



NEW CHINA SECTION 301 LIST 3 PRODUCT EXCLUSIONS FEBRUARY 19, 2020

On February 19, the U.S. Trade Representative (USTR) [announced](#) forty-seven (47) new China Section 301 List 3 product exclusions and three (3) amendments to approved China Section 301 List 3 product exclusions. The new product exclusions are set forth in one (1) ten-digit HTSUS subheading (covering certain nonwoven disposable headgear) and forty-six (46) new product-specific descriptions. They include certain titanium dioxide, rubber stoppers for sunroofs, stuff sacks, leather covers, wood flooring, fiberboard desk accessories, synthetic and artificial fabrics, shovels, fuel filters, electronic scales, AC motors, rectifiers, power supplies, inverters, printed circuit board assemblies, toddler beds, parts of office furniture, etc. These product exclusions are retroactive to September 24, 2018 and expire on August 7, 2020, so importers only have six (6) months to act on them.

Three amendments to previously-approved product exclusions alter the product-specific descriptions. While two of the three amendments expand the scope of these product exclusions, the product exclusion for dog and cat leashes and collars is now limited to only dogs. Companies importing cat products within the scope of this previously-approved product exclusion should contact us to consider legal options.

The product exclusions from the China Section 301 duties are available to any importer for any product that falls within the special product descriptions and enumerated ten-digit HTSUS classification. This is true regardless of whether the importer filed an exclusion request. Clients may also benefit through filing Post-Summary Corrections or Protests for past entries now covered by a List 3 production exclusion to secure refunds plus interest. It is important to identify affected entries and filing deadlines. The refund process is complicated and should be carefully considered.

Clients may contact [Ryan Thornton](#) to obtain an updated version of the comprehensive spreadsheet we have prepared of all product exclusions from China Section 301 duties to date.

Please contact [Marshall Miller](#), [Brian Murphy](#), [Sean Murray](#), or [Ryan Thornton](#) with questions or for assistance.

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