

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 23, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4947 (Mr. David Davis of Tennessee).

**Proponent name,<sup>3</sup> location:** Eastman Chemical Company, Kingsport, TN.

**Other bills on product (110<sup>th</sup> 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)):**

Benzoic acid, 3,4,5-trihydroxy-, propyl ester (CAS No. 121-79-9) (provided for in subheading 2918.29.75).

**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 product is a white to light brown-yellow crystalline powder that is used as an antioxidant in food products. It is imported from China, among other sources.

**Estimated effect on customs revenue:**

HTS subheading: <u>2918.29.75</u>					
	2009	2010	2011	2012	2013
<del>Col. 1-General rate of duty</del>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$800,000	\$800,000	\$800,000	\$800,000	\$800,000
Customs revenue loss 1/	\$0	\$52,000	\$52,000	\$52,000	\$52,000

1/ There is an existing duty suspension under HTS heading 9902.22.34 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill in 2009.

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

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

<sup>1</sup> Industry analyst preparing report: Andrew Gately (202-205-3437); 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/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.

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
Eastman Chemical Company (Proponent) Gregory A. Riddle, griddle@eastman.com	03/24/2008	No	No	No
Aceto Corporation Len Lawton, Fax: 516-478-9819	03/24/2008 03/28/2008	No	No	No
Alcan Carlton Wang, 203-532-2900	03/24/2008	No	No	No
ATZ Natural Sabine Williams, 727-252-6607	03/24/2008 03/28/2008	No	No	No
Esprix Technologies Lorraine Cazeault, Fax: 941-358-1339	03/24/2008 03/27/2008	No	No	No
Penta Manufacturing George Volpe, Fax: 973-740-1839	03/24/2008	No	No	No
Richman Chemical Inc. Keith Crumley, Fax: 215-628-4262	03/24/2008	No	No	No
Ruger Chemical Co., Inc. Mike Odenthal, Fax: 973-926-4921	03/24/2008 03/27/2008	No	No	No

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

None.

<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  
2D SESSION

# H. R. 4947

To extend the duty suspension on Benzoic acid, 3,4,5-trihydroxy-, propyl ester.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 15, 2008

Mr. DAVID DAVIS of Tennessee introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To extend the duty suspension on Benzoic acid, 3,4,5-trihydroxy-, propyl ester.

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. BENZOIC ACID, 3,4,5-TRIHYDROXY-, PROPYL**  
4 **ESTER.**

5 (a) IN GENERAL.—Heading 9902.22.34 of the Har-  
6 monized Tariff Schedule of the United States (relating to  
7 Benzoic acid, 3,4,5-trihydroxy-, propyl ester) is amended  
8 by striking “12/31/2009” and inserting “12/31/2011”.

9 (b) EFFECTIVE DATE.—The amendment made by  
10 subsection (a) applies with respect to goods entered, or

1 withdrawn from warehouse for consumption, on or after  
2 the date that is 15 days after the date of enactment of  
3 this Act.

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