



## COVID-19 UPDATE MARCH 23, 2020

### CUSTOMS ENTRY DUTY PAYMENT DELAY

On March 20, Customs [announced](#) that it would approve on a case-by-case basis additional time for payment of estimated duties, taxes, and fees due to the COVID-19 outbreak. This guidance does not alter the requirement for timely Customs entry filing. Requests should be submitted electronically to [OTentrysummary@cbp.dhs.gov](mailto:OTentrysummary@cbp.dhs.gov). One client has received Customs Headquarters approval with no payment deadline. A Federal Register Notice and/or Presidential Proclamation is expected to formalize this policy. Contact us with questions or for assistance with requests. Also consider the impact on ACH payments. If Customs Headquarters approval for delayed payment is secured, consider uploading the CBP approval into DIS with each entry and stopping ACH payments.

### CHINA SECTION 301 DUTY REDUCTIONS/ELIMINATION

In response to the COVID-19 outbreak, on March 20 the U.S. Trade Representative (USTR) [announced](#) a completely new and additional process to request modifications to China Section 301 List 1, 2, 3, and 4A duties. The USTR will consider requests for the reduction or elimination of China Section 301 duties imposed on medical-care and any other products needed to respond to the COVID-19 outbreak. This is a very broad new standard that clients should carefully consider. These product exclusion requests may be submitted for any product subject to China Section 301, regardless of whether the product is subject to pending or already-denied product exclusion requests.

These exclusion requests must contain: (1) the ten-digit HTSUS classification of the product; and (2) the functionality and physical characteristics of the product. Unlike prior China Section 301 product exclusion requests, there is no requirement to provide whether the merchandise is available in the U.S. or third countries. The deadline for submitting these requests is June 25, 2020. This new process supplements and does not replace the current product exclusion processes.

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

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.

#### ABOUT OUR FIRM

[Biographies](#) / [Clients](#) / [FTZ Clients](#) / [Seminars](#) / [Webinars](#) / [Document Library](#) / [Visit Our eStore](#) / [Briefings Monthly Newsletter](#)  
/ [Employment](#) / [Contact Us](#)

#### IMPORTS EXPORTS FOREIGN-TRADE ZONES

Copyright © 2019 Miller & Company P.C.

This electronic communication is from the law firm of Miller & Company P.C. and is confidential, privileged, and intended only for the use of the recipient named above. If you are not the intended recipient, unauthorized disclosure, copying, distribution or use of the contents of this information is strictly prohibited. If you have received this in error, please notify the sender immediately by calling (816) 561-4999.