



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/.
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)):

Inflatable swimming pools with a diameter not exceeding approximately 1.65 m (provided for in subheading 9506.99.55)

(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, an inflatable pool made for children, is a warm-weather recreational item. Inflatable pools come in a variety of shapes and sizes, but those covered by the proposed language in this bill are not over 1.65 meters (5.41 feet) in diameter. The pools have a plastic protruding valve for filling it with air by mouth or air pump. Inflatable pools of this size are usually filled with water by using a garden hose. The pools are typically made of polyvinyl chloride. U.S. imports are supplied almost entirely by China.

IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	9506.99.55				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty or percentage point reduction (%)	5.3	5.3	5.3	5.3	5.3
Estimated value of <i>dutiable</i> imports (\$)	9,000,000	9,000,000	9,000,000	9,000,000	9,000,000
Customs revenue loss (\$)	477,000	477,000	477,000	477,000	477,000

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 consistency with other HTS provisions. This description is similar to the article description in S. 2959, and we suggest that the language set forth above should be used in preference to that in the Senate bill. Also, the maximum width of the subject swimming pools was rounded from 1.651 meters to 1.65 meters.

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	Target (Interested entity) Toni Dembski-Brandl	612-696-2573	No	No	No
	2	Intex Recreation Group Mathew Waylan	310-549-5400	No	No	No
	3	Wal-Mart Corp. Trace Bailey	202-434-0999	No	No	No

112TH CONGRESS
2D SESSION

H. R. 5611

To suspend temporarily the duty on certain swimming pools.

IN THE HOUSE OF REPRESENTATIVES

MAY 8, 2012

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

A BILL

To suspend temporarily the duty on certain swimming pools.

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 SWIMMING POOLS.**

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	Children's inflatable swim- ming pools of polyvinyl chloride, not exceeding 1.651 meters in diameter (provided for in sub- heading 9506.99.55)	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 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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