



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)):

Portable gas grills, each having a base mounted on wheels or casters, such grills utilizing infrared cooking technology consisting of an infrared re-emitter plate positioned between the heat source and food support grate, the plate and grate having a surface area of approximately 2,064 cm² (provided for in subheading 7321.11.10).

(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

According to the proponent's Internet website, its grills use technology that relies on infrared heating, generated by a gas-fired burner that heats a patented infrared-radiating burner plate, to minimize the drying of cooked food that occurs with conventional hot-air convection cooking. China is the major source for U.S. imports of this product.

IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	HTS 7321.11.10				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty (%)	5.7	5.7	5.7	5.7	5.7
Estimated value of <i>dutiable</i> imports (\$)	1,700,000	1,700,000	1,700,000	1,700,000	1,700,000
Customs revenue loss (\$)	96,900	96,900	96,900	96,900	96,900

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

The article description set forth above includes input from corporate counsel for the proponent and conforms more closely to normal HTS usage. The English units of measure specified in the bill are converted into metric-equivalent units; we note that "cm²" as shown above should be reflected in the HTS with the "2" shown as a superscript, although that cannot be done in this software format.

VI. Continuation

--

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	Char-Broil LLC Alex Chan Marcel Meijer	918-831-6806 706-571-7000 x8936	No	No	No
2	Capital-Cooking Equipment Surjit Kalsi	562-903-1168	No	No	No
3	Fire Magic (RH Peterson Co.) Benjamin Thorp	626-369-5085 x131	No	No	No
4	Luxor (American Heating Technologies Inc.) Armond Vartanian	818-240-8202	No	No	No
5	Modern Home Products Corp. Thomas Cozily	847-395-6556	No	No	No
6	Outdoor Concepts Inc. (OCI) James Bamford	714-903-1885	No	No	No
7	ProFire Grills (Modern Home Products Corp.) Thomas Nitz	262-781-4657	No	No	No
8	TEC (Thermal Engineering Corp.) Infrared Grills Christine Clifford	803-783-0750	No	No	No
9	Viking Grills (Viking Range Co.) William Andrews	601-898-2778	No	No	No

112TH CONGRESS
2D SESSION

H. R. 4653

To suspend temporarily the duty on certain portable gas grills.

IN THE HOUSE OF REPRESENTATIVES

APRIL 25, 2012

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

A BILL

To suspend temporarily the duty on certain portable gas grills.

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 PORTABLE GAS GRILLS.**

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:

“	9902.01.00	Portable gas grills with an infrared cooking system and 320 sq. in. of grilling surface (provided for in subheading 7321.11.10)	Free	No change	No change	On or before 12/31/2015	”.
---	------------	--	------	-----------	-----------	-------------------------	----

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

○