

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: September 20, 2005]²

Bill No. and sponsor: H.R. 2152 (Mr. Henry E. Brown of South Carolina)

Proponent name, location: LANXESS Corporation
Goose Creek, SC

Other bills on product (109th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2009.

Retroactive effect: None.

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

1,3-Dihydro-4(or 5)-methyl- 2*H*-benzimidazole-2-thione, zinc salt (2:1) (CAS No. 61617-00-3) coated with mineral oil (provided for in subheading 2933.99.82).

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:

Vulkanox ZMB, the subject product, is a non-staining antioxidant used primarily for heat-resistant thiuram-cured rubber goods. It can be used on white, colored or transparent goods and may have a brightening effect. The subject product is used in the production of technical rubber components for the automotive industry.

The subject compound is imported from Belgium. There are no other known U.S. importers; however, competitive products are imported from Japan. There is no known U.S. production of Vulkanox ZMB.

¹ Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm

Estimated effect on customs revenue:

HTS subheading: 2933.99.82					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$972,000	\$1,000,000	\$1,100,000	\$1,100,000	\$1,100,000
Customs revenue loss	\$63,180	\$65,000	\$71,500	\$71,500	\$71,500

Source of estimated dutiable import data: Industry estimates.

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

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
LANXESS Corporation (proponent) Michael Assaf, 412-809-3687	08/01/2005	No	No	No
BASF Corporation Tom Coleman, 202-289-3900	08/01/2005	No	No	No
Bayer Corporation Karen Niedermeyer, 412-777-2058	08/01/2005	No	No	No
Ciba Specialty Chemicals John Deming, 202-857-5200	08/01/2005	No	No	No
DuPont Chemical Elaine Olsen, 302-992-2263	08/01/2005	No	No	No

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to provide the proper chemical name.

³ 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.

109TH CONGRESS
1ST SESSION

H. R. 2152

To suspend temporarily the duty on Vulkanox ZMB–2/C5.

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2005

Mr. BROWN of South Carolina introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To suspend temporarily the duty on Vulkanox ZMB–2/C5.

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. VULKANOX ZMB–2/C5.**

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:

“	9902.06.06	2-Mercapto-4(5)-methylbenzimidazole, zinc salt (CAS No. 61617–00–3) coated with mineral oil (provided for in subheading 2933.99.82)	Free	No change	No change	On or before 12/31/2009	”.
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1 (b) **EFFECTIVE DATE.**—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of the enactment of this Act.

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