

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 111<sup>th</sup> Congress<sup>1</sup>**

[Date approved: March 5, 2010]<sup>2</sup>

**Bill No. and sponsor:** S. 2430 (Mr. Sam Brownback of Kansas).

**Proponent name,<sup>3</sup> location:** Payless ShoeSource, Inc. (Topeka, KS).

**Other bills on product (111<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

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

Other footwear with uppers of vegetable fibers, other than such footwear for men or women (provided in subheading 6405.20.30).

**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 nonenumerated or miscellaneous footwear with uppers of vegetable fibers, for children,<sup>4</sup> is classified in HTS subheading 6405.20.30 and reported under statistical reporting number 6405.20.3090. The general duty rate on such footwear was suspended through the close of 2009 under heading 9902.13.92.

U.S. imports of such footwear under the duty suspension provision totaled \$111.5 million in 2008 and \$104.3 million in January–September 2009. China was the leading supplier of the subject footwear imports in 2008.

<sup>1</sup> Industry analyst preparing report: Kimberlie Freund (202-708-5402); Tariff Affairs contact: Jan Summers (202-205-2605).

<sup>2</sup> 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/).

<sup>3</sup> The sponsor/proponent indicated that the bill is reasonably expected to benefit more than 10 firms, but did not provide any named beneficiaries.

<sup>4</sup> Footwear smaller than size 6 for men and size 4 for women.

**Estimated effect on customs revenue for the subject product classifiable in HTS subheading 6405.20.30:**

	2010	2011	2012	2013	2014
Col. 1-General rate of duty	7.5%	7.5%	7.5%	7.5%	7.5%
Estimated value <i>dutiable</i> imports <sup>a</sup>	\$140,000,000	\$140,000,000	\$140,000,000	\$140,000,000	\$140,000,000
Customs revenue loss <sup>b c</sup>	\$10,500,000	\$10,500,000	\$10,500,000	\$10,500,000	\$10,500,000

a/ Dutiable import estimates were based on official U.S. Government statistics and industry information.

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

c/ The general duty rate was suspended through the end of 2009 under HTS heading 9902.13.92.

**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?
			(Yes/No)	
Payless ShoeSource, Inc. (Proponent) Curtis Sneden (curtis-sned@payless.com)	11/30/2009	No	No	No
American Apparel and Footwear Association Nate Herman (nherman@apparelandfootwear.org)	11/30/2009	No	No	No
Footwear Distributors and Retailers of America Matt Priest (mpriest@frdr.org)	11/30/2009	No	No	No
Rubber and Plastic Footwear Manufacturers Mitch Cooper (mjc12311@verizon.net)	11/30/2009	No	No	No

**Technical comments:<sup>5</sup>**

None.

<sup>5</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.

111TH CONGRESS  
1ST SESSION

# S. 2430

To extend the temporary suspension of duty on certain children's footwear.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mr. BROWNBACK introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To extend the temporary suspension of duty on certain children's footwear.

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 CHILDREN'S FOOTWEAR.**

4 (a) **IN GENERAL.**—Heading 9902.13.92 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 certain children's footwear) is amended by striking “12/  
7 31/2009” and inserting “12/31/2011”.

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 the enactment of this Act.

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