

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 111th Congress¹**

[Date approved: February 23, 2010]²

Bill No. and sponsor: S. 1797 (Mr. Richard Lugar of Indiana).

Proponent name,³ location: SCHOTT North America, Inc., Vincennes, Indiana.

Other bills on product (111th Congress only): None.

Nature of bill: Extension of temporary duty reduction through December 31, 2011.⁴

Retroactive effect: No.

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

Rolled glass in sheets, yellow-green in color, not finished or edge-worked, textured on one surface, suitable for incorporation in cooking stoves, ranges or ovens described in subheading 8516.60.40 (provided for in subheading 7003.12.00 or 7003.19.00).

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 bill would cover rolled rectangular sheets of glass that are yellow-green in color, not finished or edge-worked, and textured on one surface. The composition of the subject glass is specifically formulated to yield a glass-ceramic material upon further heat treatment. These sheets are cut to shape and subjected to further manufacturing operations including heat treatment to produce a glass-ceramic material for cooktop applications. The glass-ceramic cooktop conceals the heating elements when not in use and facilitates cleaning of the cooktop. Glass-ceramic cooktops are used primarily in smooth-top electric ranges, but they are also used in gas ranges. The principal sources of subject imports provided for in subheading 7003.19.00 are France and Germany. The principal source of subject imports provided for in subheading 7003.12.00 is Japan. SCHOTT North America sources most of its imports from Germany, and EuroKera North America (another beneficiary) sources most of its imports from France.

¹ Industry analyst preparing report: Vincent DeSapio (202-205-3435); Tariff Affairs contact: Jan Summers (202-205-2605).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.

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

⁴ Heading 9902.70.03 expired on December 31, 2009.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 7003.12.00 or 7003.19.00:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty					
Col. 1-General rate of duty	1.4% or 1.3%				
Estimated value <i>dutiable</i> imports ^a	\$50,000,000	\$50,000,000	\$50,000,000	\$50,000,000	\$50,000,000
Customs revenue loss ^{b c}	\$300,000- \$350,000	\$300,000- \$350,000	\$300,000- \$350,000	\$300,000- \$350,000	\$300,000- \$350,000

a/ Dutiable import estimates were provided by industry sources.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

c/ The estimated customs revenue loss is based on a temporary reduction of the general rate of duty from 1.4 percent ad valorem (subheading 7003.12.00) or 1.3 percent ad valorem (subheading 7003.19.00) to 0.7 percent ad valorem, a reduction of 0.7 or 0.6 percentage points, respectively.

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)		
SCHOTT North America, Inc. (Proponent) Tim Kiger, 812-895-8209	11/04/2009	No	No	No
EuroKera North America, Inc./Corning, Inc. Debra L. Waggoner, 202-661-4150	11/04/2009	No	No	No
Insulating Glass Manufacturers Association Margaret Webb, Executive Director, 613-233-1510	11/12/2009	No	No	No

Technical comments:⁵

The description shown on page one mirrors the existing description in heading 9902.70.03, except for two small changes. The language we suggest omits the comma after “ranges” to be consistent with HTS usage and interpretation, and the letter “s” at the end of the first appearance of “subheading” given that only 1 chapter 85 provision is being referenced for the end-use products.

⁵ 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.

111TH CONGRESS
1ST SESSION

S. 1797

To extend the temporary reduction of the duty on certain textured rolled glass sheets.

IN THE SENATE OF THE UNITED STATES

OCTOBER 19, 2009

Mr. LUGAR introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To extend the temporary reduction of the duty on certain textured rolled glass sheets.

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 TEXTURED ROLLED GLASS SHEETS.**

4 (a) IN GENERAL.—Heading 9902.70.03 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 certain textured rolled glass sheets) is amended by striking
7 the date in the effective period column and inserting “12/
8 31/2011”.

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

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

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