



MEMORANDUM ON PROPOSED TARIFF LEGISLATION of the 112th Congress

Date approved

I. Background

Bill number:

Sponsor name:

Sponsor state:

Interested entity:

Name

City

State

Other bills on product (112th Congress only):

Nature of bill:

Expiration date:

Current or previous chapter 99 heading:

Retroactive date:

CAS number (if applicable):

Industry analyst:

Telephone:

Tariff Affairs contact:

Telephone:

Note:

1. Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.
2. In regard to the country(ies) of origin listed in section III, this report focuses on dutiable imports and does not take into account any tariff preference programs or special rates of duty.

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

Polycrystalline alumina discharge tubes, the foregoing designed for use in high-intensity discharge (HID) lamps and prefilled with metal halide salts having CAS Nos. 65997-17-3, 266-046-0, 7439-97-6, 231-106-7, 7440-33-7, 231-143-9, 7681-82-5, 231-679-3, 7790-30-9, 230-199-7, 10102-68-8, 233-276-8, 15474-63-2, 239-493-4, 13813-41-7 or 237-470-3 (provided for in subheading 8539.90.00)

(If enacted, the tariff relief provided for in this bill would be available to any entity that imports the product that is covered by the bill.)

Description above compared with bill as introduced:

- Same
 Different (see Technical Comments section)

III. Other product information, including uses/applications and source(s) of imports

The subject products, polycrystalline alumina discharge tubes prefilled with metal halide salts, are components of high-intensity discharge (HID) lamps. In HID lamps, light is created by an electric arc between two electrodes. Three common HID lamp types are mercury vapor, metal halide, and high-pressure sodium lamps. They are typically used in outdoor lighting applications (e.g., stadiums and street lights) or to light large indoor areas (e.g., retail space and indoor arenas). The subject products are completely dosed arc tubes already containing the metal iodide and mercury doses. The principal source of imports of the subject products is the European Union. Opposition to this bill is noted below in the Contacts table.

IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	8539.90.00				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty or percentage point reduction (%)	2.6	2.6	2.6	2.6	2.6
Estimated value of <i>dutiable</i> imports (\$)	3,200,000	3,300,000	3,000,000	2,600,000	2,300,000
Customs revenue loss (\$)	83,200	85,800	78,000	67,600	59,800

Note: Customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ. Regarding the HTS subheading listed in the article description of the bill, the Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only U.S. Customs and Border Protection is authorized to issue a binding ruling on this matter. The Commission believes that Customs should be consulted prior to enactment of the bill.

Dutiable imports were based on (more than one may apply):

- Official statistics of the U.S. Department of Commerce
 Provided by industry sources
 Industry information
 Commission estimates

Duty reduction notes:

- This bill is not a duty reduction
 This bill is a temporary duty reduction. Rates are shown below.

Col.1-general duty rate (%) Temporary rate (%) Percentage point reduction (%)

V. Technical comments

The article description set forth above was modified for greater clarity. Both H.R. 5475 and S. 2851 repeat CAS numbers 231-143-9 and 7681-82-5. These duplicate numbers have been removed from the description above.

VI. Continuation

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VII. Contacts with domestic firms/organizations

#	Firm/organization and contact name	Telephone number	Claims same or competing product made in the United States	Submission attached	Opposition noted
1	Philips Electronics North America Corp. (Interested entity) Randall B. Moorhead	202-962-8555	No	No	No
2	Acuity Brands Neil Egan	770-860-2957	No	No	No
3	Cree, Inc. Diana Semel Allen	919-407-5300	No	No	No
4	General Electric Co. Tim Richards	202-637-4407	No	No	No
5	LEDtronics Pervaiz Lodhie	310-534-1424	No	No	No
6	Keystone Technologies Ira Greenberg	215-283-2600	No	No	No
7	Lighting Science Group Brad Knight	321-779-5520	No	No	No
8	Lutron Electronics Co., Inc. Pekka Hakkarainen	610-282-6766	No	No	No
9	OSRAM SYLVANIA Pamela Horner	978-750-2563	Yes	Yes	Yes
10	Soraa Wilfred Martis	510-456-2200	No	No	No
11	Venture Lighting International Thomas Harding	440-836-7250	No	No	No

112TH CONGRESS
2D SESSION

H. R. 5475

To suspend temporarily the duty on polycrystalline alumina discharge tubes prefilled with metal halide salts and designated for high intensity discharge (HID) lamps.

IN THE HOUSE OF REPRESENTATIVES

MAY 7, 2012

Mr. REED introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To suspend temporarily the duty on polycrystalline alumina discharge tubes prefilled with metal halide salts and designated for high intensity discharge (HID) lamps.

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. POLYCRYSTALLINE ALUMINA DISCHARGE**
4 **TUBES PREFILLED WITH METAL HALIDE**
5 **SALTS AND DESIGNATED FOR HIGH INTEN-**
6 **SITY DISCHARGE (HID) LAMPS.**

7 (a) IN GENERAL.—Subchapter II of chapter 99 of
8 the Harmonized Tariff Schedule of the United States is

1 amended by inserting in numerical sequence the following
 2 new heading:

“	9902.01.00	Polycrystalline Alumina discharge tubes prefilled with metal halide salts (CAS Nos. 65997-17-3, 266-046-0, 7439-97-6, 231-106-7, 7440-33-7, 231-143-9, 7681-82-5, 231-143-9, 7681-82-5, 231-679-3, 7790-30-9, 230-199-7, 10102-68-8, 233-276-8, 15474-63-2, 239-493-4, 13813-41-7, and 237-470-3) and designated for high intensity discharge (HID) lamps (provided for in sub-heading 8539.90.00)	Free	No change	No change	On or before 12/31/2015	”.
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3 (b) EFFECTIVE DATE.—The amendment made by
 4 subsection (a) applies to goods entered, or withdrawn from
 5 warehouse for consumption, on or after the 15th day after
 6 the date of the enactment of this Act.

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