

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: January 30, 2006]<sup>2</sup>

**Bill No. and sponsor:** H.R. 3309 (Mr. Mike Ross of Arkansas)

**Proponent name, location:** Wal-Mart Stores, Inc., Bentonville, AR.

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2008.

**Retroactive effect:** None.

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

Nail nippers and clippers and nail files (provided for in subheading 8214.20.30)

**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:**

The subject products are instruments for manicure or pedicure purposes; the subheading covers a broad range of goods, including nail files, nailcleaners, nail clippers, nail scissors, nail trimmers, cuticle pushers or knives, and fold-up clippers. The products are typically made of stainless steel which may be covered, in part, with plastics. The goods are principally imported from China, Korea, Pakistan, and Germany.

<sup>1</sup> Industry analyst preparing report: Norman N. VanToai (202-205-3120); Tariff Affairs contact: Jan Summers (202-205-2605).

<sup>2</sup> An electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm).

**Estimated effect on customs revenue:**

| <b>HTS subheading: 8214.20.30</b>                 |              |              |              |              |              |
|---|--------------|--------------|--------------|--------------|--------------|
|   | 2005         | 2006         | 2007         | 2008         |              |
| Col. 1-General rate of duty                       | 4%           | 4%           | 4%           | 4%           | 4%           |
| Estimated value <i>dutiable</i> imports <u>1/</u> | \$49,500,000 | \$52,965,000 | \$56,673,000 | \$60,639,000 | \$60,639,000 |
| Customs revenue loss                              | \$1,980,000  | \$2,118,600  | \$2,266,920  | \$2,425,560  | \$2,425,560  |

1/ No data are included on imports now entering free of duty or at reduced duty rates under U.S. free trade agreements or tariff preference programs; such imports may be affected by changes in the general duty rate on the subject goods.

Source of estimated dutiable import data: Industry estimates.

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

| Name of firm/organization                                      | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|--|----------------|---|----------------------|-------------------|
|  |                |   |                      |                   |
| Wal-Mart Stores Inc. (Proponent)<br>Tres Bailey, 202-737-2806  | 11/17/2005     | No  | Yes                  | No                |
| Excalibur Cutlery & Gifts<br>Lori Sanchez, lbsanchez@qwest.net | 11/14/2005     | No  | No                   | No                |
| Retail Industry Leader Assoc.<br>Paul Kelly, 703-841-2300      | 11/17/2005     | No  | Yes                  | No                |
| Target Corp.<br>Toni Demski-Brandl, 612-696-2573.              | 11/17/2005     | No  | Yes                  | No                |
| W. E. Bassett Company<br>Mike Weiss, 203-926-5315              | 11/15/2005     | No  | No                   | No                |

**Technical comments:**<sup>3</sup>

To be consistent with the permanent subheading language and avoid confusion, it is suggested that the article description be modified slightly as shown on page 1 of this report.

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<sup>3</sup> 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  
1ST SESSION

# H. R. 3309

To suspend temporarily the duty on nail clippers.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2005

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

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## A BILL

To suspend temporarily the duty on nail clippers.

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. NAIL CLIPPERS AND NAIL FILES.**

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:

|   |            |  |      |           |           |                            |    |
|---|------------|--|------|-----------|-----------|----------------------------|----|
| “ | 9902.05.70 | Nail clippers and nail files<br>(provided for in subheading<br>8214.20.30) ..... | Free | No change | No change | On or before<br>12/31/2008 | ”. |
|---|------------|--|------|-----------|-----------|----------------------------|----|

8        (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of enactment of this Act.

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