

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: May 16, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4617 (Mr. Phil English of Pennsylvania).

**Proponent name,<sup>3</sup> location:** Rohm and Haas Company, Philadelphia, PA.

**Other bills on product (110<sup>th</sup> Congress only):** None.

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

**Retroactive effect:** None.

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

Ion exchange resin comprising a crosslinked styrene-divinylbenzene copolymer powder, sulfonated, sodium salt, having a nominal size of 0.075 mm to 0.150 mm in diameter, and a moisture content of not more than 10 percent (CAS No. 63182-08-1) (provided for in subheading 3914.00.60).

**Check one:**     \_\_\_ Same as that in bill as introduced.  
                  X 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 as both a drug carrier and an active ingredient. As a carrier, it provides the manufacturer with several functions, including taste marking, drug stabilization, and sustained release. As an active ingredient, the product is a therapeutic agent that is used to lower potassium levels in the treatment of hyperkalemia. It is imported from France.

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

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

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

**Estimated effect on customs revenue:**

<b>HTS subheading: 3914.00.60</b>					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	3.9%	3.9%	3.9%	3.9%	3.9%
Estimated value <i>dutiable</i> imports	\$5,700,000	\$6,200,000	\$6,700,000	\$7,200,000	\$7,700,000
Customs revenue loss	\$222,300	\$241,800	\$261,300	\$280,800	\$300,300

1/ There was a temporary duty suspension under HTS heading 9902.02.34 that expired on December 31, 2006. Therefore, there will be a customs revenue loss in 2009.

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

**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)	
Rohm and Haas Company (Proponent) Henry P. Stoebenau, 215-628-4919	03/24/2008	No	No	No
Bayer Corporation Karen L. Niedermeyer, 412-777-2058	03/24/2008	No	No	No
Dow Chemical Company Lisa Schroeter, 202-429-3400	03/24/2008	No	No	No
LANXESS Corp. Jamie B. Schaeffer, 412-809-3666	03/24/2008	No	No	No
Purolite Company Don Brodie, 610-668-9090	03/24/2008	No	No	No

**Technical comments:<sup>4</sup>**

The Commission staff suggests that the bill use the article description on page 1 of this report as it provides a more concise description of the product.

<sup>4</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.

110TH CONGRESS  
1ST SESSION

# H. R. 4617

To suspend temporarily the duty on a certain chemical.

---

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

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

---

## A BILL

To suspend temporarily the duty on a certain chemical.

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. POWDERED ION EXCHANGE RESIN COM-**  
4 **PRISING A COPOLYMER OF STYRENE**  
5 **CROSSLINKED WITH DIVINYLBENZENE,**  
6 **SULPHONIC ACID, SODIUM FORM.**

7       (a) IN GENERAL.—Heading 9902.02.34 of the Har-  
8 monized Tariff Schedule of the United States is amended  
9 to read as follows:

“	9902.02.34	Powdered ion exchange resin comprised of a copolymer of styrene, cross linked with divinyl-benzene, further reacted to provide sulfonic acid functionality (sodium form), having a nominal particle size of 0.075 mm to 0.150 mm, dried to a moisture content of not more than 10% (CAS No. 63182-08-1) (provided for in subheading 3914.00.60) .....	Free	No change	No change	On or before 12/31/2011	”.
---	------------	---	------	-----------	-----------	-------------------------	----

1           (b) **EFFECTIVE DATE.**—The amendment made by  
2 subsection (a) applies to articles entered, or withdrawn  
3 from warehouse for consumption, on or after the 15th day  
4 after the date of the enactment of this Act.

○