



## 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)):**

1.4G grade fireworks (provided for in subheading 3604.10.90)

(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 products are consumer fireworks that have been approved by the U.S. Consumer Product Safety Commission. These products must be able to withstand 350 degree temperatures for two days, must not be able to explode with mechanical shock, are limited to 500 grams of composition, and cannot contain aerial bursts that have more than 130 milligrams of flash powder. They are imported mainly from China.

**IV. Estimated effect on customs revenue**

Subject product HTS subheading(s)	3604.10.90				
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 (\$)	220,000,000	230,000,000	240,000,000	250,000,000	260,000,000
Customs revenue loss (\$)	11,660,000	12,190,000	12,720,000	13,250,000	13,780,000

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**

## 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	Wolverine Fireworks (Interested entity) Josh Carter	989-662-0121	No	No	No
	2	American Pyrotechnics Association Julie Heckman	301-907-8181 240-401-4513	No	No	No
	3	Pyrotechnics Guild International John Steinberg	920-558-4681 410-655-8594	No	No	No

112TH CONGRESS  
2D SESSION

# H. R. 4981

To suspend temporarily the duty on 1.4G grade fireworks.

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IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2012

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

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## A BILL

To suspend temporarily the duty on 1.4G grade fireworks.

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. 1.4G GRADE FIREWORKS.**

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	1.4G grade fireworks (pro- vided for in subheading 3604.10.90) .....	Free	No change	No change	On or before 12/31/2015”.
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8       (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of enactment of this Act.

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