

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: August 10, 2006]<sup>2</sup>

**Bill No. and sponsor:** S. 2806 (Mr. Jim DeMint of South Carolina).

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

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2009.

**Retroactive effect:** None.

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

Sodium hypophosphite monohydrate (CAS No. 10039-56-2) (provided for in subheading 2835.10.00).

**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:**

The subject product is used in nickel plating. It is imported from China.

**Estimated effect on customs revenue:**

<b>HTS subheading: 2835.10.00</b>					
	2006	2007	2008	2009	2010
Col. 1-General rate of duty	3.1%	3.1%	3.1%	3.1%	3.1%
Estimated value <i>dutiable</i> imports	\$19,354,839	\$19,354,839	\$19,354,839	\$19,354,839	\$19,354,839
Customs revenue loss	\$600,000	\$600,000	\$600,000	\$600,000	\$600,000

Source of estimated dutiable import data: Industry estimates.

<sup>1</sup> Industry analyst preparing report: Jack Greenblatt (202-205-3353); Tariff Affairs contact: David Michels (202-205-3340).

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

**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)		
Rhodia Inc. (Proponent) Rick Valentine, 202-628-1700	07/05/2006	No	No	No
Bayer Corporation Karen Niedermeyer, 412-777-2058	07/10/2006	No	No	No
Enthone-Omi Jody Tadidlionite, 203-932-8591	07/11/2006	No	No	No
Innophos Tracy Burgall, 609-495-2495	07/05/2006	No	No	No
Macdermid Anita Miller, 203-575-5700	07/11/2006	No	No	No
Occidental Chemical Corp. Chris Tucker, 972-404-3300	07/05/2006	No	No	No
Tulstar Products Mark Fletcher, 918-749-9060X207	07/10/2006	No	No	No

**Technical comments:<sup>3</sup>**

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to provide for the correct hydrated form of the chemical that corresponds with the stated CAS number.

<sup>3</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.

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 2806

To suspend temporarily the duty on sodium hypophosphite.

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IN THE SENATE OF THE UNITED STATES

MAY 16, 2006

Mr. DEMINT introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To suspend temporarily the duty on sodium hypophosphite.

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. SODIUM HYPOPHOSPHITE.**

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

“	9902.28.35	Sodium hypophosphite (CAS No. 10039-56-2) (provided for in subheading 2835.10.00) .....	Free	No change	No change	On or before 12/31/2009	”.
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8        (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies to goods entered, or withdrawn from

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- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

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