

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress¹**

[Date approved: May 14, 2008]²

Bill No. and sponsor: H.R. 4763 (Mr. Robert C. "Bobby" Scott of Virginia).

Proponent name,³ location: Hamilton Beach Brands, Inc., Glenn Allen, VA.

Other bills on product (110th 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)):

Electromechanical can openers, with self-contained electric motor, the foregoing designed to be mounted below kitchen cabinets (provided for in subheading 8509.80.50).

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:

An under-the-cabinet mounted electromechanical can opener is typically made of plastic, chrome, and aluminum and consists of a metal cutting assembly powered by a small electric motor. These electrically powered under-the-cabinet can openers are used to open small and large cans. Such can openers are typically mounted under kitchen cabinets to free up limited counter space. The principal import source of electric under-the-cabinet can openers is China, which shipped approximately \$397.8 million of the \$487.7 million in total dutiable imports under HTS subheading 8509.80.50 in 2007.

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/tata/hts/other/rel_doc/bill_reports/.

³ The sponsor/proponent identified 2 additional beneficiaries of this bill. USITC staff sent inquiries to the named beneficiaries and received a response from one. It submitted a written representation that it should benefit from this bill.

Estimated effect on customs revenue:

HTS subheading: 8509.80.50					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	4.2%	4.2%	4.2%	4.2%	4.2%
Estimated value <i>dutiable</i> imports	\$1,450,000	\$1,450,000	\$1,450,000	\$1,450,000	\$1,450,000
Customs revenue loss ^{2/}	\$0	\$60,900	\$60,900	\$60,900	\$60,900

^{1/} There is an existing duty suspension under HTS heading 9902.23.48 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill for 2009.

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

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?
Hamilton Beach Brands, Inc. (Proponent) Tripp Dillard, 804-418-7759	03/07/2008	No	No	No
Applica, Inc. Terry Polistina, 954-883-1000	03/07/2008	No	No	No
Conair Corp. ^{1/} Leanardo P. Rizzuto, 203-975-4600	03/12/2008	No	No	No
Jarden Corp. ^{2/} David Capps, 914-967-9400	03/12/2008	No	No	No
Select Brands ^{3/} Eric Endres, 913-663-4500	03/12/2008	No	No	No

^{1/} Conair Corp. is the parent company of the Cuisinart and Waring portable appliance brand names.

^{2/} Jarden Corp. manufactures under a range of portable appliance brand name goods for various firms, such as Holmes, Mr. Coffee, Oster, Rival, and Sunbeam.

^{3/} Select Brands is a private label manufacturer with several portable appliance brand names, such as Kitchen Selective, Select Pro, and Silhouette.

Technical comments:⁴

None.

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.

110TH CONGRESS
1ST SESSION

H. R. 4763

To extend the temporary suspension of duty on under the counter mounting electric can openers.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 17, 2007

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

A BILL

To extend the temporary suspension of duty on under the counter mounting electric 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. UNDER THE COUNTER MOUNTING ELECTRIC**

4 **CAN OPENERS.**

5 (a) IN GENERAL.—Heading 9902.23.48 of the Har-
6 monized Tariff Schedule of the United States is amended
7 by striking “12/31/2009” and inserting “12/31/2011”.

8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies with respect to goods entered, or

- 1 withdrawn from warehouse for consumption, on or after
- 2 the 15th day after the date of the enactment of this Act.

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