

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: May 14, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4770 (Mr. Robert C. “Bobby” Scott of Virginia).

**Proponent name,<sup>3</sup> location:** Hamilton Beach Brands, Inc., Glenn Allen, VA.

**Other bills on product (110<sup>th</sup> 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)):**

Electrothermic toaster ovens, each incorporating a single-slot toaster opening on top of the oven (provided for in subheading 8516.72.00).

**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:**

A toaster oven is a kitchen appliance that is very similar to an oven but is much smaller in size. The subject toaster oven is made of metal, has a single toast slot on top and a crumb tray at the bottom, and is designed to sit on a table or counter top. The product’s adjustable thermostat, temperature control lever, and cooking rack are characteristics found in a traditional oven. This toaster oven also contains elements of a traditional toaster. Bread is loaded onto a drop-down chassis that is lowered by a slide lever into the toasting cavity. Because this product uses a traditional toasting chassis to toast bread while also having a chamber for heating and baking, it is a combination article in terms of function and tariff classification. The principal source of imports of toaster ovens is China, which shipped approximately \$126.4 million of the \$127.8 million in total dutiable imports under HTS subheading 8516.72.00 in 2007.

<sup>1</sup> Industry analyst preparing report: Ruben Mata (202-205-3403); 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/tata/hts/other/rel\\_doc/bill\\_reports/](http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/).

<sup>3</sup> The sponsor/proponent identified 3 additional beneficiaries of this bill that were verified by USITC staff. USITC staff sent inquiries to the named beneficiaries and received a response from one. It submitted a written representation that it would benefit from this bill.

**Estimated effect on customs revenue:**

<b>HTS subheading: <u>8516.72.00</u></b>					
<del> </del>	2009	2010	2011	2012	2013
Col. 1-General rate of duty	5.3%	5.3%	5.3%	5.3%	5.3%
Estimated value <i>dutiable</i> imports	\$6,550,000	\$6,550,000	\$6,550,000	\$6,550,000	\$6,550,000
Customs revenue loss 1/	\$0	\$347,150	\$347,150	\$347,150	\$347,150

1/ There is an existing duty suspension under HTS heading 9902.23.40 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?
		(Yes/No)		
Hamilton Beach Brands, Inc. (Proponent) Tripp Dillard, 804-418-7759	03/07/2008	No	No	No
Applica, Inc. <sup>1/</sup> Terry Polistina, 954-883-1000	03/07/2008	No	No	No
Back to Basics Co. <sup>2/</sup> Mark Beesley, 801-523-6600	03/17/2008	No	No	No
Conair Corp. <sup>3/</sup> Leanardo P. Rizzuto, 203-975-4600	03/12/2008	No	No	No
Jarden Corp. David Capps, 914-967-9400	03/12/2008	No	No	No
National Presto Industries MaryJo Cohen, 715-839-2121	03/12/2008	No	No	No
Salton, Inc. <sup>1/</sup> Gary Nash, 954-883-1000	03/17/2008	No	No	No
Select Brands <sup>4/</sup> Eric Endres, 913-663-4500	03/12/2008	No	No	No

1/ Salton, Inc. merged with Applica Inc. in December 2007.

2/ Back to Basics Co. and the West Bend Co. are operating divisions of the Focus Products Group.

3/ Conair Corp. is the parent company of the Cuisinart and Waring portable appliance brand names.

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

**Technical comments:**<sup>4</sup>

None.

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<sup>4</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.

110TH CONGRESS  
1ST SESSION

# H. R. 4770

To extend the temporary suspension of duty on combination single slot toaster and toaster ovens.

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## 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

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## A BILL

To extend the temporary suspension of duty on combination single slot toaster and toaster ovens.

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. COMBINATION SINGLE SLOT TOASTER AND**  
4 **TOASTER OVENS.**

5 (a) IN GENERAL.—Heading 9902.23.40 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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