

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: March 20, 2008]²

Bill No. and sponsor: H.R. 4347 (Mr. Tim Murphy 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 suspension through December 31, 2011.

Retroactive effect: None.

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

Polyaspartic acid, sodium salt, in aqueous solution (CAS No. 181828-06-8) (provided for in subheading 3911.90.90).

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 an organic polymer synthesis derivative of maleic acid anhydride, ammonia, water and sodium hydroxide. This chemical controls water hardness in cooling water treatment, and in detergent and hard surface cleaning operations, and also is used to liquefy mineral pigment slurries. End-use products include detergents, cleaners, paper and textile auxiliaries, personal care products, car shampoos, cooling and wastewater treatment compounds, and dishwashing agents. The subject product is imported from Germany.

¹ Industry analyst preparing report: Ray Cantrell (202-205-3362); 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.

Estimated effect on customs revenue:

HTS subheading: 3911.90.90					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty (AVE)	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$750,000	\$1,000,000	\$1,400,000	1,800,000	\$2,000,000
Customs revenue loss 1/	\$0	\$65,000	\$91,000	\$117,000	\$130,000

1/ There is an existing duty suspension under HTS heading 9902.24.63 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill for 2009.

Source of estimated dutiable import data: Commission and 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) Jamie Schaeffer, 412-809-3666	01/23/2008	No	No	No
BASF Corporation Greg Thies, 202-558-5100	01/28/2008	No	No	No
Bayer Corporation Karen L. Niedermeyer, 412-777-2058	01/28/2008	No	No	No
Celanese Corporation Bob Carpenter, 202-637-3469	02/02/2008	No	No	No
Donar Construction Corporation 651-227-0631	02/04/2008	No	No	No
Dow Chemical Company Lisa Schroeter, 202-429-3400	01/28/2008	No	No	No
DuPont Helen C. McMahon, 302-992-2263 Elaine M. Olsen, 302-992-2263	01/28/2008	No	No	No
Efficient Global Trade, Inc. Henry P. Stobenau, 215-628-4919	01/28/2008	No	No	No
Octel Systems Paul Purisoy, 209-962-5900	02/04/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
			(Yes/No)	
Solutia, Inc. Bob Hurley, 202-289-9800	01/28/2008	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. 4347

To extend the suspension of duty on Baypure DS.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 11, 2007

Mr. TIM MURPHY of Pennsylvania introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To extend the suspension of duty on Baypure DS.

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. BAYPURE DS.**

4 (a) **IN GENERAL.**—Heading 9902.24.63 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 Polyaspartic acid, sodium salt, in aqueous solution) is
7 amended by striking the date in the effective period col-
8 umn and inserting “12/31/2011”.

9 (b) **EFFECTIVE DATE.**—The amendment made by
10 subsection (a) applies with respect to goods entered, or

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

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