

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: June 12, 2008]²

Bill No. and sponsor: H.R. 4885 (Mr. Bob Filner of California).

Proponent name,³ location: Hitachi America Ltd., Brisbane, CA.

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)):

Metal halide lamps designed for use in video projectors (provided for in subheading 8539.32.00).

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:

Metal halide lamps are a type of high-intensity discharge (HID) lamp that produces high light output for its size by passing an electric arc through a mixture of argon, mercury, and a variety of metal halide gases. Metal halide lamps are more energy efficient than fluorescent or incandescent bulbs. Though more expensive than halogen lamps that are often used for the same purpose, the longer life expectancy of metal halide lamps makes them less expensive in the long term. Metal halide lamps are available in numerous sizes and configurations for commercial and residential applications. Like most HID lamps, metal halide lamps operate under high pressure and temperature and require special fixtures to operate safely. Metal halide lamps are typically used in video projectors, serving as a source of light that shines through an LCD panel and projecting the resultant image onto a screen for viewing.

Japan, China, Belgium, Hungary and Germany are principal sources of dutiable imports of these lamps under subheading 8539.32.00,⁴ for which total dutiable imports in 2007 were about \$199.3 million.

¹ Industry analyst preparing report: Michael Anderson (202-205-3249); Tariff Affairs contact: Jan Summers (202-205-2605).

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. USITC staff identified 12 additional beneficiaries of this bill that were not identified by the sponsor/proponent; one of those submitted a written representation that it would benefit from this bill, 4 indicated no benefit, and 7 did not respond.

⁴ Most such goods are probably imported under statistical reporting number 8539.32.0090. Dutiable imports under this statistical reporting number, which likely reflect a broader range of goods than the bill covers, were about \$159 million, the bulk of dutiable shipments under the subheading.

Estimated effect on customs revenue:

| HTS subheading: 8539.32.00 | | | | | |
|---|-------------|-------------|-------------|-------------|-------------|
| | 2009 | 2010 | 2011 | 2012 | 2013 |
| Col. 1-General rate of duty | 2.4% | 2.4% | 2.4% | 2.4% | 2.4% |
| Estimated value <i>dutiable</i> imports | \$8,000,000 | \$8,000,000 | \$8,000,000 | \$8,000,000 | \$8,000,000 |
| Customs revenue loss 1/ | \$0 | \$192,000 | \$192,000 | \$192,000 | \$192,000 |

1/ There is an existing duty suspension under HTS heading 9902.23.37 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: Industry and Commission 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) | | |
| Hitachi (Proponent) Max Turnipseed, 225-338-0310 | 03/23/2008 | No | No | No |
| Christie Digital System U.S.A. Craig Grennon, 714-527-7056 | 03/26/2008 | No | No | No |
| Eiki International Ed Scanlon, 949-457-0200, ext. 1867 | 03/26/2008 | No | No | No |
| General Electric Lynn Thomson, Lynn.Thomson@ge.com | 03/26/2008 | No | No | No |
| National Electrical Manufacturers Association John Meakem, 703-842-3243 | 03/23/2006 | No | No | No |
| Panasonic Corp. Madeline Kuflik, 201-392-4645 | 03/28/2006 | No | Yes | No |
| Philips Michelle DeMoor, 202-962-8551 | 03/23/2006 | No | No | No |
| Sanyo Fisher 818-718-0521 | 03/26/2008 | No | No | No |
| Sony Electronics Christina Mulvihill, 202-429-3653 | 03/26/2008 | No | No | No |
| Sylvania Pamela Horner, 978-750-2563 | 03/23/2006 | No | No | No |

| Name of firm/organization | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|--|----------------|--|----------------------|-------------------|
| | | (Yes/No) | | |
| Toshiba America Phan Ly, 949-461-4462 | 03/26/2008 | No | No | No |
| Ushio America Michelle Robertson, 714-503-6100, ext. 3133 | 03/26/2008 | No | No | No |

Technical comments:⁵

None.

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.

110TH CONGRESS
1ST SESSION

H. R. 4885

To extend the temporary suspension of duty on metal halide lamps designed for use in video projectors.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 19, 2007

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

A BILL

To extend the temporary suspension of duty on metal halide lamps designed for use in video projectors.

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. METAL HALIDE LAMPS DESIGNED FOR USE IN**

4 **VIDEO PROJECTORS.**

5 (a) IN GENERAL.—Heading 9902.23.37 of the Har-
6 monized Tariff Schedule of the United States (relating to
7 metal halide lamps designed for use in video projectors)
8 is amended by striking the date in the effective period col-
9 umn 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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