

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: September 27, 2006]<sup>2</sup>

**Bill No. and sponsor:** S. 3288 (Mr. George Allen of Virginia).

**Proponent name, location:** Hamilton Beach/Proctor-Silex, Glen Allen, VA.

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

**Nature of bill:** Temporary duty suspension through December 31, 2009.

**Retroactive effect:** None.

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

Hand-held electromechanical can openers, with self-contained electric motor (provided for in subheading 8509.80.00).

**Check one:**     \_\_\_ Same as that in bill as introduced.  
                  X Different from that in bill as introduced (see Technical comments section).

**Product information, including uses/applications and source(s) of imports:**

A hand-held electric can opener has a pliers-like handle used to clamp a cutting wheel against a metal can's lid and a handgrip that rotates the can to cut the lid around the rim. The principal import source of these can openers is China.

**Estimated effect on customs revenue:**

<b>HTS subheading: <u>8509.80.00</u></b>					
	2006	2007	2008	2009	2010
Col. 1-General rate of duty	4.2%	4.2%	4.2%	4.2%	4.2%
Estimated value <i>dutiable</i> imports	\$9,829,540	\$10,200,000	\$10,200,000	\$10,200,000	\$10,200,000
Customs revenue loss	\$412,841	\$428,400	\$428,400	\$428,400	\$428,400

Source of estimated dutiable import data: Official U.S. Government statistics and industry and Commission estimates.

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

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

<sup>2</sup> Access to 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).

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Hamilton Beach/Proctor-Silex (Proponent) Tripp Dillard, 804-418-7759	08/09/2006	No	No	No
Applica, Inc. Harry D. Schulman, 888-677-7251	08/17/2006	No	No	No
Back to Basics Co. Mark Beesley, 801-523-6600	08/17/2006	No	Yes	Yes
Conair Corp. Leandro P. Rizzuto, 203-975-4600	08/11/2006	No	No	No
Jarden Consumer Solutions Rocky Rockingham, 561-912-4371	08/21/2006	No	No	No
Select Brands Eric Endres, 913-663-4500	08/09/2006	No	No	No
West Bend Housewares Craig Radke, 262-334-6949	08/09/2006	No	No	No

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

To be more consistent with the wording of the permanent tariff category, it is suggested that the article description be modified as shown on page 1.

<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.

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 3288

To suspend temporarily the duty on handheld electronic can openers.

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IN THE SENATE OF THE UNITED STATES

MAY 26, 2006

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

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## A BILL

To suspend temporarily the duty on handheld electronic can openers.

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. HANDHELD ELECTRONIC CAN OPENERS.**

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:

“	9902.85.11	Handheld electronic can openers (provided for in subheading 8509.80.00) .....	Free	No change	No change	On or before 12/31/2009	”.
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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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