

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: September 23, 2005]²

Bill No. and sponsor: H.R. 2241 (Mr. Jim Saxton of New Jersey)

Proponent name, location: LANXESS Corp.
Pittsburgh, PA

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

Nature of bill: Temporary duty suspension through 12/31/2008.

Retroactive effect: None.

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

Ion-exchange resins (cationic H form), consisting of copolymers of acrylic acid and diethylene glycol divinyl ether (CAS No. 359785-58-3 (provided for in subheading 3914.00.60).

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 consists of four weak acid cation exchange resins in the form of porous polymeric beads sold under the Lewatit® trade name. These resins are used primarily to remove positive ions such as calcium and magnesium in potable drinking water systems, thus enhancing the quality and taste of drinking water for home consumption. The product is also useful for the removal of heavy metals from wastewater, and for the removal of calcium and magnesium ions in sugar processing to prevent scaling of evaporation equipment. Lewatit® resin may also be used in softening water injected for oil recovery in spent oil fields. Lewatit® CNP C and Lewatit® CNP P are used in water treatment; and Lewatit® S 8227 and Lewatit® S 8229 are used in sugar processing. The product is imported from a plant in Germany by Sybron Chemicals, Inc., a LANXESS affiliate.

¹ Industry analyst preparing report: Ray Cantrell (202-205-3362); 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: <u>3914.00.60</u>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	3.9%	3.9%	3.9%	3.9%	3.9%
Estimated value <i>dutiable</i> imports	\$7,000,000	\$7,200,000	\$7,500,000	\$7,800,000	\$8,200,000
Customs revenue loss	\$273,000	\$280,800	\$292,500	\$304,200	\$319,800

Source of estimated dutiable import data: Commission and 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 Corp. (Proponent) Ms. Jamie Schaeffer 412-809-3666	08/04/2005	No	No	No
LANXESS Corp. (Proponent) Mr. Steve Ziehm 202-872-8181	08/04/2005	No	No	No
Bayer Corp. Ms. Karen L. Niedermeyer 412-777-2058	08/10/2005	No	No	No
Dow Chemical Co. Ms. Lisa Schroeder 202-429-3407	08/09/2005	No	No	No
Purolite Company Ms. Linda Baley 610-668-9090	08/12/2005	No	No	No
Purolite Company Mr. Don Brodie Fax: 610-668-1997	08/12/2005	No	No	No
Rohm and Haas Company Mr. Hank P. Stobenau 215-628-4919	08/04/2005	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. 2241

To suspend temporarily the duty on Lewatit.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2005

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

A BILL

To suspend temporarily the duty on Lewatit.

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. LEWATIT.**

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:

“	9902.09.25	Ion-exchange resins (cationic H form), consisting of copolymers of acrylic acid and diethylene glycol divinyl ether (CAS No. 359785–58–3) (provided for in sub-heading 3914.00.60)	Free	No change	No change	On or before 12/31/2008	”.
---	------------	--	------	-----------	-----------	-------------------------	----

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 enactment of this Act.

○