

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. 2160 (Mr. Henry E. Brown Jr. of South Carolina)

Proponent name, location: Symrise Inc.
Goose Creek, SC

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

Nature of bill: Extension of temporary duty suspension through December 31, 2008.

Retroactive effect: None.

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

The subject chemical (see below) is classified in HTS subheading 2933.99.79 and is eligible for a temporary duty suspension under HTS heading 9902.01.35.

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 product is a synthetic organic chemical used as a raw material in sunscreen formulations. There is no domestic producer of this product. It is classified as a drug and regulated by the FDA because of its use as an active ingredient for sunscreens. It is imported from Germany and resold into the sunscreen active ingredient market.

¹ Industry analyst preparing report: Larry Johnson (202-205-3351); Tariff Affairs contact: Dave Michels (202-205-3340).

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

Estimated effect on customs revenue:

HTS subheading: 2933.99.79					
	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	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000
Customs revenue loss ^{1/}	\$74,750	\$74,750	\$74,750	\$74,750	\$74,750

^{1/} Revenue loss for 2005 and 2006 results from an existing duty suspension provided for in heading 9902.01.35.

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)		
Symrise Inc. (proponent) Jed D'Ercole e-mail: jed@sda-inc.com	7/17/2005	No	No	No
Abbott Laboratories Elaine Leavenworth fax: 202-783-6631	8/3/2005	No	No	No
Albright & Wilson Susan Greenbaum fax: 804-968-6498	8/3/2005	No	No	No
Bayer Karen Niedermeyer fax: 412-777-4740	8/3/2005	No	No	No
Bayer Julie Von Egmund fax: 202-737-8908	8/3/2005	No	No	No
Biddle Sawyer William Thonack fax: 212-239-1089	8/3/2005	No	No	No
American Chemistry Council Jim O'Connor fax: 703-741-6922	8/3/2005	No	No	No
Ciba Specialty Chemicals Michelle Forte fax: 914-785-4831	8/3/2005	No	No	No

Clariant Corp. Andrew Zamoyski fax: 401-823-2700	8/3/2005	No	No	No
E.I DuPont Nancy Johnson fax: 202-728-3649	8/3/2005	No	No	No
E.I DuPont Elaine Olson fax: 302-892-7343	8/3/2005	No	No	No
Eastman Chemical Co. Greg Riddle fax: 703-524-7707	8/3/2005	No	No	No
Honeywell International Art Simonetti fax: 202-662-2675	8/3/2005	No	No	No
Monsanto Linda Strachan fax: 202-789-1867	8/3/2005	No	No	No
Monsanto Michael Parrish fax: 202-789-1867	8/3/2005	No	No	No
Noveon Tom Dirmyer fax: 214-415-6001	8/3/2005	No	No	No
Solutia Sue Cannon fax: 314-674-1585	8/3/2005	No	No	No
Solutia Dan Jenkins fax: 314-674-1585	8/3/2005	No	No	No
Uniroyal Lloyd Moon fax: 203-573-4430	8/3/2005	No	No	No

Technical comments:³ None.

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. 2160

To extend the duty suspension on 2-Phenylbenzimidazole-5-sulfonic acid.

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 extend the duty suspension on 2-Phenylbenzimidazole-5-sulfonic acid.

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. 2-PHENYLBENZIMIDAZOLE-5-SULFONIC ACID.**

4 (a) **IN GENERAL.**—Heading 9902.01.35 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 2-Phenylbenzimidazole-5-sulfonic acid) is amended by
7 striking “12/31/2006” and inserting “12/31/2008”.

8 (b) **EFFECTIVE DATE.**—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

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

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