

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2 subsection (a) applies to goods entered, or withdrawn from  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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**II. Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

Women's footwear with outer soles of leather and uppers of leather other than of pigskin (other than house slippers, work footwear, tennis shoes, basketball shoes, gym shoes, training shoes and the like and other than slip-on footwear), not covering the ankle, valued at \$27/pair or higher; such footwear 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 layer between the upper's leather surface layer and its inner lining (provided for in subheading 6403.99.90)

(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 include women's hiking shoes with outer soles and uppers of leather. A waterproof, breathable layer in the form of a "bootee" is inserted between the outer leather layer and the innermost lining of the upper. China is the leading supplier of imports of this footwear. Opposition to this bill is noted below in the Contacts table. The subject work footwear generally has toe caps of rubber or plastics. China is the leading supplier of imports of the subject footwear, followed by Indonesia.

**IV. Estimated effect on customs revenue**

Subject product HTS subheading(s)	6403.99.90				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty (%) or percentage point reduction	10	10	10	10	10
Estimated value of <i>dutiable</i> imports (\$)	4,450,000	4,500,000	4,550,000	4,600,000	4,650,000
Customs revenue loss (\$)	445,000	450,000	455,000	460,000	465,000

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 set forth above was revised for greater clarity and for conformity with other tariff provisions.

**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 Association (Interested entity) Alex Boian	303-327-3509	No	No	No
2	AMTAC Sara Beatty	202-452-0866	No	No	No
3	American Apparel and Footwear Association Nate Herman	703-797-9062	No	No	No
4	Footwear Distributors and Retailers of America Matt Priest	202-737-5660	No	No	No
5	KEEN, Inc. Joel Much	503-273-2540	No	No	No
6	National Retail Federation Erik Autor	202-250-9580	No	No	No
7	NCTO Mike Hubbard	704-824-3522	No	No	No
8	Rubber and Plastic Footwear Manufacturers Association Jamie Hunter	202-857-6000	No	Yes	Yes