

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. 4556 (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)):

Mixtures of sodium salts of iminodisuccinic acid (CAS No. 144538-83-0), whether or not in water (provided for in subheading 3824.90.92).

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 products are used as chelating agents in detergent, agriculture, oil, pharmaceutical, paper, and textile industries to reduce water hardness, to stabilize oxidation agents in aqueous solutions and to remove unwanted metal ions. They are imported from Germany.

Estimated effect on customs revenue:

HTS subheading: 3824.90.92					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	5.0%	5.0%	5.0%	5.0%	5.0%
Estimated value <i>dutiable</i> imports	\$3,600,000	\$4,000,000	\$4,500,000	\$5,000,000	\$5,500,000
Customs revenue loss 1/	\$0	\$200,000	\$225,000	\$250,000	\$275,000

1/ There are existing duty suspensions under HTS heading 9902.29.83 and 9902.38.10 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.

¹ Industry analyst preparing report: Robert Randall (202-205-3366); 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.

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	01/31/2008	No	No	No
Alfa Aesar Marketing Mgr., Fax: 976-521- 6366	02/12/2008	No	No	No
Arch Chemicals Marketing Mgr., Fax: 203-229-3870	02/12/2008	No	No	No
Ashland Distribution Company Marketing Mgr., Fax: 614-790-4119	02/12/2008	No	No	No
BASF Corporation Marketing Mgr., Fax: 973-426-2610	02/12/2008	No	No	No
Bayer Corporation Karen Niedermyer, Fax: 412-777-7743	02/12/2008	No	No	No
Brown Chemical Co. Marketing Mgr., Fax: 201-337-9026	02/12/2008	No	No	No
CHEMCENTRAL Corp. Marketing Mgr., Fax: 708-594-6328	02/12/2008	No	No	No
Chemplex Chemicals, Inc. Marketing Mgr., Fax: 201-512-8791	02/12/2008	No	No	No
ChemServ, Inc. Marketing Mgr., Fax: 612-379-8244	02/12/2008	No	No	No
Ciba Specialty Chemicals Marketing Mgr., Fax: 914-347-5687	02/12/2008	No	No	No
Cognis Corporation Marketing Mgr., Fax: 520-624-0912	02/12/2008	No	No	No
Coyne Chemical Co. Marketing Mgr., Fax: 215-785-1585	02/12/2008	No	No	No
Dow Chemical Company Marketing Mgr., Fax: 989-832-1465	02/12/2008	No	No	No
Eka Chemicals Inc./Akzo Nobel Marketing Mgr., Fax: 770-578-1359	02/12/2008	No	No	No
GFS Chemicals, Inc. Marketing Mgr., Fax: 740-881-5989	02/12/2008	No	No	No
R.W. Greef Marketing Mgr., Fax: 203-541-9191	02/12/2008	No	No	No
Harcros Chemicals Inc. Marketing Mgr., Fax: 913-621-7718	02/12/2008	No	No	No
Jarchem Industries, Inc. Marketing Mgr., Fax: 973-344-5743	02/12/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
LignoTech USA Marketing Mgr., Fax: 908-429-1112	02/12/2008	No	No	No
Lonzagroup Marketing Mgr., Fax: 201-794-2515	02/12/2008	No	No	No
Mead Westvaco Corporation Specialty Chemicals Division Marketing Mgr., Fax: 843-740-2305	02/12/2008	No	No	No
Norman, Fox & Co. Marketing Mgr., Fax: 323-837-7474	02/12/2008	No	No	No
Piedmont Chemical Industries, LLC Marketing Mgr., Fax: 336-887-5563	02/12/2008	No	No	No
Solutia Inc. Marketing Mgr., Fax: 314-674-7625	02/12/2008	No	No	No
Surfactants, Inc. Marketing Mgr., Fax: 908-755-0592	02/12/2008	No	No	No
Tilley Chemical Co., Inc. Marketing Mgr., Fax: 410-391-6665	02/12/2008	No	No	No
Universal Preserv-A-Chem, Inc. Marketing Mgr., Fax: 732-777-7885	02/12/2008	No	No	No
R.T. Vanderbilt Co., Inc. Marketing Mgr., Fax: 203-853-1452	02/12/2008	No	No	No
Vulcan Performance Chemicals Marketing Mgr., Fax: 888-933-6039	02/12/2008	No	No	No
Walsh & Associates, Inc. Marketing Mgr., Fax: 314-781-9424	02/12/2008	No	No	No
Western Nutrients Corp. Marketing Mgr., Fax: 661-327-1740	02/12/2008	No	No	No
Young Chemical Company Marketing Mgr., Fax: 440-234-3255	02/12/2008	No	No	No

Technical comments:⁴

The Commission staff suggests that HTS heading 9902.29.83 should be modified to use the article description on page 1 of this report because it contains the correct CAS registry number. The Commission staff notes that HTS heading 9902.29.83 does not need to be modified by striking subheading 3824.90.91 and inserting subheading 3824.90.92 because the latter subheading has already been inserted in HTS heading 9902.29.83.

The Commission staff also notes that HTS headings 9902.29.83 and 9902.38.10 provide temporary duty

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.

suspensions to the same products. HTS heading 9902.29.83 covers “mixtures of sodium salts of iminodisuccinic acid, whether or not in water” while HTS heading 9902.38.10 covers “mixtures of sodium salts of iminodisuccinic acid, dissolved in water”. The scope of the phrase “whether or not in water” would include the subject product alone or in water, or dissolved in water; thus, HTS heading 9902.38.10 is redundant. It does not need to be amended and extended.

110TH CONGRESS
1ST SESSION

H. R. 4556

To extend and modify the temporary suspension of duty on Iminodisuccinate.

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 and modify the temporary suspension of duty
on Iminodisuccinate.

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. IMINODISUCCINATE.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended—

7 (1) in heading 9902.29.83—

8 (A) by striking “subheading 3824.90.91”

9 and inserting “subheading 3824.90.92”; and

1 (B) in the effective period column, by
2 striking the date contained therein and insert-
3 ing “12/31/2011”; and

4 (2) in heading 9902.38.10—

5 (A) by striking “subheading 3824.90.91”
6 and inserting “subheading 3824.90.92”; and

7 (B) in the effective period column, by
8 striking the date contained therein and insert-
9 ing “12/31/2011”.

10 (b) EFFECTIVE DATE.—The amendments made by
11 subsection (a) apply to goods entered, or withdrawn from
12 warehouse for consumption, on or after the 15th day after
13 the date of the enactment of this Act.

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