



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)):

Cast stainless steel single-piece exhaust gas manifolds, suitable for use solely or principally with spark-ignition internal combustion engines and certified by the importer as capable of withstanding exhaust gas temperatures of 900 degrees or higher (provided for in subheading 8409.91.50)

(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

An exhaust gas manifold, which is attached to a vehicle engine's cylinder heads, accumulates engine exhaust gas and directs the exhaust gas from the engine cylinders through the engine ports to an exhaust pipe via a network or series of pipes. A vehicle can have one or two exhaust manifolds; linear engines generally have one exhaust manifold, whereas V-shaped engines are fitted with two exhaust manifolds. The single-piece, stainless steel exhaust manifold, which is designed and manufactured for specific engine applications, is reportedly the only type of manifold able to withstand engine exhaust gas temperatures of greater than 900 degrees C.

IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	8409.91.50				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty or percentage point reduction (%)	1.9	1.9	1.9	1.9	1.9
Estimated value of <i>dutiable</i> imports (\$)	31,716,000	29,070,000	26,520,000	27,972,000	29,532,000
Customs revenue loss (\$)	602,604	552,330	503,880	531,468	561,108

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

H.R. 4627 is identical to S. 2737. Both would correct the erroneous reference to the incorrect permanent HTS subheading but only apply prospectively. Both bills are related to H.R. 1437 and its identical equivalent S. 934 because all four bills have the same product coverage. Both H.R. 1437 and S. 934 would retroactively correct the erroneous reference to the incorrect permanent HTS subheading by only seeking the retroactive liquidation or reliquidation of duties for imports that would

have entered under the referenced HTS subheading if it had been correctly cited in the original. Hence, while the product coverage in these four bills is identical, the time frames do not overlap.

The customs revenue loss calculation is based solely on industry sources. Official import data do not accurately reflect the level of imports that may qualify under the renewed tariff rate line because of the erroneous reference to the incorrect permanent HTS subheading in subheading 9902.40.94.

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	Hitachi Metals America, Inc. (Interested entity) Erich Gartner	914-304-4891	No	No	No
2	Chrysler Kristina Pisanelli	202-414-6700	No	No	No
3	Delphi Dina Vizzaccaro	202-824-0412	No	No	No
4	Ford Michael Sheridan	202-785-6014	No	No	No
5	General Motors Brad Welling	202-775-5041	No	No	No
6	Hitchiner Manufacturing Co., Inc. Ken Miller Mark Nigro	603-673-1100	No	No	No
7	Honda Kent Dellinger	202-664-4411	No	No	No
8	Motor and Equipment Manufacturers Association (MEMA) Catherine Boland	202-312-9241	No	No	No
9	Nissan Yuko Hanada	571-205-4217	No	No	No
10	Siemens Lauren Grabell	202-434-4800	No	No	No
11	Toyota Yuri Unno	202-463-6802	No	No	No
12	Visteon Michael Sharnas	734-710-5236	No	No	No
13	Wescast Industries, Inc. Blair Alton	519-750-0000	No	No	No

112TH CONGRESS
2D SESSION

H. R. 4627

To extend and make a technical correction to the temporary suspension of duty on certain cast stainless steel single-piece exhaust gas manifolds.

IN THE HOUSE OF REPRESENTATIVES

APRIL 25, 2012

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

A BILL

To extend and make a technical correction to the temporary suspension of duty on certain cast stainless steel single-piece exhaust gas manifolds.

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 CAST STAINLESS STEEL SINGLE-**
4 **PIECE EXHAUST GAS MANIFOLDS.**

5 (a) IN GENERAL.—Heading 9902.40.94 of the Har-
6 monized Tariff Schedule of the United States (relating to
7 certain cast stainless steel single-piece exhaust gas mani-
8 folds) is amended—

9 (1) by striking “9902.01.50” and inserting
10 “8409.91.50”; and

1 (2) by striking the date in the effective period
2 column and inserting “12/31/2015”.

3 (b) **EFFECTIVE DATE.**—The amendment made by
4 subsection (a) applies with respect to goods entered, or
5 withdrawn from warehouse for consumption, on or after
6 the 15th day after the date of enactment of this Act.

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