

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress ¹**

[Date approved: June 10, 2008]²

Bill No. and sponsor: H.R. 4657 (Mr. Rush D. Holt of New Jersey).

Proponent name,³ location: Rhodia Inc., Cranbury, NJ.

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

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

Retroactive effect: None.

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

Tetrakis(hydroxymethyl)phosphonium sulfate (THPS) (CAS No. 55566-30-8) (provided for under subheading 2931.00.90).

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 synthetic organic chemical, which is sold under the trade name Tolcide PS-75, is a biocide that is used in water treatment and oil field services. The product is imported from the United Kingdom.

Estimated effect on customs revenue:

HTS subheading: <u>2931.00.90</u>					
 	2009	2010	2011	2012	2013
Col. 1-General rate of duty	3.7%	3.7%	3.7%	3.7%	3.7%
Estimated value <i>dutiable</i> imports ^{1/}	\$50,000,000	\$50,000,000	\$50,000,000	\$50,000,000	\$50,000,000
Customs revenue loss	\$1,850,000	\$1,850,000	\$1,850,000	\$1,850,000	\$1,850,000

^{1/} The estimates are based on total U.S. imports from the United Kingdom under HTS subheading 2931.00.90 because the proponent did not provide estimates of future imports of the subject product. Source of estimated dutiable import data: Official statistics and Commission estimates.

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

¹ Industry analyst preparing report: Robert Randall (202-205-3366); Tariff Affairs contact: David 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.

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Rhodia Inc. (Proponent) Rick Valentine, rick.valentine@klgates.com	3/25/2008	No	No	No
American Chemistry Council Marty Durbin, Fax: 703-741-6097	4/25/2008	No	No	No
Apollo Color, Inc. Dave Klebine, Fax: 815-741-2599	4/25/2008	No	No	No
BASF David Bushnell, Fax: 301-654-8336 Greg Thies, Fax: 202-558-5101	4/25/2008	No	No	No
Bayer Chemicals Karen L. Niedermeyer, Fax: 412-777-4740 Julie Van Egmund, Fax: 202-737-8909	4/25/2008	No	No	No
Biddle Sawyer William Thonack, Fax: 212-239-1089	4/25/2008	No	No	No
Chemtura Corporation Lloyd Moon, Fax: 203-573-2686	4/25/2008	No	No	No
Ciba Specialty Chemicals Robert Hurley, Fax: 202-289-3588	4/25/2008	No	No	No
Clariant Corp. Andy Zamoyski, Fax: 202-248-9043	4/25/2008	No	No	No
Dow Chemicals Lisa Schroeter, 202-429-3467	4/25/2008	No	No	No
DuPont Helen C. McMahon, Fax: 302-355-2994	4/25/2008	No	No	No
Emerald Performance Chemicals Tom Dirmyer, Fax: 330-315-6480	4/25/2008	No	No	No
Galaxie Chemical Corp. Michael Santoro, Jr., Fax: 973-790-7104	4/25/2008	No	No	No
Honeywell Art Simonetti, Fax: 202-662-2675	4/25/2008	No	No	No
Huntsman Corp. John Deming, Fax: 302-479-5499	4/25/2008	No	No	No
Monsanto Corp. Grant Erdel, Fax: 202-789-1867	4/25/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
PMC Inc. Gordon McCollough, Fax: 513-482-7884	4/25/2008	No	No	No
Solutia, Inc. Kassie D. Wooten, Fax: 314-674-1585	4/25/2008	No	No	No
Sun Chemical Corp. Steve Schmidt, Fax: 513-681-4960	4/25/2008	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. 4657

To suspend temporarily the duty on Tetrakis(hydroxymethyl) phosphonium sulfate (THPS).

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

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

A BILL

To suspend temporarily the duty on Tetrakis(hydroxymethyl) phosphonium sulfate (THPS).

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. TETRAKIS(HYDROXYMETHYL) PHOSPHONIUM**
4 **SULFATE (THPS).**

5 (a) IN GENERAL.—Subchapter II of chapter 99 of
6 the Harmonized Tariff Schedule of the United States is
7 amended by inserting in numerical sequence the following
8 new heading:

“	9902.____	Tetrakis(hydroxymethyl) phosphonium sulfate (THPS) (CAS No. 55566- 30-8) (provided for in sub- heading 2931.00.90)	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.

○