



CHINA TRADE DEAL

- After the October 30 meeting between President Trump and Chinese President Xi Jinping, the U.S. and China announced agreement on various trade measures.
- The China IEEPA (fentanyl) tariff rate has been reduced from 20% to 10% for one year, effective November 10.
- China has [agreed](#) to suspend export controls on rare earths and related materials and issue general licenses for rare earths, gallium, germanium, antimony, and graphite for U.S. end users and their suppliers.
- China will suspend retaliatory tariffs on U.S. products.
- See our November 4 "What's New" [update](#) for more details. 90 [Fed. Reg. 50725](#) (Nov. 7, 2025); CSMS [#66749380](#) (Nov. 7, 2025).

BIS 50% RULE SUSPENDED

Pursuant to the agreement reached with China, the Bureau of Industry and Security (BIS) has published a Final Rule, effective November 10, that suspends its new 50% "Affiliates Rule" for subsidiaries owned 50% or more by BIS sanctioned entities for one year to November 10, 2026. Contact [Sean Murray](#) or [Chuck Ballard](#) with questions. 90 [Fed. Reg. 50857](#) (Nov. 12, 2025).

301 CHINA MARITIME FEES

- On October 16, the U.S. Trade Representative (USTR) issued a notice of modifications and proposed modifications to its actions pursuant to the Section 301 investigation into China's Targeting of the Maritime, Logistics, and Shipbuilding Sectors for Dominance. Comments were due on November 10. 90 [Fed. Reg. 48320](#) (Oct. 16, 2025).
- The trade deal [announced](#) by the White House on November 1 included a suspension of the fees imposed pursuant to the investigation for one year, until November 10, 2026.
- USTR has issued a request for comments on the one-year suspension of the Section 301 actions. Although the notice was published in the November 10 Federal Register, the comment period was only one day from November 6 to November 7. 90 [Fed. Reg. 50762](#) (Nov. 10, 2025).

301 CHINA INVESTIGATION

On October 24, USTR

AG PRODUCTS EXCLUSION

On November 14, President Trump issued an [Executive Order](#) (EO) that exempts 237 HTSUS classifications and 11 categories of agricultural products from the IEEPA Reciprocal Tariffs, effective November 13. The EO includes a 98-page annex with the HTSUS changes. Clients are encouraged to review the annex because it includes some non-traditional "agricultural products." Contact [Brian Murphy](#) or [Sean Murray](#) with questions. CSMS [#66814923](#) (Nov. 14, 2025).

FTZ ADDED SCRUTINY

Additional foreign-trade zone (FTZ) inspections, audits, and enhanced scrutiny have been noted in many Customs Ports. FTZ Operators should review current FTZ procedures, CBP filings, and inventory records to proactively confirm compliance.

OVERDUE T&ES

QP 7512 In-Bonds for Transportation and Exportation (T&Es) must be updated within two business days of arrival at the U.S. port of export and updated again within two business days of the date of export. If the In-Bond is not updated timely in the Automated Commercial Environment (ACE), then liquidated damages may be assessed. The carrier obligating its bond to the shipment is liable for the liquidated damages, even if that party did not file the In-Bond. Contact [Brian Murphy](#) or [Linda King](#) with questions.

ZONE-TO-ZONE TRANSFERS

FTZ clients are reminded that merchandise originally admitted in Privileged Foreign (PF) status must maintain the PF status and election date from the original e-214 FTZ Admission when transferred between FTZs. Merchandise in PF status cannot be transferred to a bonded warehouse.

E-214 VALIDATIONS

CBP will be newly enforcing validations of the FIRMS Code, customs bond number, and Zone ID number in e-214 FTZ Admissions beginning December 11. Clients are encouraged to confirm compliance before rejections occur. Contact [Marshall Miller](#) or [Linda King](#) with questions. CSMS [#66789049](#) (Nov. 12, 2025).

SECTION 1592 PENALTIES

IEEPA TARIFFS

- On November 5, the U.S. Supreme Court heard [oral arguments](#) in the consolidated cases involving the legality of the additional tariffs implemented under the International Emergency Economic Powers Act (IEEPA). The justices vigorously questioned counsel for both sides. It is not known when the decision will be issued, but the court agreed to hear the case on an expedited basis. Contact [Brian Murphy](#) or [Sean Murray](#) with questions.
- On October 30, the Senate passed Senate Joint Resolution 88 ([S.J. Res 88](#)) that would terminate the national emergency and IEEPA Reciprocal Tariffs. The House is not expected to take up the Resolution and the Trump Administration has already [indicated](#) that the President would veto the measure.

TRADE "DEALS"

- Clients are reminded that the specific terms are not yet released for most of the announced country-specific trade deals. Thus, key details, like effective dates and product coverage, cannot be known. When product lists are available, clients are encouraged to confirm product scope and potentially advocate for added coverage. Contact [Marshall Miller](#), [Brian Murphy](#), [Sean Murray](#), or [David Ostheimer](#) with questions.
- Representative Adrian Smith (R-NE), Chairman of the House Ways and Means Committee, has published a [statement](#) saying that Congress must be ready to codify the deals.

KOREA TRADE DEAL

On November 13, the White House [issued](#) a Fact Sheet with more information on the U.S.-Korea trade deal initially announced in July, including a baseline 15% Most Favored Nation (MFN)/Reciprocal Tariff rate, baseline 15% MFN/Section 232 tariffs on autos, auto parts, and wood derivatives, Section 232 tariffs of no more than 15% on pharmaceuticals (if imposed), and favorable terms for Korea on any Section 232 semiconductor tariffs, and the removal of supplemental tariffs on generic pharmaceuticals and natural resources unavailable in the U.S. The specific final terms have not yet been issued.

LATAM TRADE DEALS

The initiation of a investigation into whether China has fully implemented its commitments under the January 15, 2020, "Phase One Agreement" and what actions, if any, should be taken in response. Comments are due by December 1. 90 Fed. Reg. [48733](#) (Oct. 28, 2025).

ROYALTIES & LICENSE FEES

Importers considering pricing changes to offset increased tariffs need to ensure they factor in the Customs requirements for assists, royalties, license fees, and other supplemental payments. Contact [Sean Murray](#) with questions.

232 HEAVY TRUCKS

Pursuant to Proclamation 10984, beginning November 1, Section 232 25% tariffs apply to medium- and heavy-duty vehicles (MHDVs) and MHDV parts such as engines, transmissions, and electrical systems. 10% tariffs apply to buses and other HTS 8702 vehicles. With Commerce Department approval, the 25% tariffs may apply only to non-U.S. content of USMCA-eligible MHDVs. Special provisions apply to vintage vehicles and parts from Japan, the EU, and the U.K. 90 Fed. Reg. [48451](#) (Oct. 22, 2025); CSMS [#66665333](#) (Oct. 29, 2025).

PMS CHECK PAYMENTS END

U.S. Customs and Border Protection (CBP) has updated the Periodic Monthly Statement (PMS) test to require electronic payment of supplemental duty bills via Automated Clearing House (ACH) Debit or ACH Credit. Check payments will no longer be accepted. Beginning December 15, payments must be made through Pay.gov. 90 Fed. Reg. [43814](#) (Oct. 16, 2025); CSMS [#66599946](#) (Oct. 22, 2025).

301 NICARAGUA TARIFFS

The USTR has announced a determination and requested comments on the Section 301 [investigation](#) into Nicaragua that authorized imposing duties up to 100% on products of Nicaragua and suspending Nicaragua's DR-CAFTA benefits. Comments are due by November 19. 90 Fed. Reg. [48511](#) (Oct. 23, 2025).

232 REPORTING RULES

Laredo CBP has issued guidance reminding filers to strictly adhere to the Section 232 steel and aluminum compliance guidelines. Key reporting requirements are outlined in CSMS [#65236374](#) and CSMS [#65236645](#). The port warns that failure to adhere to these guidelines may result in enforcement actions, including documentation reviews, cargo examinations, and other corrective measures. TIN [#65531250](#) (Oct. 17, 2025).

APPLIANCE TARIFF EVASION

In response to Whirlpool Corporation allegations that rivals were undervaluing imported appliances, the Wall Street Journal reported on October 15 that federal officials

The U.S. Court of International Trade (CIT) has issued a default judgment that an importer who failed to declare tires as subject to antidumping/countervailing duties (AD/CVD) is subject to 19 U.S.C. § 1592 penalties based on negligence and not gross negligence where the Government failed to demonstrate actual or wanton disregard of the facts and indifference to statutory obligations. The CIT described the unsophisticated small importer who corrected the entry type and tendered AD/CVD cash deposits as exhibiting mere carelessness, so it imposed a penalty at the low end of the penalty range. There was a single Customs entry and no evidence of prior warnings or repeated misconduct. [U.S. v. Rago Tires, LLC](#), CIT Slip Op. [25-143](#) (Nov. 12, 2025).

CPSC e-FILING

Electronic filing for Consumer Product Safety Commission (CPSC) import requirements will go into [effect](#) on January 8, 2027. Some FTZ Operators are already preparing for the potential impact. Data for each finished product certificate, describing only one product, must be submitted into ACE upon Customs entry filing.

RUFF STUFF

CBP has provided guidance, including a [Fact Sheet](#), on the tariff classification of dogs entering the U.S., explaining that imported dogs may require a formal or informal entry depending on their value. CSMS [#66665063](#) (Oct. 29, 2025).

ACE PORTAL APPLICATION

CBP has automated the ACE Secure Data Portal (ACE Portal) importer account application for importers with a CBP Form 5106 on file. CBP encourages importers to ensure the CBPF 5106 contact information is current, as verification codes are sent to the email address listed on the form. CSMS [#66577014](#) (Oct. 20, 2025).

CAMBODIA

The Directorate of Defense Trade Controls (DDTC) has issued a Final Rule removing Cambodia from Part 126.1 of the International Traffic in Arms Regulations (ITAR). Countries in ITAR Part 126.1 are banned from receiving export licenses from the DDTC due to an arms embargo. Effective November 7, exporters may apply for export licenses to Cambodia for items on the U.S. Munitions List (USML). 90 Fed. Reg. [50489](#) (Nov. 7, 2025).

MEDICAL FOODS

The Court of Appeals for the Federal Circuit (CAFC) has overturned the CIT's decision that certain FDA medical foods which provide nutritional therapy are classified as food preparations in HTS Heading 2106. The CAFC reasoned that the medical foods are properly classified in HTS Heading 3004 as medicaments, even though they do not contain any active

President Trump announced initial trade deals with [El Salvador](#), [Argentina](#), [Ecuador](#), and [Guatemala](#). A Fact Sheet [states](#) that the U.S. will give MFN treatment to certain products of those countries that cannot be grown, mined, or naturally produced in the U.S. in sufficient quantities and that the U.S. will remove the Reciprocal Tariffs for certain products of El Salvador and Guatemala, including textiles and apparel. The final terms of the agreements are still being negotiated.

SWISS & LIECHTENSTEIN DEAL

On November 14, the White House issued a joint [statement](#) with the governments of Switzerland and Liechtenstein regarding a trade deal. The U.S. will apply a baseline 15% MFN/Reciprocal Tariff rate and a maximum 15% MFN/Section 232 tariff on pharmaceuticals and semiconductors of Switzerland and Liechtenstein origin (if Section 232 tariffs are imposed). The actual agreement terms have not yet been issued.

ASIA DEALS

- As provided in our November 4 What's New [update](#), the Trump Administration has announced trade deals with Malaysia, Cambodia, Thailand, and Vietnam that will lead to reduced IEEPA Reciprocal Tariff rates.
- The U.S. deals with [Malaysia](#), [Japan](#), [Australia](#), and [Thailand](#) include provisions for the development of the critical minerals industry. To combat unfair Chinese pricing measures, each agreement, except the agreement with Japan, includes the use of price floors.
- The Malaysia deal includes a provision committing Malaysia to "equivalent restrictive" measures when the U.S. imposes tariffs, quotas, or other import restrictions on third countries. It will be interesting to see how this gets implemented and whether similar provisions are included in more country deals.

TRADE ENFORCEMENT STATS

CBP fiscal year 2025 trade enforcement [statistics](#) indicate significant increases in net revenue recovered, penalties, and seizures. The revenue increase from Entry Summary Reviews in FY 2025 was to nearly \$33 billion, compared to \$667 million in FY 2024. The total number of liquidated damages assessments more than doubled to 46,835, and the total revenue collected from penalties and liquidated damages increased to nearly \$38 million in FY 2025 from \$26 million in FY 2024.

ENTITY LIST REMOVAL

BIS has issued a Final Rule removing Arrow China Electronics Trading Co. Ltd. and six aliases from the Entity List. 90 Fed. Reg. [50858](#) (Nov. 12, 2025).

found no evidence of widespread tariff evasion by appliance makers. CBP reportedly determined that sharp drops in declared values were likely due to data-entry errors caused by reporting complications from new steel tariffs. Whirlpool maintains concerns, but some data has since been corrected and some competitors [dispute](#) its claims.

pharmaceutical ingredients (APIs), because they are made and marketed for therapeutic and prophylactic uses and are not a dietetic food precluded by HTS Chapter 30, Note 1(a). [Nutricia North America, Inc. v. U.S.](#), CAFC Slip Op. [2024-1436](#) (Nov. 17, 2025).

FTZ STATISTICS
FOREIGN-TRADE ZONES BOARD
ACTIVITY AS 11/15/2025

	Approved
Zones	310
Subzones*	911
	Pending
Zones	3
Subzones	3

*From [Fed. Reg.](#) Notices

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