

108TH CONGRESS
2D SESSION

H. R. 4287

To amend the Harmonized Tariff Schedule of the United States relating to imports of certain wool products, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2004

Mr. HOUGHTON (for himself, Ms. SLAUGHTER, Mr. SHAW, Mrs. EMERSON, Mr. ROGERS of Alabama, Mr. HOBSON, Mr. REYNOLDS, and Mr. WALSH) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Harmonized Tariff Schedule of the United States relating to imports of certain wool products, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “Wool Suit and Textile
5 Trade Extension Act of 2004”.

1 **SEC. 2. EXTENSION AND MODIFICATION OF DUTY SUSPEN-**
2 **SION ON WOOL PRODUCTS, WOOL RESEARCH**
3 **FUND, WOOL DUTY REFUNDS.**

4 (a) EXTENSION OF TEMPORARY DUTY REDUC-
5 TIONS.—

6 (1) HEADING 9902.51.11.—Heading 9902.51.11
7 of the Harmonized Tariff Schedule of the United
8 States is amended—

9 (A) by striking “2005” and inserting
10 “2010”; and

11 (B) by striking “17.5%” and inserting
12 “10%”.

13 (2) HEADING 9902.51.12.—Heading 9902.51.12
14 of the Harmonized Tariff Schedule of the United
15 States is amended by striking “2005” and inserting
16 “2010”.

17 (3) HEADING 9902.51.13.—Heading 9902.51.13
18 of the Harmonized Tariff Schedule of the United
19 States is amended by striking “2005” and inserting
20 “2010”.

21 (4) HEADING 9902.51.14.—Heading 9902.51.14
22 of the Harmonized Tariff Schedule of the United
23 States is amended by striking “2005” and inserting
24 “2010”.

25 (b) MODIFICATION OF LIMITATION ON QUANTITY OF
26 IMPORTS.—

1 (1) NOTE 15.—U.S. Note 15 to subchapter II
2 of chapter 99 of the Harmonized Tariff Schedule of
3 the United States is amended—

4 (A) by striking “and” after “2002,”; and

5 (B) by striking “year 2003” and all that
6 follows through the end period and inserting
7 the following: “years 2003 and 2004, and
8 5,500,000 square meter equivalents in calendar
9 year 2005 and each calendar year thereafter for
10 the benefit of persons who cut and sew men’s
11 and boys’ worsted wool suits and suit-like jack-
12 ets and trousers in the United States, allocated
13 as required by section 501(e)(1) of the Trade
14 and Development Act of 2000.”.

15 (2) NOTE 16.—U.S. Note 16 to subchapter II
16 of chapter 99 of the Harmonized Tariff Schedule of
17 the United States is amended—

18 (A) by striking “shall be limited to
19 1,500,000” and inserting “shall be limited to—
20 “(1) 1,500,000”;

21 (B) by striking “and” after “2002,”; and

22 (C) by striking “year 2003” and all that
23 follows through the end 5period and inserting
24 the following: “years 2003 and 2004, 5,000,000
25 square meter equivalents in calendar year 2005

1 and each calendar year thereafter for the ben-
2 efit of persons who cut and sew men’s and boys’
3 worsted wool suits and suit-like jackets and
4 trousers in the United States, allocated as re-
5 quired by section 501(e)(1) of the Trade and
6 Development Act of 2000; and

7 “(b) 2,000,000 square meter equivalents in cal-
8 endar year 2005 and each calendar year thereafter
9 for the benefit of manufacturers who weave worsted
10 wool fabric in the United States suitable for use in
11 men’s and boys’ suits, allocated as required by sec-
12 tion 501(e)(2) of the Trade and Development Act of
13 2000.”.

14 (3) CONFORMING AMENDMENTS.—

15 (A) SUNSET STAGED REDUCTION RE-
16 QUIREMENT.—Section 501(a)(2) of the Trade
17 and Development Act of 2000 (Public Law
18 106–200; 114 Stat. 299) is amended by insert-
19 ing before the period “for goods entered, or
20 withdrawn from warehouse for consumption, be-
21 fore January 1, 2005”.

22 (B) ALLOCATION OF TARIFF RATE
23 QUOTAS.—Section 501(e) of the Trade and De-
24 velopment Act of 2000 (Public Law 106–200;
25 114 Stat. 300) is amended—

1 (i) by striking “In implementing” and
2 inserting “(1) In implementing”;

3 (ii) by striking “16” and inserting
4 “16(a)”; and

5 (iii) by adding at the end the fol-
6 lowing:

7 “(2) In implementing the limitation on the
8 quantity of worsted wool fabrics under heading
9 9902.51.12 of the Harmonized Tariff Schedule of
10 the United States, as required by U.S. Note 16(b)
11 of subchapter II of chapter 99 of such Schedule, for
12 the entry, or withdrawal from warehouse for con-
13 sumption, the Secretary of Commerce shall adopt
14 regulations to allocate fairly such quantity to manu-
15 facturers who weave worsted wool fabric in the
16 United States suitable for use in men’s and boys’
17 suits and who apply for an allocation.”.

18 (C) SUNSET AUTHORITY TO MODIFY LIM-
19 TATION ON QUANTITY.—Section 504(b) of the
20 Trade and Development Act of 2000 (Public
21 Law 106–200; 114 Stat. 301) is repealed, effec-
22 tive January 1, 2005.

23 (e) EXTENSION OF DUTY REFUNDS AND WOOL RE-
24 SEARCH TRUST FUND.—

1 (1) IN GENERAL.—The United States Customs
2 Service shall pay to each manufacturer that receives
3 a payment during calendar year 2005 under section
4 505 of the Trade and Development Act of 2000
5 (Public Law 106–200; 114 Stat. 303), as amended
6 by section 5101 of the Trade Act of 2002 (116 Stat.
7 1041), and that provides an affidavit, no later than
8 March 1 of the year of the payment, that it remains
9 a manufacturer in the United States as of January
10 1 of the year of the payment, 5 additional payments,
11 each payment equal to the payment received for cal-
12 endar year 2005 as follows:

13 (A) The first payment to be made after
14 January 1, 2006, but on or before April 15,
15 2006.

16 (B) The second, third, fourth, and fifth
17 payments to be made after January 1, but on
18 or before April 15, of each of the following four
19 calendar years.

20 (2) SUCCESSOR-IN-INTEREST.—Any manufac-
21 turer that becomes a successor-in-interest to a claim-
22 ant of a payment under section 505 of the Trade
23 and Development Act of 2000, as amended by sec-
24 tion 5101 of the Trade Act of 2002, because of—

25 (A) an assignment of the claim,

1 (B) an assignment of the original claim-
2 ant's right to manufacture under the same
3 trade name,

4 (C) a reorganization,
5 or otherwise, shall be eligible to claim the payment
6 as if the successor manufacturer were the original
7 claimant, without regard to section 3727 of title 31,
8 United States Code. Such right to claim payment as
9 a successor shall be effective as if the right were in-
10 cluded in section 505 of the Trade and Development
11 Act of 2000.

12 (3) EXTENSION OF WOOL RESEARCH, DEVELOP-
13 MENT, AND PROMOTION TRUST FUND.—Section
14 506(f) of the Trade and Development Act of 2000
15 (Public Law 106–200; 114 Stat. 303), as amended
16 by section 5102(c)(2) of the Trade Act of 2002 (116
17 Stat. 1047), is amended by striking “2006” and in-
18 serting “2011”.

19 (4) COMMERCE AUTHORITY TO PROMOTE DO-
20 MESTIC EMPLOYMENT.—

21 (A) GRANTS TO MANUFACTURERS OF WOR-
22 STED WOOL FABRICS.—The Secretary of Com-
23 merce shall provide to—

24 (i) persons who were, during calendar
25 years 1999, 2000, and 2001, manufactur-

1 ers of worsted wool fabric of the kind de-
2 scribed in heading 9902.51.12 of the Har-
3 monized Tariff Schedule of the United
4 States, and

5 (ii) persons who were, during such
6 calendar years, manufacturers of worsted
7 wool fabric of the kind described in head-
8 ing 9902.51.11 of the Harmonized Tariff
9 Schedule of the United States,

10 grants in each of calendar years 2005 through
11 2010 in the amounts determined under sub-
12 paragraph (B).

13 (B) AMOUNTS.—(i) The total amount of
14 grants to manufacturers under subparagraph
15 (A)(i) shall be \$2,666,000 each calendar year,
16 allocated among such manufacturers on the
17 basis of the percentage of each manufacturer’s
18 production of the fabric described in heading
19 9902.51.12 of the Harmonized Tariff Schedule
20 of the United States for calendar years 1999,
21 2000, and 2001, compared to the production of
22 such fabric by all such manufacturers who qual-
23 ify under subparagraph (A)(i) for such grants.

24 (ii) The total amount of grants to manu-
25 facturers under subparagraph (A)(ii) shall be

1 \$2,666,000 each calendar year, allocated among
2 such manufacturers on the basis of the percent-
3 age of each manufacturer's production of the
4 fabric described in heading 9902.51.11 of the
5 Harmonized Tariff Schedule of the United
6 States for calendar years 1999, 2000, and
7 2001, compared to the production of such fab-
8 ric by all manufacturers who qualify under sub-
9 paragraph (A)(ii) for such grants.

10 (iii) Any grant awarded by the Secretary
11 under this paragraph shall be final and not sub-
12 ject to appeal or protest.

13 (5) AUTHORIZATION.—There are authorized to
14 be appropriated and are hereby appropriated out of
15 amounts in the general fund of the Treasury not
16 otherwise appropriated such sums as are necessary
17 to carry out this subsection.

18 (d) EFFECTIVE DATE FOR DUTY REDUCTION.—The
19 amendment made by subsection (a)(1)(B) shall apply to
20 goods entered, or withdrawn from warehouse for consump-
21 tion, on or after January 1, 2005.

1 **SEC. 3. LABELING OF WOOL PRODUCTS TO FACILITATE**
2 **COMPLIANCE AND PROTECT CONSUMERS.**

3 (a) IN GENERAL.—Section 4 of the Wool Products
4 Labeling Act of 1939 (15 U.S.C. 68b(a)) is amended by
5 adding at the end the following new paragraph:

6 “(5) In the case of a wool product stamped,
7 tagged, labeled, or otherwise identified as—

8 “(A) ‘Super 80’s’ or ‘80’s’, if the average
9 fiber diameter thereof does not average 19.5
10 microns or finer;

11 “(B) ‘Super 90’s’ or ‘90’s’, if the average
12 fiber diameter thereof does not average 19.0
13 microns or finer;

14 “(C) ‘Super 100’s’ or ‘100’s’, if the aver-
15 age fiber diameter thereof does not average
16 18.5 microns or finer;

17 “(D) ‘Super 110’s’ or ‘110’s’, if the aver-
18 age diameter of wool fiber thereof does not av-
19 erage 18.0 microns or finer;

20 “(E) ‘Super 120’s’ or ‘120’s’, if the aver-
21 age diameter of wool fiber thereof does not av-
22 erage 17.5 microns or finer;

23 “(F) ‘Super 130’s’ or ‘130’s’, if the aver-
24 age diameter of wool fiber thereof does not av-
25 erage 17.0 microns or finer;

1 “(G) ‘Super 140’s’ or ‘140’s’, if the aver-
2 age diameter of wool fiber thereof does not av-
3 erage 16.5 microns or finer;

4 “(H) ‘Super 150’s’ or ‘150’s’, if the aver-
5 age diameter of wool fiber thereof does not av-
6 erage 16.0 microns or finer;

7 “(I) ‘Super 160’s’ or ‘160’s’, if the average
8 diameter of wool fiber thereof does not average
9 15.5 microns or finer;

10 “(J) ‘Super 170’s’ or ‘170’s’, if the aver-
11 age diameter of wool fiber thereof does not av-
12 erage 15.0 microns or finer;

13 “(K) ‘Super 180’s’ or ‘180’s’, if the aver-
14 age diameter of wool fiber thereof does not av-
15 erage 14.5 microns or finer;

16 “(L) ‘Super 190’s’ or ‘190’s’, if the aver-
17 age diameter of wool fiber thereof does not av-
18 erage 14.0 microns or finer;

19 “(M) ‘Super 200’s’ or ‘200’s’, if the aver-
20 age diameter of wool fiber thereof does not av-
21 erage 13.5 microns or finer; and

22 “(N) ‘Super 210’s’ or ‘210’s’, if the aver-
23 age diameter of wool fiber thereof does not av-
24 erage 13.0 microns or finer.

1 In each such case, the average fiber diameter may
2 be subject to a variation of 0.25 microns, and may
3 be subject to such other standards or deviations
4 therefrom as adopted by regulation by the Commis-
5 sion.”.

6 (b) EFFECTIVE DATE.—The amendments made by
7 this section shall apply to wool products manufactured on
8 or after January 1, 2005.

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