



[Billing Code 3290-F8]

## **OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE**

### **Notice of Action Pursuant to Section 301: China's Acts, Policies, and Practices Related to Technology Transfer, Intellectual Property, and Innovation**

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice.

**SUMMARY:** The U.S. Trade Representative (Trade Representative) has determined that appropriate action in this investigation includes the imposition of an additional *ad valorem* duty of 25 percent on products from China classified in the subheadings of the Harmonized Tariff Schedule of the United States (HTSUS) set out in Annex A of this notice. The Trade Representative has further determined to establish a process by which U.S. stakeholders may request that particular products classified within a covered tariff subheading in Annex A be excluded from these additional duties.

**DATES:** The additional duties set out in Annex A to this notice are effective with respect to products that are entered for consumption, or withdrawn from warehouse for consumption, on or after August 23, 2018.

**FOR FURTHER INFORMATION CONTACT:** For questions about this action, contact Assistant General Counsel Arthur Tsao or Director of Industrial Goods Justin Hoffmann at (202) 395-5725. For questions on customs classification or implementation of additional duties on products identified in Annex A to this Notice, contact [Traderemedies@cbp.dhs.gov](mailto:Traderemedies@cbp.dhs.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **A. Proceedings in the Investigation**

On August 18, 2017, the Office of the U.S. Trade Representative (USTR) initiated an investigation into certain acts, policies, and practices of the Government of China related to technology transfer, intellectual property, and innovation (82 FR 40213).

In a notice published on April 6, 2018 (83 FR 14906), the Trade Representative announced a determination that the acts, policies, and practices of the Government of China covered in the investigation are unreasonable or discriminatory and burden or restrict U.S. commerce. The April 6 notice also invited public comment on a proposed action in the investigation, in the form of an additional 25 percent *ad valorem* duty on products from China classified in a list of 1,333 tariff subheadings, with an annual trade value of approximately \$50 billion. As explained in that notice, the level was appropriate both in light of the estimated harm to the U.S. economy, and to obtain elimination of China's harmful acts, policies, and practices.

The public comment process included two opportunities for the submission of written comments, and the opportunity to participate in a public hearing. USTR received thousands of submissions, and held a 3-day public hearing with more than 100 witnesses. The public versions of submissions and a transcript of the hearing are available on [www.regulations.gov](http://www.regulations.gov) in docket number USTR-2018-0005.

USTR and the interagency Section 301 Committee carefully reviewed the public comments and the testimony from the public hearing. USTR and the Section 301 Committee also carefully reviewed the extent to which the tariff subheadings in the April 6 notice include products containing industrially significant technology, including technologies and products related to China's "Made in China 2025" industrial policy program.

Based on this review process, the Trade Representative determined to take an initial action in the investigation, and to consider an additional proposed action. The Trade Representative

announced the determination on June 15, 2018, and published a notice on June 20, 2018 (83 FR 28710). The Trade Representative narrowed the proposed list in the April 6 notice to 818 tariff subheadings, with an approximate annual trade value of \$34 billion. This initial action became effective on July 6, 2018. The additional proposed action was an additional *ad valorem* duty of 25 percent on products of China classified in 284 tariff subheadings, with an annual trade value of approximately \$16 billion, as set forth in Annex C to the June 20 notice. The June 20 notice further explained that including these tariff subheadings in the Section 301 action would maintain the effectiveness of a \$50 billion trade action.

The June 20 notice invited public comment on the additional proposed action. USTR requested that commenters address specifically whether imposing increased duties on a particular listed subheading would be practicable or effective to obtain the elimination of China's acts, policies, and practices, and whether maintaining or imposing additional duties on a particular listed product would cause disproportionate economic harm to U.S. interests, including small or medium-sized businesses and consumers.

In response to the notice of additional proposed action, interested persons filed over 700 written submissions. USTR and the Section 301 Committee held a 2-day public hearing on July 24–25, 2018. During the hearing, 82 witnesses provided testimony and responded to questions. Interested parties also had the opportunity to provide rebuttal submissions. The public submissions and a transcript of the hearing are available on [www.regulations.gov](http://www.regulations.gov) in docket number USTR–2018–0018.

## **B. Determination on Appropriate Action**

USTR and the Section 301 Committee have carefully reviewed the public comments and the testimony from the two-day public hearing. In addition, USTR and the interagency Section 301

Committee have carefully reviewed the extent to which the tariff subheadings in Annex C to the June 20 notice include products containing industrially significant technology, including technologies and products related to the “Made in China 2025” program. Based on this review process, the Trade Representative has determined to narrow the proposed tariff subheadings in Annex C to the June 20 notice to 279 tariff subheadings. The annual trade value of the final list remains approximately \$16 billion.

Pursuant to sections 301(b), 301(c), and 304(a) of the Trade Act of 1974 (19 U.S.C. 2411(b), 2411(c), and 2414(a)), the Trade Representative determines that appropriate and feasible action in this investigation includes the imposition of an additional *ad valorem* duty of 25 percent on products of China covered in the tariff subheadings listed in Annex A to this notice. Annex B to this notice contains the same list of tariff subheadings, with unofficial descriptions of the types of products covered in each subheading.

In order to implement this determination, effective August 23, 2018, subchapter III of chapter 99 of the HTSUS is modified by Annex A of this notice. Products of China that are provided for in new HTSUS heading 9903.88.02, as established by Annex A of this notice that are entered for consumption, or withdrawn from warehouse for consumption, on or after 12:01 am Eastern daylight time on August 23, 2018, will be subject to an additional *ad valorem* duty of 25 percent. The rates of duty applicable to products of China that are provided for in new HTSUS heading 9903.88.02 apply in addition to all other applicable duties, fees, exactions, and charges.

The HTSUS note in Annex A, as compared to the HTSUS note in Annex A to the June 20 notice, includes clarifications on the application of the additional duties to goods entered under certain provisions of Chapter 98 and 99 of the HTSUS. Annex C to this notice modifies the HTSUS note in Annex A to the June 20 notice in order to reflect these clarifications. In addition,

Annex C makes a conforming amendment to the HTSUS heading in Annex A to the June 20 notice, and makes a technical correction to the HTSUS note in Annex A to the June 20 notice.

Any product listed in Annex A to this notice, except any product that is eligible for admission under ‘domestic status’ as defined in 19 CFR 146.43, which is subject to the additional duty imposed by this determination, and is admitted into a U.S. foreign trade zone on or after 12:01 am Eastern daylight time on August 23, 2018, only may be admitted as ‘privileged foreign status’ as defined in 19 CFR 146.41. Such products will be subject upon entry for consumption to any *ad valorem* rates of duty or quantitative limitations related to the classification under the applicable HTSUS subheading.

During the notice and comment process, a number of interested persons asserted that specific products within a particular tariff subheading only were available from China, that imposition of additional duties on the specific products would cause severe economic harm to a U.S. interest, and that the specific products were not strategically important or related to the “Made in China 2025” program. In light of such concerns, and pursuant to sections 301(b), 301(c), 304(a), and 307(a) of the Trade Act of 1974 (19 U.S.C. 2411(b), 2411(c), 2414(a), and 2417(a)), the Trade Representative has determined that USTR will establish a process by which U.S. stakeholders may request that particular products classified within an HTSUS subheading listed in Annex A be excluded from these additional duties. The process will be comparable to the exclusion process established in connection with the initial, \$34 billion trade action. USTR will publish a separate notice describing the product exclusion process, including the procedures for submitting exclusion requests, and an opportunity for interested persons to submit oppositions to a request.

Robert Lighthizer  
United States Trade Representative.

**ANNEX A**

Effective with respect to goods entered for consumption, or withdrawn from warehouse for consumption, on or after 12:01 a.m. eastern daylight time on August 23, 2018, subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States (HTSUS) is modified:

1. by inserting the following new heading 9903.88.02 in numerical sequence, with the material in the new heading inserted in the columns of the HTSUS labeled “Heading/Subheading”, “Article Description”, “Rates of Duty 1-General”, respectively:

Heading/ Subheading	Article Description	Rates of Duty		
		1		2
		General	Special	
“9903.88.02	Articles the product of China, as provided for in U.S. note 20(c) to this subchapter and as provided for in the subheadings enumerated in U.S. note 20(d) . . . . .	The duty provided in the applicable subheading + 25%”		

2. by inserting the following new U.S. note 20(c) to subchapter III of chapter 99 in numerical sequence:

“(c) For the purposes of heading 9903.88.02, products of China, as provided for in this note, shall be subject to an additional 25 percent *ad valorem* rate of duty. The products of China that are subject to an additional 25 percent *ad valorem* rate of duty under heading 9903.88.02 are products of China that are classified in the subheadings enumerated in U.S. note 20(d) to subchapter III. All products of China that are classified in the subheadings enumerated in U.S. note 20(d) to subchapter III are subject to the additional 25 percent *ad valorem* rate of duty imposed by heading 9903.88.02.

Notwithstanding U.S. note 1 to this subchapter, all products of China that are subject to the additional 25 percent *ad valorem* rate of duty imposed by heading 9903.88.02 shall also be subject to the general rates of duty imposed on products of China classified in the subheadings enumerated in U.S. note 20(d) to subchapter III.

Products of China that are classified in the subheadings enumerated in U.S. note 20(d) to subchapter III and that are eligible for special tariff treatment under general note 3(c)(i) to the tariff schedule, or that are eligible for temporary duty exemptions or reductions under subchapter II to chapter 99, shall be subject to the additional 25 percent *ad valorem* rate of duty imposed by heading 9903.88.02.

The additional duties imposed by heading 9903.88.02 do not apply to goods for which entry is properly claimed under a provision of chapter 98 of the HTSUS, except for goods entered under subheadings 9802.00.40, 9802.00.50, and 9802.00.60, and heading 9802.00.80. For subheadings 9802.00.40, 9802.00.50, and 9802.00.60, the additional duties apply to the value of repairs, alterations, or processing performed abroad, as described in the applicable subheading. For heading 9802.00.80, the

additional duties apply to the value of the article less the cost or value of such products of the United States, as described in heading 9802.00.80.”

Products of China that are provided for in heading 9903.88.02 and classified in one of the subheadings enumerated in U.S. note 20(d) to subchapter III shall continue to be subject to antidumping, countervailing, or other duties, fees, exactions and charges that apply to such products, as well as to the additional 25 percent *ad valorem* rate of duty imposed by heading 9903.88.02.”

3. by inserting the following new U.S. note 20(d) to subchapter III of chapter 99 in numerical sequence:

“(d) Heading 9903.88.02 applies to all products of China that are classified in the following 8-digit subheadings:

2710.19.30	3904.50.00	3909.10.00	3917.40.00	3921.12.11
2710.19.35	3904.61.00	3909.20.00	3919.10.10	3921.12.15
2710.19.40	3904.69.10	3909.40.00	3919.10.20	3921.12.19
3403.19.10	3904.69.50	3909.50.10	3919.90.10	3921.12.50
3403.19.50	3904.90.10	3909.50.20	3919.90.50	3921.13.11
3403.99.00	3904.90.50	3909.50.50	3920.10.00	3921.13.15
3811.21.00	3905.12.00	3910.00.00	3920.20.00	3921.13.19
3811.29.00	3905.19.00	3911.10.00	3920.30.00	3921.13.50
3901.10.10	3905.21.00	3911.90.10	3920.43.10	3921.14.00
3901.10.50	3905.29.00	3911.90.15	3920.43.50	3921.19.00
3901.20.10	3905.30.00	3911.90.25	3920.49.00	3921.90.11
3901.20.50	3905.91.10	3911.90.35	3920.51.10	3921.90.15
3901.30.20	3905.91.50	3911.90.45	3920.51.50	3921.90.19
3901.30.60	3905.99.80	3911.90.70	3920.59.10	3921.90.21
3901.90.10	3906.10.00	3911.90.90	3920.59.40	3921.90.25
3901.90.55	3906.90.10	3912.12.00	3920.59.80	3921.90.29
3901.90.90	3906.90.20	3912.20.00	3920.61.00	3921.90.40
3902.10.00	3906.90.50	3912.39.00	3920.62.00	3921.90.50
3902.20.10	3907.10.00	3912.90.00	3920.63.10	7002.20.10
3902.20.50	3907.20.00	3913.90.10	3920.63.20	7308.10.00
3902.30.00	3907.30.00	3913.90.50	3920.69.00	7308.20.00
3902.90.00	3907.40.00	3914.00.20	3920.71.00	7308.90.30
3903.11.00	3907.50.00	3914.00.60	3920.73.00	7308.90.60
3903.19.00	3907.61.00	3916.10.00	3920.79.05	7308.90.70
3903.20.00	3907.69.00	3916.20.00	3920.79.10	7308.90.95
3903.30.00	3907.70.00	3916.90.10	3920.79.50	7614.10.10
3903.90.10	3907.91.20	3916.90.30	3920.91.00	7614.90.20
3903.90.50	3907.91.40	3916.90.50	3920.92.00	8406.82.10
3904.10.00	3907.91.50	3917.21.00	3920.93.00	8407.34.05
3904.21.00	3907.99.20	3917.22.00	3920.94.00	8407.34.35
3904.22.00	3907.99.50	3917.23.00	3920.99.10	8407.90.10
3904.30.20	3908.10.00	3917.29.00	3920.99.20	8407.90.90
3904.30.60	3908.90.20	3917.31.00	3920.99.50	8408.20.10
3904.40.00	3908.90.70	3917.32.00	3921.11.00	8419.60.10

8419.89.10	8541.10.00	9025.19.40
8419.89.95	8541.40.60	9025.19.80
8420.10.20	8542.31.00	9025.80.10
8420.99.10	8542.32.00	9027.10.20
8424.82.00	8542.33.00	9028.10.00
8424.89.90	8542.39.00	9028.20.00
8432.29.00	8542.90.00	9028.30.00
8432.31.00	8543.70.45	9029.20.40
8432.39.00	8543.70.99	9029.90.80
8432.42.00	8544.49.10	9030.31.00
8443.99.40	8544.49.20	9030.32.00
8455.90.40	8544.60.60	9030.84.00
8464.10.01	8601.20.00	9030.89.01”
8465.95.00	8602.10.00	
8466.30.80	8605.00.00	
8473.50.60	8606.10.00	
8473.50.90	8606.30.00	
8475.29.00	8606.91.00	
8483.30.80	8606.92.00	
8486.10.00	8606.99.01	
8486.20.00	8607.11.00	
8486.30.00	8607.19.03	
8486.40.00	8607.19.30	
8486.90.00	8607.30.10	
8501.10.20	8607.30.50	
8501.10.60	8701.20.00	
8501.20.40	8701.30.50	
8501.31.40	8701.91.10	
8501.31.80	8701.91.50	
8501.32.20	8701.92.10	
8501.32.60	8701.92.50	
8501.33.20	8701.93.10	
8501.33.30	8701.93.50	
8501.52.40	8701.94.10	
8501.53.60	8701.94.50	
8503.00.95	8701.95.10	
8507.80.40	8701.95.50	
8507.80.81	8704.90.00	
8511.80.20	8705.10.00	
8511.80.40	8705.20.00	
8511.90.20	8705.90.00	
8511.90.40	8711.10.00	
8529.10.91	8711.60.00	
8533.90.40	8711.90.01	
8536.30.80	8901.30.00	
8536.50.70	9001.10.00	
8536.70.00	9001.20.00	
8537.10.30	9014.10.90	



## ANNEX B

Note: All products that are classified in the 8-digit headings of the Harmonized Tariff Schedule of the United States (HTS) that are listed in this Annex are covered by the action. The product descriptions that are contained in this Annex are provided for informational purposes only, and are not intended to delimit in any way the scope of the action. In all cases, the formal language in Annex A governs the tariff treatment of products covered by the action. Any questions regarding the scope of particular HTS subheadings should be referred to U.S. Customs and Border Protection. In the product descriptions, the abbreviation "nesoi" means "not elsewhere specified or included".

HTS Subheading	Product Description
2710.19.30	Lubricating oils, w/or w/o additives, fr. petro oils and bitumin minerals (o/than crude) or preps. 70%+ by wt. fr. petro oils
2710.19.35	Lubricating greases from petro oil/bitum min/70%+ by wt. fr. petro. oils but n/o 10% by wt. of fatty acid salts animal/vegetable origin
2710.19.40	Lubricating greases from petro oil/bitum min/70%+ by wt. fr. petro. oils > 10% by wt. of fatty acid salts animal/vegetable origin
3403.19.10	Lubricating preparations containing 50% but less than 70% by weight of petroleum oils or of oils obtained from bituminous minerals
3403.19.50	Lubricating preparations containing less than 50% by weight of petroleum oils or of oils from bituminous minerals
3403.99.00	Lubricating preparations (incl. lubricant-based preparations), nesoi
3811.21.00	Additives for lubricating oils containing petroleum oils or oils obtained from bituminous minerals
3811.29.00	Additives for lubricating oils, nesoi
3901.10.10	Polyethylene having a specific gravity of less than 0.94 and having a relative viscosity of 1.44 or more, in primary forms
3901.10.50	Polyethylene having a specific gravity of less than 0.94, in primary forms, nesoi
3901.20.10	Polyethylene having a specific gravity of 0.94 or more and having a relative viscosity of 1.44 or more, in primary forms
3901.20.50	Polyethylene having a specific gravity of 0.94 or more, in primary forms, nesoi
3901.30.20	Ethylene copolymer: Vinyl acetate-vinyl chloride-ethylene terpoly w/ < 50% deriv of vinyl acetate, exc polymer aromatic/mod arom monomers
3901.30.60	Ethylene-vinyl acetate copolymers, nesoi
3901.90.10	Polymers of ethylene, nesoi, in primary forms, elastomeric
3901.90.55	Ethylene copolymers, in primary forms, other than elastomeric
3901.90.90	Polymers of ethylene, nesoi, in primary forms, other than elastomeric
3902.10.00	Polypropylene, in primary forms
3902.20.10	Polyisobutylene, elastomeric, in primary forms
3902.20.50	Polyisobutylene, other than elastomeric, in primary forms
3902.30.00	Propylene copolymers, in primary forms
3902.90.00	Polymers of propylene or of other olefins, nesoi, in primary forms
3903.11.00	Polystyrene, expandable, in primary forms
3903.19.00	Polystyrene, other than expandable, in primary forms
3903.20.00	Styrene-acrylonitrile (SAN) copolymers, in primary forms
3903.30.00	Acrylonitrile-butadiene-styrene (ABS) copolymers, in primary forms

HTS Subheading	Product Description
3903.90.10	Methyl methacrylate-butadiene-styrene (MBS) copolymers, in primary forms
3903.90.50	Polymers of styrene, nesoi, in primary forms
3904.10.00	Polyvinyl chloride, not mixed with any other substances, in primary forms
3904.21.00	Polyvinyl chloride, mixed with other substances, nonplasticized, in primary forms
3904.22.00	Polyvinyl chloride, mixed with other substances, plasticized, in primary forms
3904.30.20	Vinyl chloride copolymer: Vinyl acetate-vinyl chloride-ethylene terpoly w/< 50% deriv vinyl acetate, exc polymer aromatic/mod arom monomers
3904.30.60	Vinyl chloride-vinyl acetate copolymers, nesoi
3904.40.00	Vinyl chloride copolymers nesoi, in primary forms
3904.50.00	Vinylidene chloride polymers, in primary forms
3904.61.00	Polytetrafluoroethylene (PTFE), in primary forms
3904.69.10	Fluoropolymers, elastomeric, other than polytetrafluoroethylene, in primary forms
3904.69.50	Fluoropolymers, other than elastomeric and other than polytetrafluoroethylene, in primary forms
3904.90.10	Polymers of vinyl chloride or of other halogenated olefins, nesoi, in primary forms, elastomeric, in primary forms
3904.90.50	Polymers of vinyl chloride or of other halogenated olefins, nesoi, in primary forms, other than elastomeric, in primary forms
3905.12.00	Polyvinyl acetate, in aqueous dispersion
3905.19.00	Polyvinyl acetate, other than in aqueous dispersion, in primary forms
3905.21.00	Vinyl acetate copolymers, in aqueous dispersion
3905.29.00	Vinyl acetate copolymers, other than in aqueous dispersion, in primary forms
3905.30.00	Polyvinyl alcohols, whether or not containing unhydrolyzed acetate groups, in primary forms
3905.91.10	Copolymers of vinyl esters or other vinyls, in primary forms, containing by weight 50% or more of derivatives of vinyl acetate
3905.91.50	Copolymers of vinyl esters or other vinyls, in primary forms, nesoi
3905.99.80	Polymers of vinyl esters or other vinyl polymers, in primary forms, nesoi
3906.10.00	Polymethyl methacrylate, in primary forms
3906.90.10	Acrylic polymers (except PMMA) in primary forms, elastomeric
3906.90.20	Acrylic plastics polymers (except PMMA), in primary forms, nonelastomeric
3906.90.50	Acrylic polymers (except plastics or elastomers), in primary forms, nesoi
3907.10.00	Polyacetals in primary forms
3907.20.00	Polyethers, other than polyacetals, in primary forms
3907.30.00	Epoxide resins in primary forms
3907.40.00	Polycarbonates in primary forms
3907.50.00	Alkyd resins in primary forms
3907.61.00	Polyethylene terephthalate, having a viscosity number of 78 ml/g or higher
3907.69.00	Polyethylene terephthalate, having a viscosity number less than 78 ml/g
3907.70.00	Poly(lactic acid)
3907.91.20	Unsaturated allyl resins, uncompounded
3907.91.40	Unsaturated allyl resins, nesoi
3907.91.50	Unsaturated polyesters, other than allyl resins in primary forms

HTS Subheading	Product Description
3907.99.20	Thermoplastic liquid crystal aromatic polyester copolymers
3907.99.50	Other polyesters nesoi, saturated, in primary forms
3908.10.00	Polyamide-6, -11, -12, -6,6, -6,9, -6,10 or -6,12 in primary form
3908.90.20	Bis(4-amino-3-methylcyclohexyl)methaneisophthalic acid-lauro lactam copolymer
3908.90.70	Other polyamides in primary forms
3909.10.00	Urea resins; thiourea resins
3909.20.00	Melamine resins
3909.40.00	Phenolic resins
3909.50.10	Polyurethanes, elastomeric, in primary forms
3909.50.20	Polyurethanes: cements, in primary forms
3909.50.50	Polyurethanes, other than elastomeric or cements, in primary forms
3910.00.00	Silicones in primary forms
3911.10.00	Petroleum resins, coumarone, indene, or coumarone-indene resins and polyterpenes, in primary forms
3911.90.10	Elastomeric polysulfides, polysulfones and other products specified in note 3 to chapter 39, nesoi, in primary forms
3911.90.15	Specified carbodiimide or homopolymer with polyethylene thermoplastic goods
3911.90.25	Thermoplastic polysulfides, polysulfones & oth products spec in note 3, chapt 39, cont aromatic monomer units or derived therefrom
3911.90.35	Benzenamine; and hydrocarbon novolac cyanate ester
3911.90.45	Thermosetting polysulfides, polysulfones & oth products spec in note 3, chapt 39, cont aromatic monomer units or derived therefrom
3911.90.70	Chlorinated synthetic rubber
3911.90.90	Polysulfides, polysulfones & other products specified in note 3 to chapter 39, nesoi
3912.12.00	Cellulose acetates, nesoi, in primary forms, plasticized
3912.20.00	Cellulose nitrates (including collodions), in primary forms
3912.39.00	Cellulose ethers, other than carboxymethylcellulose and its salts, in primary forms
3912.90.00	Cellulose and its chemical derivatives nesoi, in primary forms
3913.90.10	Chemical derivatives of natural rubber, nesoi, in primary forms
3913.90.50	Natural polymers and modified natural polymers, nesoi, in primary forms
3914.00.20	Cross-linked polyvinylbenzyltrimethylammonium chloride (Cholestyramine resin USP)
3914.00.60	Ion-exchangers based on polymers of headings 3901 to 3913, in primary forms, nesoi
3916.10.00	Monofilament with cross-section dimension over 1 mm, rods, sticks, profile shapes, at most surface-worked, of polymers of ethylene
3916.20.00	Monofilament with cross-section dimension over 1 mm, rods, sticks, profile shapes, at most surface-worked, of polymers of vinyl chloride
3916.90.10	Monofilament with cross-section dimension over 1 mm, rods, sticks, profile shapes, at most surface-worked, of acrylic polymers
3916.90.30	Monofilament nesoi, of plastics, excluding ethylene, vinyl chloride and acrylic polymers
3916.90.50	Rods, sticks and profile shapes, at most surface-worked, of plastics, nesoi
3917.21.00	Tubes, pipes and hoses, rigid, of polymers of ethylene
3917.22.00	Tubes, pipes and hoses, rigid, of polymers of propylene

HTS Subheading	Product Description
3917.23.00	Tubes, pipes and hoses, rigid, of polymers of vinyl chloride
3917.29.00	Tubes, pipes and hoses, rigid, of other plastics nesoi
3917.31.00	Flexible plastic tubes, pipes and hoses, having a minimum burst pressure of 27.6 MPa
3917.32.00	Tubes, pipes and hoses, of plastics, other than rigid, not reinforced or otherwise combined with other materials, without fittings
3917.40.00	Fittings of plastics, for plastic tubes, pipes and hoses, nesoi
3919.10.10	Self-adhesive plates, sheets, other flat shapes, of plastics, in rolls n/o 20 cm wide, light-reflecting surface produced by glass grains
3919.10.20	Self-adhesive plates, sheets, other flat shapes, of plastics, in rolls n/o 20 cm wide, not having a light-reflecting glass grain surface
3919.90.10	Self-adhesive plates, sheets, other flat shapes, of plastics, light-reflecting surface produced by glass grains, nesoi
3919.90.50	Self-adhesive plates, sheets, other flat shapes, of plastics, not having a light-reflecting surface produced by glass grains, nesoi
3920.10.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not reinforced or combined with other materials, of polymers of ethylene
3920.20.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not reinforced or combined with other materials, of polymers of propylene
3920.30.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not reinforced or combined with other materials, of polymers of styrene
3920.43.10	Nonadhesive plates/sheets/film/foil/strip made imitation of patent leather, of vinyl chloride polymers, not less 6% plasticizers
3920.43.50	Nonadhesive plate/sheet/film/foil/strip, noncellular, not comb w/other materials, of vinyl chloride polymers, not less 6% plasticizer, nesoi
3920.49.00	Nonadhesive plates, sheets, film, foil, strip, noncellular, not combined w/other materials, of polymers of vinyl chloride, < 6% plasticizers
3920.51.10	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of polymethyl methacrylate, flexible
3920.51.50	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of polymethyl methacrylate, not flexible
3920.59.10	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of acrylic polymers, flexible, nesoi
3920.59.40	Transparent sheeting containing 30% or more by weight of lead
3920.59.80	Plates, sheets, film, etc, noncellular, not reinforced, laminated, combined, of other acrylic polymers, nesoi
3920.61.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of polycarbonates
3920.62.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of polyethylene terephthalate
3920.63.10	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of unsaturated polyesters, flexible
3920.63.20	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of unsaturated polyesters, not flexible
3920.69.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of polyesters, nesoi

HTS Subheading	Product Description
3920.71.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of regenerated cellulose
3920.73.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of cellulose acetate
3920.79.05	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of vulcanized fiber
3920.79.10	Nonadhesive films, strips, sheets, noncellular, not combined with other materials, of other cellulose derivatives nesoi, n/o 0.076 mm thick
3920.79.50	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of cellulose derivatives, nesoi
3920.91.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of polyvinyl butyral
3920.92.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of polyamides
3920.93.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of amino-resins
3920.94.00	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of phenolic resins
3920.99.10	Nonadhesive film, noncellular, not combined with other materials, of plastics nesoi, flexible, over 0.152mm thick, not in rolls
3920.99.20	Nonadhesive film, strips and sheets, noncellular, not combined with other materials, of plastics nesoi, flexible
3920.99.50	Nonadhesive plates, sheets, film, foil and strip, noncellular, not combined with other materials, of plastics, nesoi
3921.11.00	Nonadhesive plates, sheets, film, foil and strip, cellular, of polymers of styrene
3921.12.11	Nonadhesive plates, sheets, film, foil, strip, cellular, of polymers of vinyl chloride, with man-made textile fibers, over 70% plastics
3921.12.15	Nonadhesive plates, sheets, film, foil, strip, cellular, of polymers of vinyl chloride, with man-made textile fibers, n/o 70% plastics
3921.12.19	Nonadhesive plates, sheets, film, foil and strip, cellular, of polymers of vinyl chloride, combined with textile materials, nesoi
3921.12.50	Nonadhesive plates, sheets, film, foil and strip, cellular, of polymers of vinyl chloride, not combined with textile materials
3921.13.11	Nonadhesive plates, sheets, film, foil and strip, cellular, of polyurethanes, with man-made textile fibers, over 70% plastics
3921.13.15	Nonadhesive plates, sheets, film, foil and strip, cellular, of polyurethanes, with man-made textile fibers, not over 70 percent plastics
3921.13.19	Nonadhesive plates, sheets, film, foil and strip, cellular, of polyurethanes, combined with textile materials nesoi
3921.13.50	Nonadhesive plates, sheets, film, foil and strip, cellular, of polyurethanes, not combined with textile materials, nesoi
3921.14.00	Nonadhesive plates, sheets, film, foil and strip, cellular, of regenerated cellulose
3921.19.00	Nonadhesive plates, sheets, film, foil and strip, cellular, of plastics nesoi
3921.90.11	Nonadhesive plates, sheets, film, foil, strip, of noncellular plastics combined with man-made fibers, n/o 1.492 kg/sq m, over 70% plastics

HTS Subheading	Product Description
3921.90.15	Nonadhesive plates, sheets, film, foil, strip, of noncellular plastics combined with man-made fibers, n/o 1.492 kg/sq m, n/o 70% plastics
3921.90.19	Nonadhesive plates, sheets, film, foil and strip, of noncellular plastics combined with textile materials, nesoi, not over 1.492 kg/sq m
3921.90.21	Nonadhesive plates, sheets, film, foil and strip, of noncellular plastics combined with cotton, over 1.492 kg/sq m
3921.90.25	Nonadhesive plates, sheets, film, foil and strip, of noncellular plastics combined with man-made fibers, over 1.492 kg/sq m
3921.90.29	Nonadhesive plates, sheets, film, foil and strip, of noncellular plastics combined with textile materials, nesoi, over 1.492 kg/sq m
3921.90.40	Nonadhesive plates, sheets, film, foil and strip, flexible, nesoi, of noncellular plastics
3921.90.50	Nonadhesive plates, sheets, film, foil and strip, nonflexible, nesoi, of noncellular plastics
7002.20.10	Glass rods of fused quartz or other fused silica, unworked
7308.10.00	Iron or steel, bridges and bridge sections
7308.20.00	Iron or steel, towers and lattice masts
7308.90.30	Iron or steel, not in part alloy steel, columns, pillars, posts, beams and girders
7308.90.60	Iron or steel, columns, pillars, posts, beams and girders, nesoi
7308.90.70	Steel, grating for structures or parts of structures
7308.90.95	Iron or steel, structures (excluding prefab structures of 9406) and parts of structures, nesoi
7614.10.10	Aluminum, stranded wire, cables & the like w/steel core, not electrically insulated, not fitted with fittings & not made up into articles
7614.90.20	Aluminum, elect. conductors of stranded wire, cables & the like (o/than w/steel core), n/elect. insulated, n/fitted w/fittings or articles
8406.82.10	Steam turbines other than for marine propulsion, of an output not exceeding 40 MW
8407.34.05	Spark-ignition reciprocating piston engines used in agricultural tractors, cylinder capacity over 1000 cc to 2000 cc
8407.34.35	Spark-ignition reciprocating piston engines used in agricultural tractors, cylinder capacity over 2000 cc
8407.90.10	Spark-ignition rotary or reciprocating internal-combustion piston engines nesoi, installed in agricultural/horticultural machinery/equipment
8407.90.90	Spark-ignition rotary or reciprocating internal-combustion piston engines, for machinery or equipment nesoi
8408.20.10	Compression-ignition internal-combustion piston engines to be installed in tractors suitable for agricultural use
8419.60.10	Machinery for liquefying air or gas containing brazed aluminum plate-fin heat exchangers
8419.89.10	Machinery and equipment for the treatment of materials (by a process which changes temperatures), for making paper pulp, paper or paperboard
8419.89.95	Industrial machinery, plant or equipment for the treatment of materials, by process involving a change in temperature, nesoi
8420.10.20	Calendering or similar rolling machines for making paper pulp, paper or paperboard
8420.99.10	Parts of calendering or rolling machines for processing textiles

HTS Subheading	Product Description
8424.82.00	Agricultural or horticultural projecting or dispersing equipment including irrigation equipment
8424.89.90	Other mechanical appliances for projecting, dispersing or spraying liquids or powders, nesoi
8432.29.00	Harrows (other than disc), scarifiers, cultivators, weeders and hoes for soil preparation or cultivation
8432.31.00	No-till direct seeders, planters and transplanters
8432.39.00	Seeders, planters and transplanters, nesoi
8432.42.00	Fertilizer distributors
8443.99.40	Parts of photocopying apparatus of subheading 8443.39.20 specified in additional U.S. note 4 to this chapter
8455.90.40	Parts for metal-rolling mills, other than rolls, in the form of castings or weldments, individually weighing less than 90 tons
8464.10.01	Sawing machines for working stone, ceramics, concrete, asbestos-cement or like mineral materials or for cold working glass
8465.95.00	Drilling or mortising machines for working wood, cork, bone, hard rubber, hard plastics or similar hard materials
8466.30.80	Special attachments for use solely or principally for machine tools of headings 8456 to 8465, nesoi
8473.50.60	Part/accessory (also face plate and lock latch) of printed circuit assemblies suitable for use w/machine of two or more heading 8469 to 8472
8473.50.90	Parts and accessories, nesoi, suitable for use with machines of two or more of the headings 8469 to 8472
8475.29.00	Machines for manufacturing or hot working glass or glassware, nesoi
8483.30.80	Bearing housings nesoi; plain shaft bearings
8486.10.00	Machines and apparatus for the manufacture of boules or wafers
8486.20.00	Machines and apparatus for the manufacture of semiconductor devices or electronic integrated circuits
8486.30.00	Machines and apparatus for the manufacture of flat panel displays
8486.40.00	Machines and apparatus for the manufacture of masks and reticles; for the assembly of electronic integrated circuits;
8486.90.00	Parts and accessories of the machines and apparatus for the manufacture of semiconductor devices, electronic integrated circuits and flat pa
8501.10.20	Electric motors of an output of under 18.65 W, synchronous, valued not over \$4 each
8501.10.60	Electric motors of an output of 18.65 W or more but not exceeding 37.5 W
8501.20.40	Universal AC/DC motors of an output exceeding 74.6 W but not exceeding 735 W
8501.31.40	DC motors, nesoi, of an output exceeding 74.6 W but not exceeding 735 W
8501.31.80	DC generators of an output not exceeding 750 W
8501.32.20	DC motors nesoi, of an output exceeding 750 W but not exceeding 14.92 kW
8501.32.60	DC generators of an output exceeding 750 W but not exceeding 75 kW
8501.33.20	DC motors nesoi, of an output exceeding 75 kW but under 149.2 kW
8501.33.30	DC motors, nesoi, 149.2 kW or more but not exceeding 150 kW
8501.52.40	AC motors nesoi, multi-phase, of an output exceeding 750 W but not exceeding 14.92 kW
8501.53.60	AC motors, nesoi, multi-phase, 149.2 kW or more but not exceeding 150 kW

HTS Subheading	Product Description
8503.00.95	Other parts, nesoi, suitable for use solely or principally with the machines in heading 8501 or 8502
8507.80.40	Other storage batteries nesoi, of a kind used as the primary source of electrical power for electrically powered vehicles of 8703.90
8507.80.81	Other storage batteries nesoi, other than of a kind used as the primary source of power for electric vehicles
8511.80.20	Voltage and voltage-current regulators with cut-out relays designed for use on 6, 12 or 24 V systems
8511.80.40	Voltage and voltage-current regulators with cut-out relays other than those designed for use on 6, 12 or 24 V systems
8511.90.20	Parts of voltage and voltage-current regulators with cut-out relays, designed for use on 6, 12 or 24 V systems
8511.90.40	Parts of voltage and voltage-current regulators with cut-out relays, other than those designed for use on 6, 12 or 24 V systems
8529.10.91	Other antennas and antenna reflectors of all kinds and parts, for use
8533.90.40	For the goods of subheading 8533.40, of ceramic or metallic materials, electrically or mechanically reactive to changes in temperature
8536.30.80	Electrical apparatus for protecting electrical circuits, for a voltage not exceeding 1,000 V, nesoi
8536.50.70	Certain specified electronic and electromechanical snap-action switches, for a voltage not exceeding 1,000 V
8536.70.00	Connectors for optical fibers, optical fiber bundles or cables
8537.10.30	Electric control panels, for a voltage not exceeding 1,000, assembled with outer housing or supports, for goods of 8421, 8422, 8450 or 8516
8541.10.00	Diodes, other than photosensitive or light-emitting diodes
8541.40.60	Diodes for semiconductor devices, other than light-emitting diodes, nesoi
8542.31.00	Electronic integrated circuits: processors and controllers
8542.32.00	Electronic integrated circuits: memories
8542.33.00	Electronic integrated circuits: amplifiers
8542.39.00	Electronic integrated circuits: other
8542.90.00	Parts of electronic integrated circuits and microassemblies
8543.70.45	Other electric synchros and transducers; defrosters and demisters with electric resistors for aircraft
8543.70.99	Other machinery in this subheading
8544.49.10	Insulated electric conductors of a kind used for telecommunications, for a voltage not exceeding 80 V, not fitted with connectors
8544.49.20	Insulated electric conductors nesoi, for a voltage not exceeding 80 V, not fitted with connectors
8544.60.60	Insulated electric conductors nesoi, not of copper, for a voltage exceeding 1,000 V, not fitted with connectors
8601.20.00	Rail locomotives powered by electric accumulators (batteries)
8602.10.00	Diesel-electric locomotives
8605.00.00	Railway or tramway passenger coaches and special purpose railway or tramway coaches, not self-propelled
8606.10.00	Railway or tramway tank cars and the like, not self-propelled



HTS Subheading	Product Description
8606.30.00	Railway or tramway self-discharging freight cars (o/than tank cars or insulated/refrig. freight cars), not self-propelled
8606.91.00	Railway or tramway freight cars nesoi, closed and covered, not self-propelled
8606.92.00	Railway or tramway freight cars nesoi, open, with nonremovable sides of a height over 60 cm, not self-propelled
8606.99.01	Railway or tramway freight cars nesoi, not self-propelled
8607.11.00	Parts of railway/tramway locomotives/rolling stock, truck assemblies for self-propelled vehicles
8607.19.03	Parts of railway/tramway locomotives/rolling stock, axles
8607.19.30	Parts of railway/tramway locomotives/rolling stock, parts of truck assemblies for non-self-propelled passenger coaches or freight cars
8607.30.10	Parts of railway/tramway locomotives/rolling stock, hooks and other coupling devices, buffers, pts thereof, for stock of 8605 or 8606
8607.30.50	Parts of railway/tramway locomotives/rolling stock, hooks and other coupling devices, buffers, pts thereof, for stock of 8601 to 8605
8701.20.00	Road tractors for semi-trailers
8701.30.50	Track-laying tractors, not suitable for agricultural use
8701.91.10	Other tractors of engine power <18kW, for agricultural use
8701.91.50	Other tractors of engine power <18kW, not for agricultural use
8701.92.10	Other tractors of engine power => 18kW but < 37kW, for agricultural use
8701.92.50	Other tractors of engine power => 18kW but < 37kW, not for agricultural use
8701.93.10	Other tractors of engine power => 37kW but < 75kW, for agricultural use
8701.93.50	Other tractors of engine power => 37kW but < 75kW, not for agricultural use
8701.94.10	Other tractors of engine power => 75kW but < 130kW, for agricultural use
8701.94.50	Other tractors of engine power => 75kW but < 130kW, not for agricultural use
8701.95.10	Other tractors of engine power >130kW, for agricultural use
8701.95.50	Other tractors of engine power >130kW, not for agricultural use
8704.90.00	Mtr. vehicles for transport of goods, o/than w/compress. ign. or spark ign. recip. piston engine, nesoi
8705.10.00	Mtr. vehicles (o/than for transport of persons or of goods), mobile cranes
8705.20.00	Mtr. vehicles (o/than for transport of persons or of goods), mobile drilling derricks
8705.90.00	Mtr. vehicles (o/than for transport of persons or of goods), special purpose motor vehicles nesoi
8711.10.00	Motorcycles (incl. mopeds) and cycles, fitted w/recip. internal-combustion piston engine w/capacity n/o 50 cc
8711.60.00	Motorcycles (incl. mopeds) and cycles, w/electric motor for propulsion
8711.90.01	Motorcycles (incl. mopeds) and cycles, nesoi
8901.30.00	Vessels, designed for the transport of goods, refrigerated vessels (o/than tankers)
9001.10.00	Optical fibers, optical fiber bundles and cables, other than those of heading 8544
9001.20.00	Sheets and plates of polarizing material
9014.10.90	Direction finding compasses, other than optical instruments, gyroscopic compasses or electrical
9025.19.40	Pyrometers, not combined with other instruments

HTS Subheading	Product Description
9025.19.80	Thermometers, for direct reading, not combined with other instruments, other than liquid-filled thermometers
9025.80.10	Electrical: hydrometers & sim. floating instr., hygrometers, psychometers, & any comb. with or w/o thermometers, pyrometers, & barometers
9027.10.20	Electrical gas or smoke analysis apparatus
9028.10.00	Gas supply or production meters, including calibrating meters thereof
9028.20.00	Liquid supply or production meters, including calibrating meters thereof
9028.30.00	Electricity supply or production meters, including calibrating meters thereof
9029.20.40	Speedometers and tachometers, other than bicycle speedometers
9029.90.80	Parts and accessories of revolution counters, production counters, odometers, pedometers and the like, of speedometers nesoi and tachometers
9030.31.00	Multimeters for measuring or checking electrical voltage, current, resistance or power, without a recording device
9030.32.00	Multimeters, with a recording device
9030.84.00	Instruments and apparatus for measuring, checking or detecting electrical quantities or ionizing radiations, nesoi: with a recording device
9030.89.01	Instruments and apparatus for measuring, checking or detecting electrical quantities or ionizing radiations, nesoi: w/o a recording device

## ANNEX C

Effective with respect to goods entered for consumption, or withdrawn from warehouse for consumption, on or after 12:01 a.m. eastern daylight time on August 23, 2018:

1. U.S. note 20(a) to subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States (HTS) is modified:
  - a. by deleting: “Products of China that are classified in the subheadings enumerated in U.S. note 20(b) to subchapter III and that are eligible for special tariff treatment under general note 3(c)(i) to the HTSUS”; and
  - b. by inserting in lieu thereof: “Products of China that are classified in the subheadings enumerated in U.S. note 20(b) to subchapter III and that are eligible for special tariff treatment under general note 3(c)(i) to the tariff schedule, or that are eligible for temporary duty exemptions or reductions under subchapter II to chapter 99,”.
2. U.S. note 20(a) to subchapter III of chapter 99 of the HTS is modified:
  - a. by deleting: “The rates of duty imposed by heading 9903.88.01 shall not apply to products for which entry is properly claimed under a heading or subheading in chapter 98.”; and
  - b. by inserting in lieu thereof: “The additional duties imposed by heading 9903.88.01 do not apply to goods for which entry is properly claimed under a provision of chapter 98 of the HTSUS, except for goods entered subheadings 9802.00.40, 9802.00.50, and 9802.00.60, and heading 9802.00.80. For subheadings 9802.00.40, 9802.00.50, and 9802.00.60, the additional duties apply to the value of repairs, alterations, or processing performed abroad, as described in the applicable subheading. For heading 9802.00.80, the additional duties apply to the value of the article less the cost or value of such products of the United States, as described in heading 9802.00.80.”
3. Subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States (HTSUS) is modified by deleting the article description of heading 9903.88.01 and inserting the following article description in lieu thereof:

“Articles the product of China, as provided for in U.S. note 20(a) to this subchapter and as provided for in the subheadings enumerated in U.S. note 20(b)”.
4. U.S. note 20(b) to subchapter III of chapter 99 of the HTS is modified by deleting “9033.00” and inserting “9033.00.90” in lieu thereof.

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