

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: April 25, 2006]<sup>2</sup>

**Bill No. and sponsor:** H.R. 3224 (Mr. Steve Buyer of Indiana).

**Proponent name, location:** The Dow Chemical Company, Midland, MI.

**Other bills on product (109<sup>th</sup> Congress only):** H.R. 3227.

**Nature of bill:** Temporary duty suspension through December 31, 2008.

**Retroactive effect:** None.

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

1,2-Benzisothiazol-3(2H)-one (CAS No. 2634-33-5) (provided for in subheading 3808.40.10).

**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 subject product is an anti-microbial agent that is used as an industrial preservative in paints, coatings, mineral slurries, metal working fluids, and latex. The subject product is imported from the United Kingdom.

**Estimated effect on customs revenue:**

HTS subheading: <u>3808.40.10</u>					
	2005	2006	2007	2008	2009
<del>Col. 1-General rate of duty</del>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$3,150,000	\$3,150,000	\$3,150,000	\$3,150,000	\$3,150,000
Customs revenue loss	\$204,750	\$204,750	\$204,750	\$204,750	\$204,750

Source of estimated dutiable import data: Industry estimates.

<sup>1</sup> Industry analyst preparing report: Jack Greenblatt (202-205-3353); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm).

**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)		
The Dow Chemical Company (Proponent) Joe Bainor, 989-636-0083 Max Turnipseed, 225-338-0310	11/04/2005	No	No	No
Albemarle Corp. Will Pickrell, Fax: 225-388-7686	11/11/2005	No	No	No
Arch Chemicals Laura Tew, Fax: 423-238-6838	11/11/2005	No	No	No
Buckman Labs Charles Brandenburg, Fax: 901-726-5970	11/11/2005	No	No	No
Clariant Corp. Andrew Zamoyski, 401-823-2230	11/04/2005	No	No	No
Engelhard Corp. Michael Cochran, Fax: 732-205-6767	11/11/2005	No	No	No
Great Lakes Chemical Corp. Mary Harscher, Fax: 765-463-2188	11/11/2005	No	No	No
Houghton Chemical Corp. Lisa Corbert, Fax: 617-254-2713	11/11/2005	No	No	No
Inolex Chemical Co. Paulson Kolangaden, Fax: 215-271-8755	11/11/2005	No	No	No
Nalco Co. William Utley, Fax: 630-305-2945	11/11/2005	No	No	No
Oxychem Chemical Corp. Chuck Anderson, Fax: 972-720-7411	11/11/2005	No	No	No
Troy Corp. David Faherty, Fax: 973-443-0257	11/11/2005	No	No	No

**Technical comments:**<sup>3</sup>

The Commission notes that H.R. 3224 and H.R. 3227, both introduced by Congressman Buyer, appear to be duplicates. The Commission suggests that only one of these bills should be enacted. The Commission also suggests that the article description on page 1 of this report be used in the proposed new heading in order to delete the extraneous reference to “9CI”.

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<sup>3</sup> 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.

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3224

To suspend temporarily the duty on 1,2-Benzisothiazol-3(2H)-one (9CI).

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## IN THE HOUSE OF REPRESENTATIVES

JULY 12, 2005

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

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## A BILL

To suspend temporarily the duty on 1,2-Benzisothiazol-  
3(2H)-one (9CI).

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. 1,2-BENZISOTHIAZOL-3(2H)-ONE (9CI).**

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:

“	9902.11.08	1,2-Benzisothiazol-3(2H)-one (9CI) (CAS No. 2634-33-5) (provided for in sub-heading 3808.40.10) .....	Free	No change	No change	On or before 12/31/2008	”.
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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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