



## 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.

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

Footwear with outer soles and uppers of rubber or plastics (other than house slippers and other than such footwear for men or women), the foregoing with open toes or open heels or of the slip-on type, that is held to the foot without the use of laces or buckles or other fasteners, except footwear of subheading 6402.99.33 and except footwear having a foxing or a foxing-like band wholly or almost wholly of rubber or plastics applied or molded at the sole and overlapping the upper (provided for in subheading 6402.99.49)

(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 product includes certain children's footwear with outer soles and uppers of rubber or plastics. China is a leading source of such footwear.

## IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	6402.99.49				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty or percentage point reduction (%)	37.5	37.5	37.5	37.5	37.5
Estimated value of <i>dutiable</i> imports (\$)	10,000,000	10,500,000	11,000,000	11,500,000	12,000,000
Customs revenue loss (\$)	3,750,000	3,937,500	4,125,000	4,312,500	4,500,000

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 modified for greater clarity and for conformity with other HTS provisions for footwear.

## 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	Nike, Inc. (Interested entity) Jennifer Bendall	202-543-6453	No	No	No
	2	American Apparel and Footwear Association Nate Herman	703-797-9062	No	No	No
	3	American Manufacturing Trade Action Coalition Sara Beatty	202-452-0866	No	No	No
	4	Footwear Distributors and Retailers of America Stephanie Ward	202-737-5660	No	No	No
	5	National Retail Federation Erik Autor	202-250-9580	No	No	No
	6	National Council of Textile Organizations Michael Hubbard	704-824-3522	No	No	No
	7	New Balance Kelly Callahan	978-725-2680	No	No	No
	8	Rubber and Plastic Footwear Manufacturers Association Jamie Hunter	202-857-6000	No	No	No

112TH CONGRESS  
2D SESSION

# H. R. 5564

To suspend temporarily the rate of duty on certain footwear.

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IN THE HOUSE OF REPRESENTATIVES

MAY 8, 2012

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

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## A BILL

To suspend temporarily the rate of duty on certain 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 FOOTWEAR.**

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	Footwear with outer soles and uppers of rubber or plastics, other than house slippers, and other than such footwear for men or women, the foregoing with open toes or open heels, or of the slip-on type, that is held to the foot without the use of laces or buckles or other fasteners, except footwear of subheading 6402.99.33 and except footwear having a foxing or a foxing-like band wholly or almost wholly of rubber or plastics applied or molded at the sole and overlapping the upper (provided for in subheading 6402.99.49) .....	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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