

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress¹**

[Date approved: May 5, 2008]²

Bill No. and sponsor: H.R. 4364 (Mr. Brian Baird of Washington).

Proponent name,³ location: Solvay Chemicals Inc., Alpharetta, GA.

Other bills on product (110th Congress only): None.

Nature of bill: Extension of temporary duty suspension through December 31, 2011.

Retroactive effect: None.

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

Magnesium peroxide, minimum 25 percent purity (CAS No. 1335-26-8) (provided for in subheading 2816.10.00).

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 used in petroleum exploration, where it is used to decompose polymers added during drilling. A different formulation of magnesium peroxide is used in the bioremediation of soil and groundwater. The product is imported from Germany and China.

Estimated effect on customs revenue:

HTS subheading: <u>2816.10.00</u>					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty					
Col. 1-General rate of duty	3.1%	3.1%	3.1%	3.1%	3.1%
Estimated value <i>dutiable</i> imports	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000
Customs revenue loss 1/	\$0	\$31,000	\$31,000	\$31,000	\$31,000

1/ There is an existing duty suspension under HTS heading 9902.22.87 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill for 2009.

Source of estimated dutiable import data: U.S. industry estimates.

¹ Industry analyst preparing report: L. Johnson (202-205-3351); Tariff Affairs contact: D. Michels (202-205-3440).

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

³ The sponsor/proponent did not identify any additional beneficiaries of this bill.

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

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Solvay Chemicals Inc. (Proponent) Max Turnipseed, 225-338-0310	02/12/2008	No	No	No
Aithaca Corp. Eric Kastens, 516-229-2330	02/12/2008	No	No	No
Alcan Chemicals Andrew Derosa, 203-541-9200	03/11/2008	No	No	No
BASF, Functional Polymers Group Joseph Breunig, Fax: 973-245-6721	02/12/2008	No	No	No
Bayer Corporation Karen L. Niedermeyer, Fax: 412-777-4740	02/12/2008	No	No	No
Ciba Specialty Chemicals Bob Hurley, Rhurley@theaccordgroup.com	03/11/2008	No	No	No
Clariant Corp. Andrew Zamoyski, 202-415-9159	02/12/2008	No	No	No
DuPont Helen McMahan, Fax: 302-355-2994	02/12/2008	No	No	No
Eastman Chemical Company Greg Riddle, Fax: 703-524-7707	02/12/2008	No	No	No
Fanwood Chemical Jim DeLisi, Fax: 908-322-8494	02/12/2008	No	No	No
Honeywell International Art Simonetti, Fax: 202-662-2675	02/12/2008	No	No	No
Hummel Croton Gail Mulligan, 908-754-1800	02/12/2008	No	No	No
LANXESS Corporation Jamie B. Schaeffer, Fax: 412-809-3614	02/12/2008	No	No	No
Rohm & Haas Steven Volger, Fax: 215-592-2550	02/12/2008	No	No	No
Solutia Dan Jenkins, Fax: 314-674-1585	02/12/2008	No	No	No
Syngenta Dawn Stump, Fax: 202-347-7772	02/12/2008	No	No	No
Uniroyal Chemical Company Lloyd Moon, Fax: 203-573-4430	02/12/2008	No	No	No

Technical comments:⁴ None.

⁴ 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.

110TH CONGRESS
1ST SESSION

H. R. 4364

To extend the temporary suspension of duty on certain magnesium peroxide.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 11, 2007

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

A BILL

To extend the temporary suspension of duty on certain magnesium peroxide.

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. CERTAIN MAGNESIUM PEROXIDE.**

4 (a) IN GENERAL.—Heading 9902.22.87 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 magnesium peroxide, minimum 25 percent purity) is
7 amended by striking “12/31/2009” and inserting “12/31/
8 2011”.

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

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

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