

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: June 2, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4649 (Mr. Gene Green of Texas).

**Proponent name,<sup>3</sup> location:** Rhodia Inc., Cranbury, NJ.

**Other bills on product (110<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

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

Neodymium oxide (CAS No. 1313-97-9) (provided for in subheading 2846.90.80).

**Check one:**     \_\_\_ Same as that in bill as introduced.  
                  X 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 used in neodymium glass, bulbs, crystal and glass coloring. It is imported from France.

**Estimated effect on customs revenue:**

<b>HTS subheading: <u>2846.90.80</u></b>					
<del> </del>	2009	2010	2011	2012	2013
Col. 1-General rate of duty	3.7%	3.7%	3.7%	3.7%	3.7%
Estimated value <i>dutiable</i> imports	\$600,000	\$600,000	\$600,000	\$600,000	\$600,000
Customs revenue loss	\$22,200	\$22,200	\$22,200	\$22,200	\$22,200

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

<sup>1</sup> Industry analyst preparing report: Jack Greenblatt (202-205-3353); 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 identified 6 additional beneficiaries of this bill. USITC staff sent inquiries to the named beneficiaries and received responses from two. Two submitted written representations that they would benefit from 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)		
Rhodia Inc. (Proponent) Rick Valentine, 202-661-3802	3/10/2008	No	No	No
Chevron Mining Inc. (Molycorp Inc.) John Benfield, Fax: 760-856-2344	3/31/2008	No	No	No
Grand Northern Products JoAnn Kidd, Fax: 616-583-9061	3/31/2008	No	No	No
Johnson Matthey Robert Talley, Fax: 610-971-3022	3/27/2008	No	No	No
W.R. Grace Christy Stokrp, Fax: 410-531-8888	3/31/2008	No	No	No

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

The Commission staff notes that the word “as” in the article description should be deleted.

<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  
1ST SESSION

# H. R. 4649

To suspend temporarily the duty on Neodymium oxide.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

Mr. GENE GREEN of Texas introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To suspend temporarily the duty on Neodymium oxide.

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. NEODYMIUM OXIDE.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of  
5 the Harmonized Tariff Schedule of the United States is  
6 amended by inserting in numerical sequence the following  
7 new heading:

“	9902.____	Neodymium oxide (CAS No. 1313-97-9) (as provided for in subheading 2846.90.80) ..	Free	No change	No change	On or before 12/31/2011	”.
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8 (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies to articles entered, or withdrawn

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

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