



EXTENSIONS OF CHINA SECTION 301 LIST 1 PRODUCT EXCLUSIONS DECEMBER 30, 2019

This USTR Notice raises several issues and concerns:

- The extension process applies only to the List 1 China Section 301 product exclusions granted on March 25, 2019. 84 Fed. Reg. [11152](#) (Mar. 25, 2019). These exclusions cover thirty-three (33) products/product categories composed of three (3) entire 10-digit HTS provisions and thirty (30) product-specific descriptions. The products include certain plastic knobs, plastic and ABS check valves, turbocharger compressor housings, plastic salad spinners, breast pumps, computer storage units, specific electric AC and DC motors, electronic water purifying oxidizers for washers, etc. Expect similar notices for China Section 301 Lists 1, 2, and 3 exclusions as they near their expiration dates. In a previous review, the USTR only extended six (6) of the first round of thirty-one (31) China Section 301 List 1 product exclusions which expired on December 28, 2019. 84 Fed. Reg. [70616](#) (Dec. 23, 2019).
- China Section 301 product exclusions are available for all merchandise meeting the product exclusion description, whether a company requested a product exclusion or not. Accordingly, the extension requests are not limited to the party who originally requested the exclusions. We encourage clients that are using an exclusion secured by another company to request an extension to preserve the exclusion.
- The USTR Notice allows comments for and against continuing the exclusions. Thus, companies and other interested parties may file comments in support of—or in opposition to—extending an exclusion.
- The extension process uses forms that are different from the initial List 1 product exclusion requests. These new forms are similar to the more detailed forms used for China Section 301 List 3 product exclusions. Required information includes whether merchandise is available in the U.S. or third countries, the quantity of merchandise sourced from China or domestic sources, and the economic harm to U.S. companies from the increased duties. The USTR also seeks information on whether Chinese suppliers have lowered prices in response to product exclusions.

Do not forget the short timeframe for requesting extensions. Extensions must be filed by February 15. Please contact [Marshall Miller](#), [Brian Murphy](#), [Sean Murray](#), or [Ryan Thornton](#) with questions or for assistance in filing extension requests. Contact [Ryan Thornton](#) for our proprietary China Section 301 spreadsheet list of all exclusions.

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