

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: October 6, 2008]²

Bill No. and sponsor: H.R. 5379 (Mr. Henry Brown of South Carolina).

Proponent name,³ location: Symrise Inc., Goose Creek, SC.

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

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

Retroactive effect: None.

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

2-Phenylbenzimidazole-5-sulfonic acid (CAS No. 27503-81-7) (provided for in subheading 2933.99.79).

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:

The subject product is a synthetic organic chemical that is used as an active ingredient in sunscreen. The product is imported from Germany.

Estimated effect on customs revenue:

HTS subheading: <u>2933.99.79</u>					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$778,700	\$808,650	\$832,909	\$857,887	\$883,614
Customs revenue loss 1/	\$0	\$52,562	\$54,139	\$55,763	\$57,435

1/ There is an existing duty suspension under HTS heading 9902.01.35 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill in 2009.

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

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

¹ Industry analyst preparing report: Andrew Gately (202-205-3437); Tariff Affairs contact: David 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.

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Symrise Inc. (Proponent) Brett Garson, brettg@sda-inc.com	05/15/2008	No	No	No
Abbott Laboratories Claude Burcky, Fax: 202-783-6631	05/19/2008	No	No	No
Bayer Julie Van Egmund, Fax: 202-737-8909 Karen L. Niedermeyer, Fax: 412-777-4740	05/19/2008	No	No	No
Bristol Myers Squibb David Warr, Fax: 202-783-2308	05/19/2008	No	No	No
Clariant Andrew Zamoyski, Fax: 202-248-9043	05/19/2008	No	No	No
DuPont Helen McMahon, Fax: 302-355-2994	05/19/2008	No	No	No
Eli Lilly Kathy Karol, Fax: 202-624-9460	05/19/2008	No	No	No
Endo Pharmaceuticals Albert McCorwick, Fax: 484-840-4277	05/19/2008	No	No	No
Interferon Sciences Samuel Ronel, Fax: 732-249-6895	05/19/2008	No	No	No
Gilead Sciences Cheryl Myriad, Fax: 650-522-5853	05/19/2008	No	No	No
Glaxo SmithKline William Schuyler, Fax: 202-715-1001	05/19/2008	No	No	No
Lonza, Inc. Cheryl Prescott, Fax: 201-696-3558	05/19/2008	No	No	No
Merck Thomas Bombelles, Fax: 202-638-3670	05/19/2008	No	No	No
Monsanto Grant Erdel, Fax: 202-789-1867	05/19/2008	No	No	No
Niche Pharmaceuticals Steve Brandon, Fax: 817-491-3533	05/19/2008	No	No	No
Novartis Tracy Haller, Fax: 202-628-4763	05/19/2008	No	No	No
Pfizer Katherine Bennett, Fax: 202-347-2044	05/19/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Procter and Gamble Jim McCarthy, Fax: 202-393-4606	05/19/2008	No	No	No
Schering-Plough Rob Lively, Fax: 202-463-8809	05/19/2008	No	No	No
Watson Sara Swee, Fax: 951-270-1429	05/19/2008	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
2D SESSION

H. R. 5379

To extend the temporary suspension of duty on 2-Phenylbenzimidazole-5-sulfonic acid.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 2008

Mr. BROWN of South Carolina introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To extend the temporary suspension of duty on 2-Phenylbenzimidazole-5-sulfonic acid.

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. 2-PHENYLBENZIMIDAZOLE-5-SULFONIC ACID.**

4 (a) IN GENERAL.—Heading 9902.01.35 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 2-Phenylbenzimidazole-5-sulfonic acid) is amended by
7 striking the date in the effective period column and insert-
8 ing “12/31/2011”.

9 (b) EFFECTIVE DATE.—The amendment made by
10 subsection (a) applies 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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