

105TH CONGRESS  
1ST SESSION

# H. R. 2339

Relating to the tariff treatment of nuclear fuel assemblies.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 31, 1997

Mrs. JOHNSON of Connecticut (for herself and Mrs. KENNELLY of Connecticut) introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

Relating to the tariff treatment of nuclear fuel assemblies.

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. NUCLEAR FUEL ASSEMBLIES.**

4       (a) IN GENERAL.—The Additional U.S. Notes to  
5       chapter 84 of the Harmonized Tariff Schedule of the  
6       United States (19 U.S.C. 3007) are amended by adding  
7       at the end the following new note:

8       “3. Subheading 8401.30.00 applies only to fuel rods  
9       which are collected into bundles to form fuel as-  
10       semblies. Enriched uranium compound shipped  
11       abroad and converted into sintered, enriched

1           uranium dioxide pellets and then inserted into  
2           zirconium alloy tubing which is sealed by the  
3           means of plugs which are welded into either end  
4           are to be classified as follows:

5           “(a) The uranium pellets are to be classified  
6                 under subheading 2844.20.00 as uranium  
7                 oxide.

8           “(b) The zirconium tubing is to be classified as  
9                 an article of base metal in subheading  
10                8109.90.00.”.

11       (b) EFFECTIVE DATE.—The amendment made by  
12 this section applies to goods entered, or withdrawn from  
13 warehouse for consumption, on or after the 15th day after  
14 the date of the enactment of this Act.

15 **SEC. 2. RETROACTIVE APPLICATION.**

16       (a) IN GENERAL.—Notwithstanding section 514 of  
17 the Tariff Act of 1930 or any other provision of law, upon  
18 proper request filed with the Customs Service before the  
19 90th day after the date of the enactment of this Act, any  
20 entry of eligible goods—

21           (1) that was made after January 15, 1996, and  
22       before the 15th day after the date of the enactment  
23       of this Act, and

1           (2) with respect to which there would have been  
2           a lesser duty if the amendment made by section 1(a)  
3           applied to such entry,  
4 shall be liquidated or reliquidated as if such amendment  
5 applied to such entry.

6           (b) ELIGIBLE GOODS.—For purposes of this section,  
7 the term “eligible goods” means goods classified under  
8 subheadings 2844.20.00 and 8109.90.00 of the Har-  
9 monized Tariff Schedule of the United States, pursuant  
10 to Additional U.S. Note 3 to chapter 84 of such Schedule,  
11 as added by section 1(a) of this Act.

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