

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: February 23, 2010]<sup>2</sup>

**Bill No. and sponsor:** S. 1824 (Mr. Max Baucus, Montana).

**Proponent name,<sup>3</sup> location:** Simms Fishing Products, Bozeman, MT

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

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.<sup>4</sup>

**Retroactive effect:** None.

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

Vulcanized rubber lug bottom boots for actual use in fishing waders (provided for in subheading 6401.92.90).

**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 bill covers rubber lug bottom boots (lugs are protruding parts that create a tread to provide traction and support) that are connected in one piece to fishing waders and worn while waterfowl hunting and angling in muddy-bottomed waters. The estimated dutiable value of U.S. imports of the subject footwear entering under subheading 6401.92.90 totaled about \$1,000,000 in 2008. China was the leading supplier of these imports.

<sup>1</sup> Industry analyst preparing report: Laura Rodriguez (202-205-3499); 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 proponent did not identify any additional beneficiaries of this bill.

<sup>4</sup> Heading 9902.23.85 provided temporary duty-free entry until its expiration on December 31, 2009.

**Estimated effect on customs revenue for the subject product classifiable in HTS subheading 6401.92.90:**

	2010	2011	2012	2013	2014
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	37.5%	37.5%	37.5%	37.5%	37.5%
Estimated value <i>dutiable</i> imports <sup>a</sup>	\$1,000,000	\$1,100,000	\$1,150,000	\$1,200,000	\$1,250,000
Customs revenue loss <sup>b</sup>	\$375,000	\$412,500	\$431,250	\$450,000	\$468,750

a/ Commission estimates were based on trade data provided by the U.S. Department of Commerce and U.S. industry representatives.

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

**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)	
Simms Fishing Products (Proponent) Will Brooke, Counsel (406-585-8111)	11/30/2009	No	Yes	No
American Apparel and Footwear Association Nate Herman, Senior Director of International Trade (703-797-9062)	11/30/2009	No	Yes	No
Footwear Distributors and Retailers of America, Matt Priest, President (202-737-5660)	11/30/2009	No	Yes	No
Rubber and Plastic Footwear Manufacturers Association Mitchell J. Cooper, Counsel (202-331-1858)	12/1/2009	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. 1824

To extend the temporary suspension of duty on lug bottom boots for use  
in fishing waders.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 21, 2009

Mr. BAUCUS 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 lug bottom  
boots for use in fishing waders.

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. LUG BOTTOM BOOTS FOR USE IN FISHING WAD-**

4 **ERS.**

5 (a) IN GENERAL.—Heading 9902.23.85 of the Har-  
6 monized Tariff Schedule of the United States (relating to  
7 lug bottom boots for use in fishing waders) is amended  
8 by striking “12/31/2009” and inserting “12/31/2011”.

9 (b) EFFECTIVE DATE.—The amendment made by  
10 subsection (a) applies to goods entered, or withdrawn from

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

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