

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: October 6, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 5392 (Mr. Henry Brown of South Carolina).

**Proponent name,<sup>3</sup> location:** LANXESS Corporation, Goose Creek, SC.

**Other bills on product (110<sup>th</sup> 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)):**

Mixtures of *N*-phenyl-*N*-((trichloromethyl)thio)-benzenesulfonamide, calcium carbonate, and mineral oil (provided for in 3824.90.28).

**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 mixture of chemicals that is used as a vulcanization retardant for rubber products. It is used to make rubber automobile hoses and soles for shoes among other items. The product is imported from Germany and New Zealand.

**Estimated effect on customs revenue:**

HTS subheading: <u>3824.90.28</u>					
	2009	2010	2011	2012	2013
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$2,100,000	\$2,100,000	\$2,100,000	\$2,100,000	\$2,100,000
Customs revenue loss 1/	\$0	\$136,500	\$136,500	\$136,500	\$136,500

1/ There is an existing duty suspension under HTS heading 9902.38.31 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: Commission estimates.

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

<sup>1</sup> Industry analyst preparing report: Philip Stone (202-205-3424); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/](http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/).

<sup>3</sup> 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)		
LANXESS Corporation (Proponent) Laura Pearson, 202-872-8181	05/20/2008	No	No	No
Abbott Laboratories Elaine Leavenworth, Fax: 202-783-6631	05/20/2008	No	No	No
American Chemistry Council Marty Durbin, Fax: 703-741-6097	05/20/2008	No	No	No
BASF Corporation Greg Thies, Fax: 202-558-5101	05/20/2008	No	No	No
Bayer Corporation Karen L. Niedermeyer, Fax: 412-777-4740	05/20/2008	No	No	No
Biddle Sawyer William Thonack, Fax: 212-239-1089	05/20/2008	No	No	No
Chemtura Matt Mattingley, Fax: 202-463-8497 Lloyd Moon, Fax: 203-573-2686	05/20/2008	No	No	No
Ciba Specialty Chemicals Michelle Forte, Fax: 914-785-4831 Robert Hurley, Fax: 202-289-3588	05/20/2008	No	No	No
Clariant Corporation Andrew Zamoyski, Fax: 202-248-9043	05/20/2008	No	No	No
Dow Chemical Lisa Schroeter, Fax: 202-429-3467	05/20/2008	No	No	No
DuPont Helen McMahon, Fax: 302-355-2994	05/20/2008	No	No	No
Eastman Chemical Company Greg Riddle, Fax: 212-835-1621	05/20/2008	No	No	No
Emerald Performance Materials Tom Dirmyer, Fax: 330-315-6480	05/20/2008	No	No	No
Honeywell International Art Simonetti, Fax: 202-662-2675	05/20/2008	No	No	No
Monsanto Corporation Grant Erdel, Fax: 202-789-1867	05/20/2008	No	No	No
Rhodia Dominick Cangiano, Fax: 609-860-2256	05/20/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
(Yes/No)				
Solutia Kassie D. Wooton, Fax: 314-674-1585	05/20/2008	No	No	No

**Technical comments:<sup>4</sup>**

None.

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<sup>4</sup> 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. 5392

To extend the temporary suspension of duty on Mixtures of N-phenyl-N-((trichloromethyl)thio)-benzenesulfonamide, calcium carbonate, and mineral oil.

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## 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

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## A BILL

To extend the temporary suspension of duty on Mixtures of N-phenyl-N-((trichloromethyl)thio)-benzenesulfonamide, calcium carbonate, and mineral oil.

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. MIXTURES OF N-PHENYL-N-((TRICHLORO-**  
4 **METHYL)THIO)-BENZENESULFONAMIDE, CAL-**  
5 **CIUM CARBONATE, AND MINERAL OIL.**

6 (a) IN GENERAL.—Heading 9902.38.31 of the Har-  
7 monized Tariff Schedule of the United States is amended  
8 by striking “12/31/2009” and inserting “12/31/2011”.

1       (b) EFFECTIVE DATE.—The amendment made by  
2 subsection (a) applies with respect to goods entered, or  
3 withdrawn from warehouse for consumption, on or after  
4 the 15th day after the date of the enactment of this Act.

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