

113TH CONGRESS  
2D SESSION

# S. 2838

To provide for duty-free treatment of certain recreational performance outerwear, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 17 (legislative day, SEPTEMBER 16), 2014

Ms. CANTWELL (for herself, Ms. AYOTTE, Mr. PORTMAN, Mrs. FEINSTEIN, Mr. BLUNT, Mr. MERKLEY, Mrs. SHAHEEN, and Mr. LEAHY) introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To provide for duty-free treatment of certain recreational performance outerwear, 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 “United States Optimal  
5 Use of Trade to Develop Outerwear and Outdoor Recre-  
6 ation Act” or the “U.S. OUTDOOR Act”.

7 **SEC. 2. FINDINGS.**

8 Congress finds the following:

1           (1) The outdoor industry generates  
2 \$646,000,000,000 in consumer spending annually  
3 and directly supports 6,000,000 jobs.

4           (2) Outdoor activities are vitally important to  
5 the health and well-being of the people of the United  
6 States.

7           (3) Duty rates on recreational performance ap-  
8 parel are among the highest duty rates imposed by  
9 the United States Government, with duties on some  
10 recreational performance apparel as high as 28.2  
11 percent.

12           (4) The duties currently imposed by the United  
13 States on recreational performance apparel were set  
14 in an era during which high rates of duty were in-  
15 tended to protect the production of other apparel in  
16 the United States, and before the technologies and  
17 innovations that create today's recreational perform-  
18 ance apparel industry were developed.

19           (5) In July 2007, the United States Inter-  
20 national Trade Commission confirmed, in USITC  
21 Publication 3937, that recreational performance ap-  
22 parel produced in the United States makes up less  
23 than 1 percent of the total recreational performance  
24 apparel market.

1           (6) The elimination of duties on the importation  
2           of certain recreational performance apparel would  
3           provide an economic benefit to United States con-  
4           sumers of outdoor products and would promote in-  
5           creased participation in healthy and active lifestyles.

6 **SEC. 3. KNIT APPAREL AND ACCESSORIES.**

7           (a) DEFINITIONS.—The Additional U.S. Note to  
8           chapter 61 of the Harmonized Tariff Schedule of the  
9           United States is amended—

10           (1) in the heading, by striking “Additional U.S.  
11           Note” and inserting “Additional U.S. Notes”; and

12           (2) by adding at the end the following new  
13           notes:

14           “2. (a) For purposes of this chapter, the term ‘rec-  
15           reational performance outerwear’ means trousers (includ-  
16           ing, but not limited to, paddling pants, ski or snowboard  
17           pants, and ski or snowboard pants intended for sale as  
18           parts of ski-suits), coveralls and bib overalls, and jackets  
19           (including, but not limited to, full zip jackets, paddling  
20           jackets, ski jackets, and ski jackets intended for sale as  
21           parts of ski-suits), windbreakers, and similar articles (in-  
22           cluding padded, sleeveless jackets) composed of knit fab-  
23           rics of cotton, wool, hemp, bamboo, silk, or manmade  
24           fiber, or a combination of such fibers, that are either water

1 resistant or treated with plastics, or both, with critically  
2 sealed seams, and with 5 or more of the following features:

3 “(i) Insulation for cold weather protection.

4 “(ii) Pockets, at least one of which has a  
5 zippered hook and loop or other type of closure.

6 “(iii) Elastic, drawcord, or other means of  
7 tightening around the waist or leg hems, including  
8 hidden leg sleeves with a means of tightening at the  
9 ankle for trousers and tightening around the waist  
10 or bottom hem for jackets.

11 “(iv) Venting, not including grommet(s).

12 “(v) Articulated elbows or knees.

13 “(vi) Reinforcement in one of the following  
14 areas: the elbows, shoulders, seat, knees, ankles, or  
15 cuffs.

16 “(vii) Weatherproof closure at the waist or  
17 front.

18 “(viii) Multi-adjustable hood or adjustable col-  
19 lar.

20 “(ix) Adjustable powder skirt, inner protective  
21 skirt, or adjustable inner protective cuff at sleeve  
22 hem.

23 “(x) Construction at the arm gusset that uti-  
24 lizes fabric, design, or patterning to allow radial arm  
25 movement.

1           “(xi) Odor control technology.

2 The term ‘recreational performance outerwear’ does not  
3 include occupational outerwear or garments with an outer  
4 surface of looped pile.

5           “(b) For purposes of this Note, the following terms  
6 have the following meanings:

7           “(i) The term ‘water resistant’ means that a  
8 garment must have a water resistance (see ASTM  
9 designations D 3779–81 and D 3781–79) such that,  
10 under a head pressure of 600 millimeters, not more  
11 than 1.0 gram of water penetrates after two minutes  
12 when tested in accordance with the current version  
13 of AATCC Test Method 35. The water resistance of  
14 the garment is the result of a rubber or plastics ap-  
15 plication to the outer shell, lining, or inner lining.

16           “(ii) The term ‘treated with plastics’ refers to  
17 textile fabrics impregnated, coated, covered, or lami-  
18 nated with plastics, as described in Note 2 to chap-  
19 ter 59.

20           “(iii) The term ‘sealed seams’ means seams  
21 that have been covered by means of taping, gluing,  
22 bonding, cementing, fusing, welding, or a similar  
23 process so that water cannot pass through the seams  
24 when tested in accordance with the current version  
25 of AATCC Test Method 35.

1           “(iv) The term ‘critically sealed seams’  
2 means—

3           “(A) for jackets, windbreakers, and similar  
4 articles (including padded, sleeveless jackets),  
5 sealed seams that are sealed at the front and  
6 back yokes, or at the shoulders, arm holes, or  
7 both, where applicable; and

8           “(B) for trousers, overalls and bib overalls  
9 and similar articles, sealed seams that are  
10 sealed at the front (up to the zipper or other  
11 means of closure) and back rise.

12          “(v) The term ‘insulation for cold weather pro-  
13 tection’ means insulation with either synthetic fill,  
14 down, a laminated thermal backing, or other lining  
15 for thermal protection from cold weather.

16          “(vi) The term ‘venting’ refers to closeable or  
17 permanent constructed openings in a garment (ex-  
18 cluding front, primary zipper closures and grom-  
19 met(s)) to allow increased expulsion of built-up heat  
20 during outdoor activities. In a jacket, such openings  
21 are often positioned on the underarm seam of a gar-  
22 ment but may also be placed along other seams in  
23 the front or back of a garment. In trousers, such  
24 openings are often positioned on the inner or outer

1 leg seams of a garment but may also be placed along  
2 other seams in the front or back of a garment.

3 “(vii) The term ‘articulated elbows or knees’ re-  
4 fers to the construction of a sleeve (or pant leg) to  
5 allow improved mobility at the elbow (or knee)  
6 through the use of extra seams, darts, gussets, or  
7 other means.

8 “(viii) The term ‘reinforcement’ refers to the  
9 use of a double layer of fabric or section(s) of fabric  
10 that is abrasion-resistant or otherwise more durable  
11 than the face fabric of the garment.

12 “(ix) The term ‘weatherproof closure’ means a  
13 closure (including, but not limited to, laminated or  
14 coated zippers, storm flaps, or other weatherproof  
15 construction) that has been reinforced or engineered  
16 in a manner to reduce the penetration or absorption  
17 of moisture or air through an opening in the gar-  
18 ment.

19 “(x) The term ‘multi-adjustable hood or adjust-  
20 able collar’ means, in the case of a hood, a hood into  
21 which is incorporated two or more draw cords, ad-  
22 justment tabs, or elastics, or, in the case of a collar,  
23 a collar into which is incorporated at least one draw  
24 cord, adjustment tab, elastic, or similar component,

1 to allow volume adjustments around a helmet, or the  
2 crown of the head, neck, or face.

3 “(xi) The terms ‘adjustable powder skirt’ and  
4 ‘inner protective skirt’ refer to a partial lower inner  
5 lining with means of tightening around the waist for  
6 additional protection from the elements.

7 “(xii) The term ‘arm gusset’ means construc-  
8 tion at the arm of a gusset that utilizes an extra  
9 fabric piece in the underarm, usually diamond- or  
10 triangular-shaped, designed, or patterned to allow  
11 radial arm movement.

12 “(xiii) The term ‘radial arm movement’ refers  
13 to unrestricted, 180-degree range of motion for the  
14 arm while wearing performance outerwear.

15 “(xiv) The term ‘odor control technology’ means  
16 the incorporation into a fabric or garment of mate-  
17 rials, including, but not limited to, activated carbon,  
18 silver, copper, or any combination thereof, capable of  
19 adsorbing, absorbing, or reacting with human odors,  
20 or effective in reducing the growth of odor-causing  
21 bacteria.

22 “(xv) The term ‘occupational outerwear’ means  
23 outerwear garments, including uniforms, designed or  
24 marketed for use in the workplace or at a worksite  
25 to provide durable protection from cold or inclement



1 weather and/or workplace hazards, such as fire, elec-  
 2 trical, abrasion, or chemical hazards, or impacts,  
 3 cuts, punctures, or similar hazards.

4 “3. For purposes of this chapter, the importer of  
 5 record shall maintain internal import records that specify  
 6 upon entry whether garments claimed as recreational per-  
 7 formance outerwear have an outer surface that is water  
 8 resistant, treated with plastics, or a combination thereof,  
 9 and shall further enumerate the specific features that  
 10 make the garments eligible to be classified as recreational  
 11 performance outerwear.”.

12 (b) TARIFF CLASSIFICATIONS.—Chapter 61 of the  
 13 Harmonized Tariff Schedule of the United States is  
 14 amended as follows:

15 (1) By striking subheading 6101.20.00 and in-  
 16 serting the following, with the article description for  
 17 subheading 6101.20 having the same degree of in-  
 18 dentation as the article description for subheading  
 19 6101.20.00 (as in effect on the day before the date  
 20 of the enactment of this Act):

6101.20	Of cotton:			
6101.20.05	Recreational performance outerwear .....	Free		50%
6101.20.10	Other .....	15.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	
			8% (AU)	50%

21 (2) By striking subheadings 6101.30.10  
 22 through 6101.30.20 and inserting the following, with

1 the article description for subheading 6101.30.05  
 2 having the same degree of indentation as the article  
 3 description for subheading 6101.30.10 (as in effect  
 4 on the day before the date of the enactment of this  
 5 Act):

6101.30.05	Recreational performance out- erwear .....	Free		35%
	Other:			
6101.30.10	Containing 25 percent or more by weight of leather ...	5.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 5% (AU)	35%
	Other:			
6101.30.15	Containing 23 percent or more by weight of wool or fine animal hair .....	38.6¢/kg + 10%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	77.2¢/kg + 54.5%
6101.30.20	Other .....	28.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	72%

6 (3) By striking subheadings 6101.90.05  
 7 through 6101.90.90 and inserting the following, with  
 8 the article description for subheading 6101.90.01  
 9 having the same degree of indentation as the article  
 10 description for subheading 6101.90.05 (as in effect  
 11 on the day before the date of the enactment of this  
 12 Act):

6101.90.01	Recreational performance outerwear .....	Free		45%
Other:				
6101.90.05	Of wool or fine animal hair	61.7¢/kg + 16%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 24.6¢/kg + 6.4% (OM)	77.2¢/kg + 54.5%
6101.90.10	Containing 70 percent or more by weight of silk or silk waste .....	0.9%	Free (AU, BH, CA, CL, CO, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	45%
6101.90.90	Other .....	5.7%	Free (BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 5.1% (AU)	45%

1 (4) By striking subheading 6102.10.00 and in-  
 2 sserting the following, with the article description for  
 3 subheading 6102.10 having the same degree of in-  
 4 dentation as the article description for subheading  
 5 6102.10.00 (as in effect on the day before the date  
 6 of the enactment of this Act):

6102.10	Of wool or fine animal hair:			
6102.10.05	Recreational performance outerwear .....	Free		68.3¢/kg + 54.5%
6102.10.10	Other .....	55.9¢/kg + 16.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 22.3¢/kg + 6.5% (OM)	68.3¢/kg + 54.5%

7 (5) By striking subheading 6102.20.00 and in-  
 8 sserting the following, with the article description for  
 9 subheading 6102.20 having the same degree of in-  
 10 dentation as the article description for subheading

1 6102.20.00 (as in effect on the day before the date  
 2 of the enactment of this Act):

“

6102.20	Of cotton:			
6102.20.05	Recreational performance outerwear	Free		50%
6102.20.10	Other .....	15.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	
			8% (AU)	50%

”.

3 (6) By striking subheadings 6102.30.05  
 4 through 6102.30.20 and inserting the following, with  
 5 the article description for subheading 6102.30.01  
 6 having the same degree of indentation as the article  
 7 description for subheading 6102.30.05 (as in effect  
 8 on the day before the date of the enactment of this  
 9 Act):

“

6102.30.01	Recreational performance outerwear .....	Free		35%
	Other:			
6102.30.05	Containing 25 percent or more by weight of leather ...	5.3%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	
			4.7% (AU)	35%
	Other:			
6102.30.10	Containing 23 percent or more by weight of wool or fine animal hair .....	64.4¢/kg + 18.8%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	68.3¢/kg + 54.5%
			8% (AU)	
6102.30.20	Other .....	28.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	
			8% (AU)	72%

”.

10 (7) By striking subheadings 6102.90.10 and  
 11 6102.90.90 and inserting the following, with the ar-  
 12 ticle description for subheading 6102.90.05 having

1 the same degree of indentation as the article descrip-  
 2 tion for subheading 6102.90.10 (as in effect on the  
 3 day before the date of the enactment of this Act):

6102.90.05	Recreational performance outerwear	Free		45%
	Other:			
6102.90.10	Containing 70 percent or more by weight of silk or silk waste ....	0.9%	Free (AU, BH, CA, CL, CO, E, IL, J, JO, KR, MA, MX, OM, P, PA, PE, SG)	45%
6102.90.90	Other .....	5.7%	Free (BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	
			5.1% (AU)	45%

4 (8) By striking subheadings 6103.41.10 and  
 5 6103.41.20 and inserting the following, with the ar-  
 6 ticle description for subheading 6103.41.05 having  
 7 the same degree of indentation as the article descrip-  
 8 tion for subheading 6103.41.10 (as in effect on the  
 9 day before the date of the enactment of this Act):

6103.41.05	Recreational performance out- erwear .....	Free		77.2¢/kg + 54.5%
	Other:			
6103.41.10	Trousers, breeches and shorts .....	61.1¢/kg + 15.8%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 24.4¢/kg + 6.3% (OM)	77.2¢/kg + 54.5%
6103.41.20	Bib and brace overalls .....	13.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 5.4% (OM)	54.5%

10 (9) By striking subheadings 6103.42.10 and  
 11 6103.42.20 and inserting the following, with the ar-  
 12 ticle description for subheading 6103.42.05 having

1 the same degree of indentation as the article descrip-  
 2 tion for subheading 6103.42.10 (as in effect on the  
 3 day before the date of the enactment of this Act):

6103.42.05	Recreational performance outerwear	Free		45%
	Other:			
6103.42.10	Trousers, breeches and shorts ....	16.1%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	45%
			8% (AU)	
6103.42.20	Bib and brace overalls .....	10.3%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	
			8% (AU)	90%

4 (10) By striking subheadings 6103.43.10  
 5 through 6103.43.20, and the superior text to sub-  
 6 heading 6103.43.10, and inserting the following,  
 7 with the article description for subheading  
 8 6103.43.05 having the same degree of indentation as  
 9 the superior text to subheading 6103.43.10 (as in ef-  
 10 fect on the day before the date of the enactment of  
 11 this Act):

6103.43.05	Recreational performance out- erwear .....	Free		77.2¢/kg + 54.5%
	Other:			
	Trousers, breeches and shorts:			
6103.43.10	Containing 23 percent or more by weight of wool or fine animal hair .....	58.5¢/kg + 15.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	77.2¢/kg + 54.5%
			8% (AU)	
6103.43.15	Other .....	28.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	72%
			8% (AU)	
6103.43.20	Bib and brace overalls .....	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	
			8% (AU)	72%

1 (11) By striking subheadings 6103.49 through  
 2 6103.49.80 and inserting the following, with the ar-  
 3 ticle description for subheading 6103.49 having the  
 4 same degree of indentation as the article description  
 5 for subheading 6103.49 (as in effect on the day be-  
 6 fore the date of the enactment of this Act):

6103.49	Of other textile materials:			
	Of artificial fibers:			
6103.49.05	Recreational performance out- erwear .....	Free		72%
	Other:			
6103.49.10	Trousers, breeches and shorts .....	28.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	72%
6103.49.20	Bib and brace overalls .....	13.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	72%
6103.49.40	Containing 70 percent or more by weight of silk or silk waste ....	0.9%	Free (AU, BH, CA, CL, CO, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	35%
6103.49.80	Other .....	5.6%	Free (BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 5% (AU)	35%

7 (12) By striking subheading 6104.61.00 and in-  
 8 serting the following, with the article description for  
 9 subheading 6104.61 having the same degree of in-  
 10 dentation as the article description for subheading  
 11 6104.61.00 (as in effect on the day before the date  
 12 of the enactment of this Act):

6104.61	Of wool or fine animal hair:			
6104.61.05	Recreational performance outerwear .....	Free		54.5%
6104.61.10	Other .....	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 5.9% (OM)	54.5%

1                   (13) By striking subheadings 6104.62.10  
 2                   and 6104.62.20 and inserting the following,  
 3                   with the article description for subheading  
 4                   6104.62.05 having the same degree of indenta-  
 5                   tion as the article description for subheading  
 6                   6104.62.10 (as in effect on the day before the  
 7                   date of the enactment of this Act):

6104.62.05	Recreational performance outerwear	Free		90%
	Other:			
6104.62.10	Bib and brace overalls .....	10.3%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%
6104.62.20	Other .....	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%

8                   (14) By striking subheadings 6104.63.10  
 9                   through 6104.63.20 and inserting the following, with  
 10                  the article description for subheading 6104.63.05  
 11                  having the same degree of indentation as the article  
 12                  description for subheading 6104.63.10 (as in effect  
 13                  on the day before the date of the enactment of this  
 14                  Act):



6104.63.05	Recreational performance outerwear	Free		72%
Other:				
6104.63.10	Bib and brace overalls .....	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	72%
Other:				
6104.63.15	Containing 23 percent or more by weight of wool or fine animal hair .....	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	54.5%
6104.63.20	Other .....	28.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	72%

1 (15) By striking subheadings 6104.69 through  
 2 6104.69.80 and inserting the following, with the ar-  
 3 ticle description for subheading 6104.69 having the  
 4 same degree of indentation as the article description  
 5 for subheading 6104.69 (as in effect on the day be-  
 6 fore the date of the enactment of this Act):

6104.69	Of other textile materials: Of artificial fibers:			
6104.69.05	Recreational performance out- erwear .....	Free		72%
Other:				
6104.69.10	Bib and brace overalls .....	13.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	72%
6104.69.20	Trousers, breeches and shorts .....	28.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	72%
6104.69.40	Containing 70 percent or more by weight of silk or silk waste ....	0.9%	Free (AU, BH, CA, CL, CO, E, IL, J, JO, KR, MA, MX, OM, P, PA, PE, SG)	60%

6104.69.80	Other .....	5.6%	Free (BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 5% (AU)	60%	”.
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1           (16) By striking subheadings 6112.20.10 and  
 2           6112.20.20 and inserting the following, with the ar-  
 3           ticle description for subheading 6112.20.05 having  
 4           the same degree of indentation as the article descrip-  
 5           tion for subheading 6112.20.10 (as in effect on the  
 6           day before the date of the enactment of this Act):

6112.20.05	Recreational performance outerwear	Free		72%	
	Other:				
6112.20.10	Of man-made fibers .....	28.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	72%	
6112.20.20	Other .....	8.3%	Free (BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 7.4% (AU)	90%	”.

7           (17) By striking subheadings 6113.00.10 and  
 8           6113.00.90 and inserting the following, with the ar-  
 9           ticle description for subheading 6113.00.05 having  
 10          the same degree of indentation as the article descrip-  
 11          tion for subheading 6113.00.10 (as in effect on the  
 12          day before the date of the enactment of this Act):

6113.00.05	Recreational performance outerwear	Free		65%
	Other:			
6113.00.10	Having an outer surface impregnated, coated, covered, or laminated with rubber or plastics material which completely obscures the underlying fabric .....	3.8%	Free (AU, BH, CA, CL, CO, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	65%
6113.00.90	Other .....	7.1%	Free (AU, BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	65%

1           (18) By striking subheading 6114.20.00 and in-  
 2           serting the following, with the article description for  
 3           subheading 6114.20 having the same degree of in-  
 4           dentation as the article description for subheading  
 5           6114.20.00 (as in effect on the day before the date  
 6           of the enactment of this Act):

6114.20	Of cotton:			
6114.20.05	Recreational performance outerwear .....	Free		90%
6114.20.10	Other .....	10.8%	Free (BH, CA, CL, CO, IL, JO, MA, MX, OM, P, PA, PE, SG) 8% (AU) 4.3% (KR)	90%

7           (19) By striking subheadings 6114.30.10  
 8           through 6114.30.30 and inserting the following, with  
 9           the article description for subheading 6114.30.05  
 10          having the same degree of indentation as the article  
 11          description for subheading 6114.30.10 (as in effect  
 12          on the day before the date of the enactment of this  
 13          Act):

6114.30.05	Recreational performance outerwear	Free		90%
Other:				
6114.30.10	Tops .....	28.2%	Free (BH, CA, CL, CO, IL, JO, MA, MX, OM, P, PA, PE, SG) 8% (AU) 19.7% (KR)	90%
6114.30.20	Bodysuits and bodyshirts .....	32%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%
6114.30.30	Other .....	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%

1           (20) By striking subheadings 6114.90.05  
 2           through 6114.90.90 and inserting the following, with  
 3           the article description for subheading 6114.90.01  
 4           having the same degree of indentation as the article  
 5           description for subheading 6114.90.05 (as in effect  
 6           on the day before the date of the enactment of this  
 7           Act):

6114.90.01	Recreational performance outerwear	Free		90%
Other:				
6114.90.05	Of wool or fine animal hair .....	12%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 4.8% (OM) 8% (AU)	90%
6114.90.10	Containing 70 percent or more by weight of silk or silk waste ....	0.9%	Free (AU, BH, CA, CL, CO, E, IL, J, JO, KR, MA, MX, OM, P, PA, PE, SG)	60%
6114.90.90	Other .....	5.6%	Free (BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 5% (AU)	60%

1 **SEC. 4. APPAREL ARTICLES AND ACCESSORIES OF OTHER**  
2 **MATERIALS, NOT KNITTED OR CROCHETED.**

3 (a) NOTES.—The Additional U.S. Notes to chapter  
4 62 of the Harmonized Tariff Schedule of the United  
5 States are amended—

6 (1) in Additional U.S. Note 2—

7 (A) by striking “For the purposes of sub-  
8 headings” and all that follows through  
9 “6211.20.15” and inserting “For purposes of  
10 this chapter”;

11 (B) by striking “garments classifiable in  
12 those subheadings” and inserting “a garment”;  
13 and

14 (C) by striking “D 3600-81” and inserting  
15 “D 3779-81”; and

16 (2) by adding at the end the following new  
17 notes:

18 “3. (a) For purposes of this chapter, the term ‘rec-  
19 reational performance outerwear’ means trousers (includ-  
20 ing, but not limited to, paddling pants, ski or snowboard  
21 pants, and ski or snowboard pants intended for sale as  
22 parts of ski-suits), coveralls and bib overalls, and jackets  
23 (including, but not limited to, full zip jackets, paddling  
24 jackets, ski jackets, and ski jackets intended for sale as  
25 parts of ski-suits), windbreakers, and similar articles (in-  
26 cluding padded, sleeveless jackets) composed of knit fab-

1 rics of cotton, wool, hemp, bamboo, silk, or manmade  
2 fiber, or a combination of such fibers, that are either water  
3 resistant or treated with plastics, or both, with critically  
4 sealed seams, and with 5 or more of the following features:

5           “(i) Insulation for cold weather protection.

6           “(ii) Pockets, at least one of which has a  
7 zippered, hook and loop, or other type of closure.

8           “(iii) Elastic, drawcord, or other means of  
9 tightening around the waist or leg hems, including  
10 hidden leg sleeves with a means of tightening at the  
11 ankle for trousers and tightening around the waist  
12 or bottom hem for jackets.

13           “(iv) Venting, not including grommet(s).

14           “(v) Articulated elbows or knees.

15           “(vi) Reinforcement in one of the following  
16 areas: the elbows, shoulders, seat, knees, ankles, or  
17 cuffs.

18           “(vii) Weatherproof closure at the waist or  
19 front.

20           “(viii) Multi-adjustable hood or adjustable col-  
21 lar.

22           “(ix) Adjustable powder skirt, inner protective  
23 skirt, or adjustable inner protective cuff at sleeve  
24 hem.

1           “(x) Construction at the arm gusset that uti-  
2           lizes fabric, design, or patterning to allow radial arm  
3           movement.

4           “(xi) Odor control technology.

5           The term ‘recreational performance outerwear’ does not  
6           include occupational outerwear or garments with an outer  
7           surface of looped pile.

8           “(b) For purposes of this Note, the following terms  
9           have the following meanings:

10           “(i) The term ‘treated with plastics’ refers to  
11           textile fabrics impregnated, coated, covered, or lami-  
12           nated with plastics, as described in Note 2 to chap-  
13           ter 59.

14           “(ii) The term ‘sealed seams’ means seams that  
15           have been covered by means of taping, gluing, bond-  
16           ing, cementing, fusing, welding, or a similar process  
17           so that water cannot pass through the seams when  
18           tested in accordance with the current version of  
19           AATCC Test Method 35.

20           “(iii) The term ‘critically sealed seams’  
21           means—

22           “(A) for jackets, windbreakers, and similar  
23           articles (including padded, sleeveless jackets),  
24           sealed seams that are sealed at the front and

1 back yokes, or at the shoulders, arm holes, or  
2 both, where applicable; and

3 “(B) for trousers, overalls and bib overalls  
4 and similar articles, sealed seams that are  
5 sealed at the front (up to the zipper or other  
6 means of closure) and back rise.

7 “(iv) The term ‘insulation for cold weather pro-  
8 tection’ means insulation with either synthetic fill,  
9 down, a laminated thermal backing, or other lining  
10 for thermal protection from cold weather.

11 “(vi) The term ‘venting’ refers to closeable or  
12 permanent constructed openings in a garment (ex-  
13 cluding front, primary zipper closures and grom-  
14 met(s)) to allow increased expulsion of built-up heat  
15 during outdoor activities. In a jacket, such openings  
16 are often positioned on the underarm seam of a gar-  
17 ment but may also be placed along other seams in  
18 the front or back of a garment. In trousers, such  
19 openings are often positioned on the inner or outer  
20 leg seams of a garment but may also be placed along  
21 other seams in the front or back of a garment.

22 “(vii) The term ‘articulated elbows or knees’ re-  
23 fers to the construction of a sleeve (or pant leg) to  
24 allow improved mobility at the elbow (or knee)



1 through the use of extra seams, darts, gussets, or  
2 other means.

3 “(viii) The term ‘reinforcement’ refers to the  
4 use of a double layer of fabric or section(s) of fabric  
5 that is abrasion-resistant or otherwise more durable  
6 than the face fabric of the garment.

7 “(ix) The term ‘weatherproof closure’ means a  
8 closure (including, but not limited to, laminated or  
9 coated zippers, storm flaps, or other weatherproof  
10 construction) that has been reinforced or engineered  
11 in a manner to reduce the penetration or absorption  
12 of moisture or air through an opening in the gar-  
13 ment.

14 “(x) The term ‘multi-adjustable hood or adjust-  
15 able collar’ means, in the case of a hood, a hood into  
16 which is incorporated two or more draw cords, ad-  
17 justment tabs, or elastics, or, in the case of a collar,  
18 a collar into which is incorporated at least one draw  
19 cord, adjustment tab, elastic, or similar component,  
20 to allow volume adjustments around a helmet, or the  
21 crown of the head, neck, or face.

22 “(xi) The terms ‘adjustable powder skirt’ and  
23 ‘inner protective skirt’ refer to a partial lower inner  
24 lining with means of tightening around the waist for  
25 additional protection from the elements.

1           “(xii) The term ‘arm gusset’ means construc-  
2           tion at the arm of a gusset that utilizes an extra  
3           fabric piece in the underarm, usually diamond- or  
4           triangular-shaped, designed, or patterned to allow  
5           radial arm movement.

6           “(xiii) The term ‘radial arm movement’ refers  
7           to unrestricted, 180-degree range of motion for the  
8           arm while wearing performance outerwear.

9           “(xiv) The term ‘odor control technology’ means  
10          the incorporation into a fabric or garment of mate-  
11          rials, including, but not limited to, activated carbon,  
12          silver, copper, or any combination thereof, capable of  
13          adsorbing, absorbing, or reacting with human odors,  
14          or effective in reducing the growth of odor-causing  
15          bacteria.

16          “(xv) The term ‘occupational outerwear’ means  
17          outerwear garments, including uniforms, designed or  
18          marketed for use in the workplace or at a worksite  
19          to provide durable protection from cold or inclement  
20          weather and/or workplace hazards, such as fire, elec-  
21          trical, abrasion, or chemical hazards, or impacts,  
22          cuts, punctures, or similar hazards.

23          “(c) For purposes of this chapter, the importer of  
24          record shall maintain internal import records that specify  
25          upon entry whether garments claimed as recreational per-

1 formance outerwear have an outer surface that is water  
 2 resistant, treated with plastics, or a combination thereof,  
 3 and shall further enumerate the specific features that  
 4 make the garments eligible to be classified as recreational  
 5 performance outerwear.”.

6 (b) TARIFF CLASSIFICATIONS.—Chapter 62 of the  
 7 Harmonized Tariff Schedule of the United States is  
 8 amended as follows:

9 (1) By striking subheading 6201.11.00 and in-  
 10 sserting the following, with the article description for  
 11 subheading 6201.11 having the same degree of in-  
 12 dentation as the article description for subheading  
 13 6201.11.00 (as in effect on the day before the date  
 14 of the enactment of this Act):

6201.11	Of wool or fine animal hair:			
6201.11.05	Recreational performance outerwear .....	Free		52.9¢/kg + 58.5%
6201.11.10	Other .....	41¢/kg + 16.3%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 16.4¢/kg + 6.5% (OM)	52.9¢/kg + 58.5%

15 (2) By striking subheadings 6201.12.10 and  
 16 6201.12.20 and inserting the following, with the ar-  
 17 ticle description for subheading 6201.12.05 having  
 18 the same degree of indentation as the article descrip-  
 19 tion for subheading 6201.12.10 (as in effect on the  
 20 day before the date of the enactment of this Act):

6201.12.05	Recreational performance outerwear	Free		60%
	Other:			

6201.12.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	4.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 3.9% (AU)	60%	
6201.12.20	Other .....	9.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%	”.

1                   (3) By striking subheadings 6201.13.10  
 2 through 6201.13.40 and inserting the following, with  
 3 the article description for subheading 6201.13.05  
 4 having the same degree of indentation as the article  
 5 description for subheading 6201.13.10 (as in effect  
 6 on the day before the date of the enactment of this  
 7 Act):

6201.13.05	Recreational performance outerwear .....	Free		60%	
	Other:				
6201.13.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	4.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 3.9% (AU)	60%	
	Other:				
6201.13.30	Containing 36 percent or more by weight of wool or fine animal hair .....	49.7¢/kg + 19.7%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	52.9¢/kg + 58.5%	
6201.13.40	Other .....	27.7%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%	”.

1 (4) By striking subheadings 6201.19.10 and  
 2 6201.19.90 and inserting the following, with the ar-  
 3 ticle description for subheading 6201.19.05 having  
 4 the same degree of indentation as the article descrip-  
 5 tion for subheading 6201.19.10 (as in effect on the  
 6 day before the date of the enactment of this Act):

6201.19.05	Recreational performance outerwear	Free		35%
	Other:			
6201.19.10	Containing 70 percent or more by weight of silk or silk waste ....	Free		35%
6201.19.90	Other .....	2.8%	Free (AU, BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	35%

7 (5) By striking subheadings 6201.91.10 and  
 8 6201.91.20 and inserting the following, with the ar-  
 9 ticle description for subheading 6201.91.05 having  
 10 the same degree of indentation as the article descrip-  
 11 tion for subheading 6201.91.10 (as in effect on the  
 12 day before the date of the enactment of this Act):

6201.91.05	Recreational performance out- erwear .....	Free		58.5%
	Other:			
6201.91.10	Padded, sleeveless jackets ..	8.5%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 7.6% (AU) 3.4% (OM)	58.5%
6201.91.20	Other .....	49.7¢/kg + 19.7%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 19.8¢/kg + 7.8% (OM)	52.9¢/kg + 58.5%

13 (6) By striking subheadings 6201.92.10  
 14 through 6201.92.20 and inserting the following, with

1 the article description for subheading 6201.92.05  
 2 having the same degree of indentation as the article  
 3 description for subheading 6201.92.10 (as in effect  
 4 on the day before the date of the enactment of this  
 5 Act):

6201.92.05	Recreational performance outerwear	Free		60%
	Other:			
6201.92.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	4.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 3.9% (AU)	60%
	Other:			
6201.92.15	Water resistant .....	6.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 5.5% (AU)	37.5%
6201.92.20	Other .....	9.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%

6 (7) By striking subheadings 6201.93.10  
 7 through 6201.93.35 and inserting the following, with  
 8 the article description for subheading 6201.93.05  
 9 having the same degree of indentation as the article  
 10 description for subheading 6201.93.10 (as in effect  
 11 on the day before the date of the enactment of this  
 12 Act):

6201.93.05	Recreational performance outerwear .....	Free		60%
	Other:			

6201.93.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	4.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 3.9% (AU)	60%	
	Other:				
6201.93.20	Padded, sleeveless jackets	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	76%	
	Other:				
6201.93.25	Containing 36 percent or more by weight of wool or fine animal hair .....	49.5¢/kg + 19.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	52.9¢/kg + 58.5%	
	Other:				
6201.93.30	Water resistant .....	7.1%	Free (BH,CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 6.3% (AU)	65%	
	Other .....	27.7%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%	”.

1           (8) By striking subheadings 6201.99.10 and  
2           6201.99.90 and inserting the following, with the ar-  
3           ticle description for subheading 6201.99.05 having  
4           the same degree of indentation as the article descrip-  
5           tion for subheading 6201.99.10 (as in effect on the  
6           day before the date of the enactment of this Act):

6201.99.05	Recreational performance outerwear	Free		35%	
	Other:				
6201.99.10	Containing 70 percent or more by weight of silk or silk waste .....	Free		35%	
6201.99.90	Other .....	4.2%	Free (BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 3.7% (AU)	35%	”.

1 (9) By striking subheading 6202.11.00 and in-  
 2 sserting the following, with the article description for  
 3 subheading 6202.11 having the same degree of in-  
 4 dentation as the article description for subheading  
 5 6202.11.00 (as in effect on the day before the date  
 6 of the enactment of this Act):

6202.11	Of wool or fine animal hair:			
6202.11.05	Recreational performance outerwear .....	Free		46.3¢/kg + 58.5%
6202.11.10	Other .....	41¢/kg + 16.3%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 16.4¢/kg + 6.5% (OM)	46.3¢/kg + 58.5%

7 (10) By striking subheadings 6202.12.10 and  
 8 6202.12.20 and inserting the following, with the ar-  
 9 ticle description for subheading 6202.12.05 having  
 10 the same degree of indentation as the article descrip-  
 11 tion for subheading 6202.12.10 (as in effect on the  
 12 day before the date of the enactment of this Act):

6202.12.05	Recreational performance outerwear	Free		60%
	Other:			
6202.12.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down com- prises 35 percent or more by weight; containing 10 percent or more by weight of down .....	4.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 3.9% (AU)	60%
6202.12.20	Other .....	8.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%



1 (11) By striking subheadings 6202.13.10  
 2 through 6202.13.40 and inserting the following, with  
 3 the article description for subheading 6202.13.05  
 4 having the same degree of indentation as the article  
 5 description for subheading 6202.13.10 (as in effect  
 6 on the day before the date of the enactment of this  
 7 Act):

6202.13.05	Recreational performance out- erwear .....	Free		60%
	Other:			
6202.13.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	4.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 3.9% (AU)	60%
	Other:			
6202.13.30	Containing 36 percent or more by weight of wool or fine animal hair .....	43.5¢/kg + 19.7%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	46.3¢/kg + 58.5%
6202.13.40	Other .....	27.7%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%

8 (12) By striking subheadings 6202.19.10 and  
 9 6202.19.90 and inserting the following, with the ar-  
 10 ticle description for subheading 6202.19.05 having  
 11 the same degree of indentation as the article descrip-  
 12 tion for subheading 6202.19.10 (as in effect on the  
 13 day before the date of the enactment of this Act):

6202.19.05	Recreational performance outerwear	Free		35%
	Other:			
6202.19.10	Containing 70 percent or more by weight or silk or silk waste ....	Free		35%
6202.19.90	Other .....	2.8%	Free (AU, BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	35%

1           (13) By striking subheadings 6202.91.10 and  
 2           6202.91.20 and inserting the following, with the ar-  
 3           ticle description for subheading 6202.91.05 having  
 4           the same degree of indentation as the article descrip-  
 5           tion for subheading 6202.91.10 (as in effect on the  
 6           day before the date of the enactment of this Act):

6202.91.05	Recreational performance outerwear .....	Free		58.5%
	Other:			
6202.91.10	Padded, sleeveless jackets ..	14%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 5.6% (OM)	58.5%
6202.91.20	Other .....	36¢/kg + 16.3%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 14.4¢/kg + 6.5% (OM)	46.3¢/kg + 58.5%

7           (14) By striking subheadings 6202.92.10  
 8           through 6202.92.20 and inserting the following, with  
 9           the article description for subheading 6202.92.05  
 10          having the same degree of indentation as the article  
 11          description for subheading 6202.92.10 (as in effect  
 12          on the day before the date of the enactment of this  
 13          Act):

6202.92.05	Recreational performance outerwear	Free		60%
	Other:			
6202.92.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	4.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 3.9% (AU)	60%
	Other:			
6202.92.15	Water resistant .....	6.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 5.5% (AU)	37.5%
	Other:			
6202.92.20	Other .....	8.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%

1                   (15) By striking subheadings 6202.93.10  
2                   through 6202.93.50 and inserting the following, with  
3                   the article description for subheading 6202.93.05  
4                   having the same degree of indentation as the article  
5                   description for subheading 6202.93.10 (as in effect  
6                   on the day before the date of the enactment of this  
7                   Act):

6202.93.05	Recreational performance outerwear .....	Free		60%
	Other:			
6202.93.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	4.4%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 3.9% (AU)	60%
	Other:			
6202.93.20	Padded, sleeveless jackets	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	76%
	Other:			

6202.93.40	Containing 36 percent or more by weight of wool or fine animal hair .....	43.4¢/kg + 19.7%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	46.3¢/kg + 58.5%	
	Other:				
6202.93.45	Water resistant .....	7.1%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 6.3% (AU)	65%	
6202.93.50	Other .....	27.7%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%	”.

1           (16) By striking subheadings 6202.99.10 and  
2           6202.99.90 and inserting the following, with the ar-  
3           ticle description for subheading 6202.99.05 having  
4           the same degree of indentation as the article descrip-  
5           tion for subheading 6202.99.10 (as in effect on the  
6           day before the date of the enactment of this Act):

6202.99.05	Recreational performance outerwear	Free		35%	
	Other:				
6202.99.10	Containing 70 percent or more by weight of silk or silk waste .....	Free		35%	
6202.99.90	Other .....	2.8%	Free (AU, BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	35%	”.

7           (17) By striking subheadings 6203.41 and  
8           6203.41.05, and the superior text to subheading  
9           6203.41.05, and inserting the following, with the ar-  
10          ticle description for subheading 6203.41 having the  
11          same degree of indentation as the article description  
12          for subheading 6203.41 (as in effect on the day be-  
13          fore the date of the enactment of this Act):

6203.41	Of wool or fine animal hair:				
6203.41.05	Recreational performance outerwear .....	Free			52.9¢/kg + 58.5%
	Trousers, breeches and shorts:				
6203.41.10	Trousers and breeches containing elastomeric fiber, water resistant, without belt loops, weighing more than 9 kg per dozen .....	7.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG)		
			6.8% (AU)		
			3% (OM)		52.9¢/kg + 58.5%

1 (18) By striking subheadings 6203.42.10  
 2 through 6203.42.40 and inserting the following, with  
 3 the article description for subheading 6203.42.05  
 4 having the same degree of indentation as the article  
 5 description for subheading 6203.42.10 (as in effect  
 6 on the day before the date of the enactment of this  
 7 Act):

6203.42.05	Recreational performance outerwear	Free			60%
	Other:				
6203.42.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	Free			60%
	Other:				
6203.42.20	Bib and brace overalls .....	10.3%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)		90%
			8% (AU)		
6203.42.40	Other .....	16.6%	Free (BH, CA, CL, CO, IL, JO, MA, MX, OM, P, PA, PE, SG)		
			8% (AU)		
			11.6% (KR)		90%

8 (19) By striking subheadings 6203.43.10  
 9 through 6203.43.40 and inserting the following, with  
 10 the article description for subheading 6203.43.05  
 11 having the same degree of indentation as the article

1 description for subheading 6203.43.10 (as in effect  
 2 on the day before the date of the enactment of this  
 3 Act):

6203.43.05	Recreational performance out- erwear .....	Free		60%
	Other:			
6203.43.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	Free		60%
	Other:			
	Bib and brace overalls:			
6203.43.15	Water resistant .....	7.1%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 6.3% (AU)	65%
6203.43.20	Other .....	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	76%
	Other:			
6203.43.25	Certified hand-loomed and folklore products ..	12.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	76%
	Other:			
6203.43.30	Containing 36 per- cent or more by weight of wool or fine animal hair .....	49.6¢/kg + 19.7%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	52.9¢/kg + 58.5%
	Other:			
6203.43.35	Water resistant trousers or breeches .....	7.1%	Free (BH, CA, CL, CO, IL, JO, MA, MX, P, PA, PE, SG) 6.3% (AU) 2.8% (KR)	65%
6203.43.40	Other .....	27.9%	Free (BH, CA, CL, CO, IL, JO, MA, MX, OM, P, PA, PE, SG) 8% (AU) 11.1% (KR)	90%

1 (20) By striking subheadings 6203.49 through  
 2 6203.49.80 and inserting the following, with the ar-  
 3 ticle description for subheading 6203.49 having the  
 4 same degree of indentation as the article description  
 5 for subheading 6203.49 (as in effect on the day be-  
 6 fore the date of the enactment of this Act):

6203.49	Of other textile materials:			
6203.49.05	Recreational performance outerwear .....	Free		76%
	Other:			
	Of artificial fibers:			
6203.49.10	Bib and brace overalls .....	8.5%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 7.6% (AU)	76%
	Trousers, breeches and shorts:			
6203.49.15	Certified hand-loomed and folklore products .....	12.2%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	76%
6203.49.20	Other .....	27.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%
6203.49.40	Containing 70 percent or more by weight of silk or silk waste	Free		35%
6203.49.80	Other .....	2.8%	Free (AU, BH, CA, CL, CO, E*, IL, JO, MA, MX, OM, P, PA, PE, SG) 1.1% (KR)	35%

7 (21) By striking subheadings 6204.61.10 and  
 8 6204.61.90 and inserting the following, with the ar-  
 9 ticle description for subheading 6204.61.05 having  
 10 the same degree of indentation as the article descrip-  
 11 tion for subheading 6204.61.10 (as in effect on the  
 12 day before the date of the enactment of this Act):

6204.61.05	Recreational performance outerwear	Free		58.5%
Other:				
6204.61.10	Trousers and breeches, containing elastomeric fiber, water resistant, without belt loops, weighing more than 6 kg per dozen .....	7.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 3% (OM) 6.8% (AU)	58.5%
6204.61.90	Other .....	13.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 5.4% (OM) 8% (AU)	58.5%

1           (22) By striking subheadings 6204.62.10  
2           through 6204.62.40 and inserting the following, with  
3           the article description for subheading 6204.62.05  
4           having the same degree of indentation as the article  
5           description for subheading 6204.62.10 (as in effect  
6           on the day before the date of the enactment of this  
7           Act):

6204.62.05	Recreational performance outerwear	Free		60%
Other:				
6204.62.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	Free		60%
Other:				
6204.62.20	Bib and brace overalls .....	8.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%
Other:				
6204.62.30	Certified hand-loomed and folklore products .....	7.1%	Free (BH, CA, CL, CO, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 6.3% (AU)	37.5%
6204.62.40	Other .....	16.6%	Free (BH, CA, CL, CO, IL, JO, MA, MX, OM, P, PA, PE, SG) 8% (AU) 11.6% (KR)	90%



1 (23) By striking subheadings 6204.63.10  
 2 through 6204.63.35 and inserting the following, with  
 3 the article description for subheading 6204.63.05  
 4 having the same degree of indentation as the article  
 5 description for subheading 6204.63.10 (as in effect  
 6 on the day before the date of the enactment of this  
 7 Act):

6204.63.05	Recreational performance outerwear	Free		60%
	Other:			
6204.63.10	Containing 15 percent or more by weight of down and waterfowl plumage and of which down comprises 35 percent or more by weight; containing 10 percent or more by weight of down .....	Free		60%
	Other:			
	Bib and brace overalls:			
6204.63.12	Water resistant .....	7.1%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 6.3% (AU)	65%
6204.63.15	Other .....	14.9%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	76%
	Other:			
6204.63.20	Certified hand-loomed and folklore products .....	11.3%	Free (BH, CA, CL, CO, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	76%
	Other:			
6204.63.25	Containing 36 percent or more by weight of wool or fine animal hair .....	13.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	58.5%
	Other:			
6204.63.30	Water resistant trousers or breeches .....	7.1%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 6.3% (AU)	65%

6204.63.35	Other .....	28.6%	Free (BH, CA, CL, CO, IL, JO, MA, MX, OM, P, PA, PE, SG) 8% (AU) 11.4% (KR)	90%	”.
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1           (24) By striking subheadings 6204.69 through  
 2           6204.69.90 and inserting the following, with the ar-  
 3           ticle description for subheading 6204.69 having the  
 4           same degree of indentation as the article description  
 5           for subheading 6204.69 (as in effect on the day be-  
 6           fore the date of the enactment of this Act):

6204.69	Of other textile materials:			
6204.69.05	Recreational performance outerwear .....	Free		76%
	Other:			
	Of artificial fibers:			
6204.69.10	Bib and brace overalls .....	13.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	76%
	Trousers, breeches and shorts:			
6204.69.20	Containing 36 percent or more by weight of wool or fine animal hair .....	13.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	58.5%
6204.69.25	Other .....	28.6%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 8% (AU)	90%
	Of silk or silk waste:			
6204.69.40	Containing 70 percent or more by weight of silk waste .....	1.1%	Free (AU, BH, CA, CL, CO, E, IL, J, JO, KR, MA, MX, OM, P, PA, PE, SG)	65%
6204.69.60	Other .....	7.1%	Free (BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG) 6.3% (AU)	65%
6204.69.90	Other .....	2.8%	Free (AU, BH, CA, CL, CO, E*, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	35%



1 on the day before the date of the enactment of this  
 2 Act):

6211.39.05	Recreational performance outerwear	Free		58.5%
	Other: .....			
6211.39.10	Of wool or fine animal hair .....	12%	Free (AU, BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG)	58.5%
			4.8% (OM)	
6211.39.20	Containing 70 percent or more by weight of silk or silk waste ....	0.5%	Free (AU, BH, CA, CL, CO, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	35%
6211.39.90	Other .....	2.8%	Free (AU, BH, CA, CL, CO,E*, IL, JO, KR, MA, MX, OM, P,PA, PE, SG)	35%

3 (28) By striking subheading 6211.42.00 and in-  
 4 serting the following, with the article description for  
 5 subheading 6211.42 having the same degree of in-  
 6 dentation as the article description for subheading  
 7 6211.42.00 (as in effect on the day before the date  
 8 of the enactment of this Act):

6211.42	Of cotton:			
6211.42.05	Recreational performance outerwear .....	Free		90%
6211.42.10	Other .....	8.1%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	
			7.2% (AU)	90%

9 (29) By striking subheading 6211.43.00 and in-  
 10 serting the following, with the article description for  
 11 subheading 6211.43 having the same degree of in-  
 12 dentation as the article description for subheading

1 6211.43.00 (as in effect on the day before the date  
 2 of the enactment of this Act):

6211.43	Of man-made fibers:			
6211.43.05	Recreational performance outerwear .....	Free		90%
6211.43.10	Other .....	16%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 8% (AU) 6.4% (OM)	90%

3 (30) By striking subheadings 6211.49.10  
 4 through 6211.49.90 and inserting the following, with  
 5 the article description for subheading 6211.49.05  
 6 having the same degree of indentation as the article  
 7 description for subheading 6211.49.10 (as in effect  
 8 on the day before the date of the enactment of this  
 9 Act):

6211.49.05	Recreational performance outerwear	Free		35%
	Other:			
6211.49.10	Containing 70 percent or more by weight of silk or silk waste ....	1.2%	Free (AU, BH, CA, CL, CO, E, IL, J, JO, KR, MA, MX, OM, P, PA, PE, SG)	35%
6211.49.41	Of wool or fine animal hair .....	12%	Free (BH, CA, CL, CO, IL, JO, KR, MA, MX, P, PA, PE, SG) 4.8% (OM) 8% (AU)	58.5%
6211.49.90	Other .....	7.3%	Free (BH, CA, CL, CO, E, IL, J, JO, MA, MX, OM, P, PA, PE, SG) 6.5% (AU) 2.9% (KR)	35%

1 **SEC. 5. SUSTAINABLE TEXTILE AND APPAREL RESEARCH**  
2 **FUND.**

3 (a) **ESTABLISHMENT.**—There is established in the  
4 Treasury of the United States the Sustainable Textile and  
5 Apparel Research Fund (in this section referred to as the  
6 “STAR Fund”).

7 (b) **DEPOSITS.**—There shall be deposited into the  
8 STAR Fund amounts equal to the fees collected on rec-  
9 reational performance outerwear under subsection (d).

10 (c) **BOARD OF DIRECTORS.**—

11 (1) **IN GENERAL.**—The STAR Fund shall be  
12 administered by a board of directors (in this section  
13 referred to as the “Board”) composed of 5 individ-  
14 uals familiar with the recreational performance out-  
15 erwear textile and apparel industry, including the  
16 production of raw materials and the finished prod-  
17 ucts thereof, who shall be appointed by the Presi-  
18 dent.

19 (2) **MEMBERS.**—Not fewer than 2 of the indi-  
20 viduals appointed to the Board under paragraph (1)  
21 shall be representatives of entities involved in the  
22 production of fabrics or raw materials for use in rec-  
23 reational performance outerwear in the United  
24 States, and not fewer than 2 of such individuals  
25 shall be representatives of entities involved in the  
26 production of recreational performance outerwear

1 that pay the fees imposed on the importation of such  
2 outerwear under subsection (d).

3 (3) INELIGIBLE INDIVIDUALS.—The President  
4 may not appoint individuals to the Board under  
5 paragraph (1) who are representatives of entities not  
6 involved in the production of recreational perform-  
7 ance outerwear, such as customs brokers, converters,  
8 forwarders, or shippers.

9 (d) FUNDING.—

10 (1) FEE.—In addition to any other fee author-  
11 ized by law, the Secretary of the Treasury shall  
12 charge and collect upon entry, or withdrawal from  
13 warehouse for consumption, a fee of 1.5 percent of  
14 the appraised value of imported garments (as deter-  
15 mined under section 402 of the Tariff Act of 1930  
16 (19 U.S.C. 1401a)) that are classifiable under the  
17 Harmonized Tariff Schedule of the United States as  
18 recreational performance outerwear (as defined in  
19 Additional U.S. Note 2 to chapter 61 and Additional  
20 U.S. Note 3 to chapter 62 of such Schedule).

21 (2) EXCLUSIONS.—The assessment of fees  
22 under paragraph (1) shall not apply to imports of  
23 recreational performance outerwear from the fol-  
24 lowing:



1           (A) Any country that is party to a free  
2 trade agreement with the United States that—

3           (i) is in effect on the day before the  
4 date of the enactment of this Act; or

5           (ii) enters into force under the Bipar-  
6 tisan Trade Promotion Authority Act of  
7 2002 (19 U.S.C. 3801 et seq.), or similar  
8 subsequent authority.

9           (B) Any country designated as a CBTPA  
10 beneficiary country under section 213(b)(5)(B)  
11 of the Caribbean Basin Economic Recovery Act  
12 (19 U.S.C. 2703(b)(5)(B)).

13           (C) Any country designated as a bene-  
14 ficiary sub-Saharan African country under sec-  
15 tion 506A(a)(1) of the Trade Act of 1974 (19  
16 U.S.C. 2466a(a)(1)), if the President has deter-  
17 mined that the country has satisfied the re-  
18 quirements of section 113(a) of the African  
19 Growth and Opportunity Act (19 U.S.C.  
20 3722(a)), and has published that determination  
21 in the Federal Register.

22           (3) TERMINATION.—The fee under paragraph  
23 (1) shall apply only to entries, or withdrawals from  
24 warehouse for consumption, that are made during

1 the 10-year period beginning on the date of the en-  
2 actment of this Act.

3 (e) DISTRIBUTION.—

4 (1) QUARTERLY DISTRIBUTIONS.—The Sec-  
5 retary of Commerce, upon a majority vote of the  
6 Board, taken annually, shall, not later than 60 days  
7 after the end of each calendar quarter, distribute  
8 amounts in the STAR Fund to one or more entities  
9 that the Board considers appropriate to use the  
10 funds in accordance with subsection (f).

11 (2) ELIGIBILITY REQUIREMENTS.—An entity  
12 may receive funds under paragraph (1) only if the  
13 entity—

14 (A) is an organization described in section  
15 501(c)(6) of the Internal Revenue Code of 1986  
16 that is exempt from tax under section 501(a) of  
17 such Code;

18 (B) is an organization having at least 10  
19 years of experience providing applied research,  
20 technology development, and education to all  
21 parts of the textile and apparel supply chain,  
22 with a research capability demonstrated  
23 through past research programs involving sup-  
24 ply chain management, product development, fit  
25 specifications, operations management, lean

1 manufacturing, or digital supply chain tech-  
2 nologies on behalf of the textile and sewn prod-  
3 ucts industries in the United States; and

4 (C) is comprised of members representing  
5 the following segments of the supply chain:

6 (i) One or more of the following types  
7 of producers: fiber, yarn, or fabric pro-  
8 ducers in the United States.

9 (ii) Apparel producers in the United  
10 States.

11 (iii) Retail companies in the United  
12 States.

13 (f) USE OF FUNDS.—Funds distributed under sub-  
14 section (e) may be used only to conduct applied research,  
15 development, and education activities to enhance the com-  
16 petitiveness of businesses in the United States in clean,  
17 eco-friendly apparel, other textile and apparel articles, and  
18 sewn-product design and manufacturing.

19 (g) REQUIREMENTS.—The Secretary of Commerce  
20 may impose such requirements on the use of funds distrib-  
21 uted under subsection (e) as the Secretary considers nec-  
22 essary to ensure compliance with subsection (f), including  
23 requiring reporting and assurances by the entities using  
24 the funds.

1 (h) REPORTS TO CONGRESS.—The Secretary of Com-  
2 merce shall submit to Congress a report, not later than  
3 April 1 of each year, explaining in detail how amounts in  
4 the STAR Fund were distributed under subsection (e) and  
5 used under subsection (f) during the preceding calendar  
6 year.

7 **SEC. 6. STAGED RATE REDUCTIONS.**

8 Any staged reduction of a rate of duty proclaimed  
9 by the President before the effective date of this Act,  
10 that—

11 (1) would take effect after such effective date,  
12 and

13 (2) would, but for an amendment made by this  
14 Act, apply to a subheading of the Harmonized Tariff  
15 Schedule of the United States amended by this Act,  
16 applies to the corresponding rate of duty set forth in such  
17 amendment.

18 **SEC. 7. EFFECTIVE DATE.**

19 This Act and the amendments made by this Act  
20 shall—

21 (1) take effect on the 15th day after the date  
22 of the enactment of this Act; and

23 (2) apply to articles entered, or withdrawn from  
24 warehouse for consumption, on or after such day.

○