

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 111th Congress¹**

[Date approved: July 20, 2010]²

Bill No. and sponsor: S. 2213 (Mr. Christopher Dodd of Connecticut).

Proponent name,³ location: Conair Corp., Stamford, CT.

Other bills on product (111th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2011.

Retroactive effect: None.

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

Food choppers each with a reversible motor and a dual function blade, for grinding or chopping, with a bowl capacity of 0.6 liters or more, but not more than 1 liter (provided for in subheading 8509.40.00).

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:

A food chopper is a versatile kitchen appliance that can quickly chop and grind a variety of foods. The product imported by the proponent has a brushed stainless steel base housing and an electric motor powering a reversible blade, but other devices may have a plastic housing. The food choppers usually have a clear or translucent plastic lid, a 21-ounce plastic work bowl, a feed tube for inserting pieces of food, and a set of accessories, such as a spoons or spatulas. Food choppers commonly do not have as many programmed functions or blades as food processors and do not liquefy or puree food as blenders do. Some choppers not addressed by this bill lack motors, requiring the user to “punch” the device on a counter or cutting board to cut the food. The principal import source of the subject product is China.

¹ Industry analyst preparing report: Ruben Mata (202-205-3403); Tariff Affairs contact: Jan Summers (202-205-2605).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.

³ The sponsor/proponent did not identify any additional beneficiaries of this bill.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 8509.40.00:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty	4.2%	4.2%	4.2%	4.2%	4.2%
Estimated value <i>dutiable</i> imports ^a	\$313,000	\$313,000	\$313,000	\$313,000	\$313,000
Customs revenue loss ^b	\$13,146	\$13,146	\$13,146	\$13,146	\$13,146

a/ Dutiable import estimates were provided by industry sources.

b/At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

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

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
Conair Corp. (Proponent) John Demilt, 203-351-9453	03/02/2010	No	No	No
Hamilton Beach/Proctor-Silex Tripp Dillar, 804-418-7759	03/02/2010	No	No	No
Jarden Corp. Andy Hill, 561-912-4100	03/09/2010	No	No	No
KitchenAide (Whirlpool Corp.) Luke Harms, 202-639-9397	03/03/2010	No	No	No
National Presto Industries Mary Jo Cohen, 715-839-2121	03/03/2010	Yes	Yes	Yes
Salton, Inc. (Applica) Terry Polstina, 954-883-1000	03/09/2010	No	No	No
Wolfgang Puck Appliances Arnie Simon, 954-989-6077	03/09/2010	No	No	No
Viking Range Corp. Bill Grubb, 662-455-1200	03/03/2010	No	No	No

Technical comments:⁴

We defer to Customs and Border Protection officials as to the appropriate interpretation of “chopper” and whether there are problems distinguishing them from food processors.

⁴ 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.

111TH CONGRESS
1ST SESSION

S. 2213

To suspend temporarily the duty on certain food choppers.

IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mr. DODD (for himself and Mr. LIEBERMAN) introduced the following bill;
which was read twice and referred to the Committee on Finance

A BILL

To suspend temporarily the duty on certain food choppers.

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 FOOD CHOPPERS.**

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	Food choppers each with a reversible motor and a dual function blade, for grinding or chopping, with a bowl capacity of 0.6 liters or more, but not more than 1 liter (provided for in subheading 8509.40.00)	Free	No change	No change	On or before 12/31/2011	”.
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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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