

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 111th Congress¹**

[Date approved: March 25, 2010]²

Bill No. and sponsor: S. 2123 (Mr. Herb Kohl of Wisconsin).

Proponent name,³ location: S.C. Johnson and Sons, Inc., Racine, WI.

Other bills on product (111th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2011.

Retroactive effect: None.

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

Continuous action, self-contained, refillable, fan-motor driven, battery-operated, portable personal device for mosquito repellents (provided for in subheading 8414.59.60).

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 subject product is designed to attach or clip-on to a belt and is lightweight, compact, self-contained, and powered by a fan-motor which is battery-operated. The principal import source of these devices is China.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 8414.59.60:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty					
Col. 1-General rate of duty	2.3%	2.3%	2.3%	2.3%	2.3%
Estimated value <i>dutiable</i> imports ^a	\$6,800,000	\$6,800,000	\$6,800,000	\$6,800,000	\$6,800,000
Customs revenue loss ^b	\$156,400	\$156,400	\$156,400	\$156,400	\$156,400

a/ Dutiable import estimates were provided by industry sources.

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

¹ Industry analyst preparing report: Ruben Mata (202-205-3403); Tariff Affairs contact: Donnette Rimmer (202-205-0663).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.

³ The sponsor/proponent did not identify any additional beneficiaries of this bill.

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)	
SC Johnson and Sons, Inc. (Proponent) Nancy Levenson, 202-331-1186	12/16/2009	No	No	No
Henkel Corp. Maggie Grey, 860-571-5100	12/18/2009	No	No	No
The Procter & Gamble Co. Deborah Hagel, 513-983-1100	01/04/2010	No	No	No
Unilever Corp. Scott Williams, 201-227-2506	12/22/2009	No	No	No

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.

111TH CONGRESS
1ST SESSION

S. 2123

To temporarily suspend duty on continuous action, self-contained, refillable, fan-motor driven, battery-operated, portable personal device for mosquito repellent.

IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

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

A BILL

To temporarily suspend duty on continuous action, self-contained, refillable, fan-motor driven, battery-operated, portable personal device for mosquito repellent.

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. CONTINUOUS ACTION, SELF-CONTAINED, RE-**
4 **FILLABLE, FAN-MOTOR DRIVEN, BATTERY-OP-**
5 **ERATED, PORTABLE PERSONAL DEVICE FOR**
6 **MOSQUITO REPELLENT.**

7 (a) IN GENERAL.—Subchapter II of chapter 99 of
8 the Harmonized Tariff Schedule of the United States is

1 amended by inserting in numerical sequence the following
 2 new heading:

“	9902.01.00	Continuous action, self-contained, refillable, fan-motor driven, battery-operated, portable personal device for mosquito repellents (provided for in subheading 8414.59.60)	Free	No change	No change	On or before 12/31/2011	”.
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3 (b) EFFECTIVE DATE.—The amendment made by
 4 subsection (a) applies to goods entered, or withdrawn from
 5 warehouse for consumption, on or after the 15th day after
 6 the date of the enactment of this Act.

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