

117TH CONGRESS  
2D SESSION

# H. R. 8351

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## AN ACT

To amend the Harmonized Tariff Schedule of the United States to suspend temporarily rates of duty on imports of certain infant formula products, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Formula Act”.

3 **SEC. 2. TEMPORARY DUTY SUSPENSIONS FOR INFANT FOR-**  
 4 **MULA.**

5 (a) IN GENERAL.—Subchapter III of chapter 99 of  
 6 the Harmonized Tariff Schedule of the United States  
 7 (HTS) is amended by inserting the following new sub-  
 8 headings in numerical sequence:

“		Infant formula, put up for retail sale:				
	9903.19.19	Provided for in subheading 1901.10.16, 1901.10.26, 1901.10.36 or 1901.10.44 .....	Free	No change	No change	
	9903.19.20	Provided for in subheading 1901.10.29 or 1901.10.49 .....	Free	No change	No change	
		Infant formula:				
	9903.19.21	Provided for in subheading 2106.90.97 .....	Free	No change	No change	
	9903.19.22	Provided for in subheading 2106.90.99 .....	Free	No change	No change	”.

9 (b) EFFECTIVE DATE.—The amendments made by  
 10 subsection (a) shall apply with respect to goods entered,  
 11 or withdrawn from warehouse for consumption on or after  
 12 the date of enactment of this Act and before the close of  
 13 December 31, 2022.

14 (c) WAIVER OF OTHER DUTIES OR SAFEGUARDS.—  
 15 Notwithstanding any other provision of law, during the pe-  
 16 riod described in subsection (b), articles of infant formula  
 17 that are classifiable under any subheading added by the  
 18 amendments made by subsection (a) shall not be subject  
 19 to—

20 (1) any additional safeguard duties that may be  
 21 imposed under subchapter IV of chapter 99 of the  
 22 HTS; or

1           (2) any other import quotas, tariff-rate quotas,  
2           additional duties, or any other duties, fees, exac-  
3           tions, or charges that otherwise would apply to such  
4           articles.

5           (d) ENTRY REQUIREMENTS.—In seeking to enter ar-  
6           ticles of infant formula duty-free under this Act, importers  
7           shall provide the applicable tariff classification for such  
8           articles under chapter 19 or chapter 21 along with the  
9           anticipated tariff classification under subchapter III of  
10          chapter 99 (as added by subsection (a)) on applicable cus-  
11          toms entry documents.

Passed the House of Representatives July 15, 2022.

Attest:

*Clerk.*

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