



## 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/](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)):

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

(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

The subject product, 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 also 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. In 2011, U.S. imports of the subject products totaled \$2.2 million, all from China. Opposition to this bill is noted below in the Contacts table.

## IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	8516.72.00				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty or percentage point reduction (%)	5.3	5.3	5.3	5.3	5.3
Estimated value of <i>dutiable</i> imports (\$)	5,500,000	5,500,000	5,500,000	5,500,000	5,500,000
Customs revenue loss (\$)	291,500	291,500	291,500	291,500	291,500

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

None

**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	Hamilton Beach Brands, Inc. (Interested entity) Tripp Dillard	804-418-7759	No	No	No
2	Conair Corp. John Mayorek	609-426-1300	No	No	No
3	Focus Products Group, LLC Brian Beesley	866-290-1851	No	No	No
4	Jarden Corp. Vic Michaels	561-912-4397	No	No	No
5	Kitchen Aid (Whirlpool Corp.) Sarah Bouim	202-639-9397	No	No	No
6	National Presto Industries Maryjo Cohen	715-839-2121	No	Yes	Yes
7	Spectrum Brands, Inc. Tracy Wrycha	608-275-4404	No	No	No
8	Stanley Black & Decker John Wyatt	860-225-5111	No	No	No

## Fravel, Dennis

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**From:** Anderson, Michael G.  
**Sent:** Monday, June 11, 2012 10:49 AM  
**To:** Parcan, Alexander (Intern)  
**Cc:** Fravel, Dennis  
**Subject:** Fw: Bill Reports (HR.4812 -HR.4815)

Hi Alex,

A response/opposition for four bills you're working on.

Michael-

----- Original Message -----

From: Maryjo Cohen - National Presto <[mjc@gopresto.com](mailto:mjc@gopresto.com)>  
To: Anderson, Michael G.  
Sent: Mon Jun 11 10:26:27 2012  
Subject: Re: Bill Reports (HR.4812 -HR.4815)

Dear Mr. Anderson:

Thank you the opportunity to comment on each of the bills referenced in your email.

As I stated on the phone, unless Congress removes the duty on ALL electric appliances coming from China, we are opposed to all of these bills, regardless of whether we make the product or not. Please understand that the categories listed are very narrow, yet they compete with other items - some of which are in the same class (e.g., grills with floating locks compete with our electric grills, griddles and skillets) and in some cases against the entire class of small appliances, e.g., a customer like Sam's or Costco does not carry a full line of electrical appliances, so that each appliance effectively competes with the other for limited shelf space devoted to kitchen appliances. If one is dutiable while another is not, that provides an unfair advantage to the dutiable item. At this point, all of these products are being manufactured in China - no one makes them in the U.S.

Accordingly, I'd recommend that the duties either be maintained or all duties on Chinese-made kitchen appliances be dropped.

Per your request, I will leave a comment to the above effect on each bill using the HR web site prior to the June 22, comment deadline period.

Mj

On Mon, 4 Jun 2012 11:36:26 -0400

<[Michael.Anderson@usitc.gov](mailto:Michael.Anderson@usitc.gov)> wrote:

> Dear Ms. Cohen,

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> As per our phone conversation, I am with the U.S. International Trade Commission (the Commission), an independent agency in the U.S. Government, which, among other things, provides advice to the President and Congress on all matters

112TH CONGRESS  
2D SESSION

# H. R. 4797

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

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 25, 2012

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 (relating to  
7 combination single slot toaster and toaster ovens) is  
8 amended by striking the date in the effective period col-  
9 umn and inserting “12/31/2015”.

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

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