

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress¹**

[Date approved: May 14, 2008]²

Bill No. and sponsor: H.R. 4553 (Mr. Jason Altmire of Pennsylvania).

Proponent name,³ location: LANXESS Corporation, Pittsburgh, PA.

Other bills on product (110th Congress only): None.

Nature of bill: Extension of temporary duty suspensions through December 31, 2011.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

9902.22.17: 2-Chlorotoluene (CAS No. 95-49-8) (provided for in subheading 2903.69.80).

9902.22.18: Chloromethylbenzene (CAS No. 25168-05-2) (provided for in subheading 2903.69.80).

Check one: Same as that in bill as introduced.
 Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

2-Chlorotoluene, a synthetic organic chemical, is used to produce the pharmaceutical Orphenadrine, used to relieve pain and discomfort caused by strains, sprains, and other muscle injuries. Chloromethylbenzene, which contains other isomers of chlorotoluene as processing impurities, is used to manufacture agricultural chemicals and plastics. These products are imported from Germany.

¹ Industry analyst preparing report: L. Johnson (202-205-3351); Tariff Affairs contact: David G. Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/.

³ The sponsor/proponent did not identify any additional beneficiaries of this bill.

Estimated effect on customs revenue:

HTS subheading: 2903.69.80					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000
Customs revenue loss 1/	\$0	\$55,000	\$55,000	\$55,000	\$55,000

1/ There are existing duty suspensions under HTS headings 9902.22.17 and 9902.22.18 that expire on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill for 2009.

Source of estimated dutiable import data: U.S. industry estimates.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
LANXESS Corporation (Proponent) Michael Assaf, 412-809-3687	1/31/2008	No	No	No
Abbott Laboratories Elaine Leavenworth, Fax: 202-783-6631	2/12/2008	No	No	No
American Chemistry Council Jim O'Conner, Fax: 703-741-6922	2/12/2008	No	No	No
Ashland Chemical Mike Toohey, Fax: 293-2913	2/12/2008	No	No	No
BASF Greg Thies, Fax: 558-5101	2/12/2008	No	No	No
Bayer Corp. Karen Niedermeyer, Fax: 412-777-4740	2/12/2008	No	No	No
Biddle Sawyer William Thonack, Fax: 212-239-1089	2/12/2008	No	No	No
Ciba Specialty Chemicals John Deming, Fax: 302-479-5152	2/12/2008	No	No	No
Clariant Corp. Andrew Zamoyiski, Fax: 401-823-2700	2/12/2008	No	No	No
DuPont Helen C. McMahon, Fax: 302-355-2994	2/12/2008	No	No	No
Eastman Chemical Co. Jorge San Pedro, Fax: 703-514-7707	2/12/2008	No	No	No
Great Lakes Chemical Robert Lee, Fax: 765-497-6040	2/12/2008	No	No	No
Honeywell International Art Simonetti, Fax: 202-662-2675	2/12/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Lonza Inc. Ray Esposito, Fax: 201-696-3487	2/12/2008	No	No	No
Monsanto Corp. Michael Parrish, Fax: 202-789-1867	2/12/2008	No	No	No
Noveon Tom Dirmyer, Fax: 216-447-5720	2/12/2008	No	No	No
Perstorp Polyols Jeff Jones, Fax: 419-729-3291	2/12/2008	No	No	No
Rhodia Dominick Cangiana, Fax: 609-860-1841	2/12/2008	No	No	No
Solutia Dan Jenkins, Fax: 314-674-1585	2/12/2008	No	No	No
Tennant Co. Mary Heie, Fax: 763-513-1808	2/12/2008	No	No	No
Total Specialty Chemicals, Inc. Tad Acker, Fax: 203-966-1505	2/12/2008	No	No	No
Union Carbide Jim Murray, Fax: 202- 347-1684	2/12/2008	No	No	No
Uniroyal Chemical Co. Lloyd Moon, Fax: 203-573-4430	2/12/2008	No	No	No

Technical comments:⁴ None.

⁴ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

110TH CONGRESS
1ST SESSION

H. R. 4553

To extend the suspension of duty on O-Chlorotoluene.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

Mr. ALTMIRE introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To extend the suspension of duty on O-Chlorotoluene.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. O-CHLOROTOLUENE.**

4 (a) IN GENERAL.—Headings 9902.22.17 and
5 9902.22.18 of the Harmonized Tariff Schedule of the
6 United States (relating to O-Chlorotoluene) are each
7 amended by striking “12/31/2009” and inserting “12/31/
8 2011”.

9 (b) EFFECTIVE DATE.—The amendments made by
10 subsection (a) apply to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

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