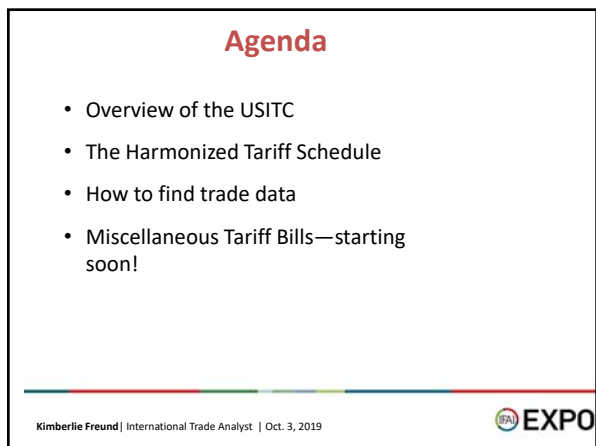




1



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The U.S. International Trade Commission



- An independent, quasijudicial Federal agency with broad investigative responsibilities on matters of international trade
- 6 Commissioners (5 currently in place)
- About 400 staff

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Mission

- Administers U.S. trade remedy laws within its mandate in a fair and objective manner
- Provides the President, USTR, and Congress with independent analysis, information, and support on matters of tariffs, international trade, and U.S. competitiveness
- Maintains the Harmonized Tariff Schedule of the United States (HTS)

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Mission (cont.)

- USITC fulfills its mission through:
 - Industry and Economic Analysis
 - General fact-finding trade related studies and FTA related analysis
 - Import Injury Investigations
 - AD/CVD (anti-dumping and countervailing duties) and safeguards
 - Intellectual Property-based Import Investigations rights
 - “337” cases – imported goods violating U.S. patents and/or copyrights
 - Maintaining the U.S. Tariff Schedule and trade information services


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Fact-Finding Publications:

- Examples
 - Year in Trade (annual)
 - Trade Shifts (annual)
 - U.S.-Mexico-Canada Trade Agreement: Likely Impact on the U.S. Economy and on Specific Industry Sectors (April 2019)
 - American Manufacturing Competitiveness Act: Effects of Temporary Duty Suspensions and Reductions on the U.S. Economy (forthcoming)
- Publications found at: https://www.usitc.gov/research_and_analysis.htm
- List of on-going investigations can be found at:
 - https://www.usitc.gov/research_and_analysis/what_we_are_working_on.htm

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Anti-Dumping and Countervailing Duties Investigations




Department of Commerce

- Initiates cases
- Determines existence and magnitude of dumping and subsidization, and
- Issues duty orders




U.S. International Trade Commission

- Makes determinations of material injury to the U.S. industry



Customs & Border Protection

- Enforces orders and collects duties at U.S. ports

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ITC Trade Remedy Resources

- AD/CVD handbook: https://www.usitc.gov/trade_remedy/documents/handbook.pdf
- ITC Trade Remedy Assistance Office (TRAO)
 - Provides **general information to small businesses and other small entities concerning the remedies and benefits** available under U.S. trade laws
 - Provides technical and legal assistance to eligible small entities seeking remedies
 - Contact Information: 1-800-343-9822 / trao@usitc.gov

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The Harmonized Tariff Schedule (HTS)

The screenshot shows the homepage of the United States International Trade Commission (USITC). A navigation menu at the top includes 'ABOUT', 'REGULATORY', 'COMMISSION NOTICES', 'PUBLICATIONS & RECORDS', and 'TRADE & TARIFFS'. Below the menu, a banner reads 'NEW USITC WEBSITE'. At the bottom, a row of icons represents different services: HTS (highlighted with a red box), ENQUIRY, REGULATORY & COMPLAINTS, EDIS, and HTS/ITS. The footer identifies the presenter as 'Kimberlie Freund | International Trade Analyst | Oct. 3, 2019' and features the 'EXPO' logo.

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HTS Uses

- Find tariff rates
- Identify a subheading for a product
 - Importing
 - To look up trade data
- Qualification for duty preferences under FTA or trade preference program
- Identify temporary duty suspensions
- Learn about rules of origin for FTAs
-and more

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Harmonized Tariff Schedule of the United States (2019) Revision 11
Annotated for Statistical Reporting Purpose

Heading/ Subheading	Rate Sub- rate	Article Description	Unit of Quantity	Rates of Duty	
				General	Special
5801		Wadding of textile materials and articles thereof; textile fibers, not exceeding 5 mm in length (lock), textile dust and mill neeps			
5801.21.00		Wadding of textile materials and articles thereof: Of cotton		3.6% ¹	Free (AU, B, BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)
	10	Wadding, in the piece (223)	kg		
	90	Other (669)	kg	6.3% ¹	Free (AU, D, DF, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)
5801.22.00		Wadding of man-made fibers			
	10	Wadding, in the piece (223)	kg		
	90	Other (669)	kg	4% ¹	Free (AU, B, BH, CA, CL, CO, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)
5801.29.00		Other			

Chapter endnote: 1/ See 9903.88.03.

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Example of a 9902 Provision (MTB)

Heading Subheading	Rate	Article Description	Unit of Quantity	Dates of Force			Effective Period
				General	Special	2	
9902.13.37	0	Acrylic staple fibers, carded, combed or otherwise processed for spinning, containing by weight 92 percent or more of polyacrylonitrile, not more than 0.01 percent of zinc and 2 percent or more but not over 8 percent of water, such fibers dyed or raw white (undyed), such fibers with an average density of 1.15 g/cm ³ or minus 15 percent (provided for in subheading 5506.30.00)	kg	Free	No change	No change	On or before 12/31/2000
9902.13.38	0	Acrylic staple fibers, carded, combed or otherwise processed for spinning, containing by weight 92 percent or more of					

Annotated for Statistical Reporting Purposes XXI
99 - 8 - 100

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How do I find out where my good is classified?

- Use the HTS search function: <https://hts.usitc.gov/>
- HTS Section Notes (online by clicking on first chapter of Section in HTS)
- HTS Chapter Notes (precedes tariff pages)
- CBP Customs Rulings Online Search System (not an ITC function)
 - <https://rulings.cbp.gov/home>
 - Search using key words or HTS subheading
 - Hint: Look at most recent rulings first
- Request a Customs ruling: <https://erulings.cbp.gov/home>

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Go to "General Notes" for Rules of Origin under FTAs

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DATAWEB

- DataWeb provides **U.S. merchandise trade and tariff data** in a user friendly web interface.
- Trade data for 1989 to the present are available on a monthly, quarterly, annual, or year-to-date basis
- Customize product and country groups

dataweb.usitc.gov

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Import and Export Concordance

Level	U.S. HTS-Imports	Schedule B - Exports
2 digits	Chapter 52	same
4 digits	Heading 5205	same
6 digits	Subheading 5205.26	same
8 digits	Subheading 5205.26.00 Level that duty is applied (e.g., 3.5%)	not available
10 digits	Statistical reporting number 5205.26.00.20	Schedule B number 5205.26.0000 (doesn't always match up to imports at 10-digit)


Note: Schedule B is maintained by the Bureau of Census:
<https://www.census.gov/foreign-trade/schedules/b/index.html>

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Miscellaneous Tariff Bill Process

- **American Manufacturing Competitiveness Act of 2016 (AMCA)**
 - Established a new petition process for requests for temporary duty suspensions and reductions
 - 10-month process
 - Involves multiple federal agencies
 - USITC final report issued **August 8, 2017**
- **Miscellaneous Tariff Bill Act of 2018 (MTB Act of 2018)**
 - Signed by the President on September 13, 2018
 - Contains 9902 headings for 1,655 discrete products
 - 9902 provisions took effect on October 13, 2018 (will expire on December 31, 2020)




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Example of a 9902 Provision (MTB)

Heading Subheading	Article Description	Line of Quantity	Status of Duty		Effective Period
			General	Special	
9902.13.37	Acrylic staple fibers, carded, combed or otherwise processed for spinning, containing by weight 92 percent or more of polyacrylonitrile, not more than 0.01 percent of zinc and 2 percent or more but not over 8 percent of water, such fibers dyed or raw white (undyed), such fibers with an average deceleration of 1.1 g/minute or minus 10 percent) (provided for in subheading 5506.30.00)	1	Free	No change	On or before 12/31/2020
9902.13.38	Acrylic staple fibers, carded, combed or otherwise processed for spinning, containing by weight 92 percent or more of	1		No change	




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MTBPS Process and Timeline for 2019

Mid-October 2019 - MTB petition portal opens for 60 days
Mid-December 2019 - MTB petition portal closes
Mid-January 2020 - MTB comment portal opens for 45 days
Mid-April 2020 – Commerce delivers its report to Congress and USITC (includes CBP comments)
Early June 2020 – USITC issues its preliminary report to Congress and public
Early August 2020 – USITC issues its final report to Congress and public




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More Information on the MTB Process


- Background information on the MTP petition process at https://www.usitc.gov/mtb_landing.htm
 - Webinars
 - AMCA statute
 - Commission rules
 - Guide on how to file a petition
 - And more....
- 2016 Report and MTBPS portal <https://mtbps.usitc.gov/external/>

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Thank You



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See you next year!



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