



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)):

Stoppers, lids, and other closures of low expansion borosilicate glass or alumino-borosilicate glass, having a linear coefficient of expansion not exceeding 3.3×10^{-6} per Kelvin within a temperature range of 0 to 300 degrees C, produced by automatic machine (provided for in subheading 7010.20.20) or produced by hand (provided for in subheading 7010.20.30).

(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 are stoppers, lids, and other closures that are made of the specified low expansion glass and used as closures for glass containers in laboratory, hygienic, or pharmaceutical applications. This low expansion glassware is heat resistant. U.S. imports of these products under HTS subheading 7010.20.20 come from China, Mexico, Germany, Czech Republic, and the United Kingdom. Imports under HTS subheading 7010.20.30 come primarily from China, India, and Taiwan. No industry contact confirmed U.S. production of the subject product.

IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	7010.20.20 and 7010.20.30 [see continuation]				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty (%) or percentage point reduction	3.4	3.4	3.4	3.4	3.4
Estimated value of <i>dutiable</i> imports (\$)	7,500,000	7,500,000	7,500,000	7,500,000	7,500,000
Customs revenue loss (\$)	255,000	255,000	255,000	255,000	255,000

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 description in the current HTS heading does not conform to the ASTM standard for the product, according to information received from the interested entity. Consequently, the article description set forth above was modified to read "...not exceeding 3.3×10^{-6} per Kelvin..." and not "...not exceeding 3.3×10^{-7} per Kelvin..." as in the current heading. We note that the "-6" following "10" should be written as superscript characters.

Although the bill's title has no legal significance, it would be clearer to reflect that the bill is a renewal of an existing suspension rather than an extension, because the most recent effective period of this provision ended on December 31, 2009.

VI. Continuation

Estimated effect on customs revenue – continued:

The estimated Customs revenue loss reported in the data table of Section IV is based on a weighted average rate. Below are the calculations of customs revenue loss separated by HTS number.

HTS No 7010.20.20 (2.5%)

2013 - \$150,000

2014 - \$150,000

2015 - \$150,000

2016 - \$150,000

2017 - \$150,000

HTS No. 7010.20.30 (5.2%)

2013 - \$80,000

2014 - \$80,000

2015 - \$80,000

2016 - \$80,000

2017 - \$80,000

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	Corning Glass (Interested entity) Jeffrey Meeks	508-696-5940	No	No	No
2	Ace Glass	856-692-3333	No	No	No
3	Glass Association of North America Urmilla Sowell	772-223-1527	No	No	No
4	Kimble Glass Chris Bouffard	919-872-3772	No	No	No
5	Novatech	281-359-8538	No	No	No
6	Quark Glass	856-455-0376	No	No	No
7	Southeastern Lab Apparatus	803-279-7668	No	No	No
8	Specialty Glass	281-595-2210	No	No	No

112TH CONGRESS
2D SESSION

H. R. 5487

To extend the temporary suspension of duty on low expansion stoppers, lids, and other closures, and for other purposes.

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 extend the temporary suspension of duty on low expansion stoppers, lids, and other closures, and for other purposes.

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. LOW EXPANSION STOPPERS, LIDS, AND OTHER**

4 **CLOSURES.**

5 (a) IN GENERAL.—Heading 9902.12.40 of the Har-
6 monized Tariff Schedule of the United States is amend-
7 ed—

8 (1) in the article description column, by striking
9 “10⁻⁷” and inserting “10⁻⁶”; and

1 (2) in effective period column, by striking “12/
2 31/2009” and inserting “12/31/2015”.

3 (b) **EFFECTIVE DATE.**—The amendments made by
4 this section apply 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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