

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 111<sup>th</sup> Congress<sup>1</sup>**

[Date approved: May 20, 2010]<sup>2</sup>

**Bill No. and sponsor:** S. 2321 (Mr. John F. Kerry of Massachusetts et al.).

**Proponent name,<sup>3</sup> location:** H.C. Starck Inc., Newton, MA.

**Other bills on product (111<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.<sup>4</sup>

**Retroactive effect:** None.

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

Aqueous catalytic preparations based on iron (III) toluenesulfonate (CAS No. 77214-82-5) (provided for in subheading 3815.90.50).

**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 products, aqueous catalytic preparations, are used in the electronics industry in the production of capacitors. The products are imported from Germany.

**Estimated effect on customs revenue for the subject product classifiable in HTS subheading 3815.90.50:**

	2010	2011	2012	2013	2014
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	5%	5%	5%	5%	5%
Estimated value dutiable imports <sup>a</sup>	\$80,000	\$84,000	\$88,000	\$92,500	\$96,000
Customs revenue loss <sup>b</sup>	\$4,000	\$4,200	\$4,400	\$4,625	\$4,800

a/ Dutiable import estimates were based on industry information.

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

<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://www.usitc.gov/tariff\\_affairs/congress\\_reports/](http://www.usitc.gov/tariff_affairs/congress_reports/).

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

<sup>4</sup> Heading 9902.38.15 expired on December 31, 2009.

**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)	
H.C. Starck Inc. (Proponent) David Ross, 617-630-5978	12/14/2009	No	No	No
Dow Lisa Schroeter, 202-429-3407 <a href="mailto:lschroeter@dow.com">lschroeter@dow.com</a>	12/24/2009	No	No	No
DuPont Elaine Olsen, 302-992-2263 <a href="mailto:elaine.m.olsen@usa.dupont.com">elaine.m.olsen@usa.dupont.com</a>	12/24/2009	No	No	No
Eastman Chemical Greg Riddle, 212-835-1620 <a href="mailto:griddle@eastman.com">griddle@eastman.com</a>	12/24/2009	No	No	No
LANXESS Corp. Steve Ziehm, 202-872-8181	12/24/2009	No	No	No
Plextronics Sean Williams, 412-423-2030 X108 <a href="mailto:swilliams@plextronics.com">swilliams@plextronics.com</a>	12/17/2009	No	No	No
Rhodia Inc. David Klucsik, 609-860-3616	12/24/2009	No	No	No

**Technical comments:**<sup>5</sup> None.

<sup>5</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.

111TH CONGRESS  
1ST SESSION

# S. 2321

To extend the temporary suspension of duty on aqueous catalytic preparations based on iron (III) toluenesulfonate.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mr. KERRY (for himself, Mr. KIRK, and Mr. GRAHAM) introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To extend the temporary suspension of duty on aqueous catalytic preparations based on iron (III) toluenesulfonate.

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. AQUEOUS CATALYTIC PREPARATIONS BASED**

4 **ON IRON (III) TOLUENESULFONATE.**

5 (a) IN GENERAL.—Heading 9902.38.15 of the Har-  
6 monized Tariff Schedule of the United States (relating to  
7 aqueous catalytic preparations based on iron (III)  
8 toluenesulfonate) is amended by striking the date in the  
9 effective period column and inserting “12/31/2011”.

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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