MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109th Congress ¹

[Date approved: September 20, 2005]²

Bill No. and sponsor:  H.R. 1788 (Mr. William L. Jenkins of Tennessee)

Proponent name, location:  Eastman Chemical Company  
Kingsport, TN

Other bills on product (109th Congress only):  None.


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:  X  Same as that in bill as introduced  
___ Different from that in bill as introduced (explain differences in Technical comments section)

Product information, including uses/applications and source(s) of imports:

The subject chemical, more commonly known as propyl gallate, is used as an antioxidant in food products.

This chemical is imported from China, among other sources.

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 www.usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.
### Estimated effect on customs revenue:

<table>
<thead>
<tr>
<th>HTS subheading: 2918.29.75</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
</tr>
<tr>
<td>Col. 1-General rate of duty (AVE) 1/</td>
</tr>
<tr>
<td>Estimated value dutiable imports</td>
</tr>
<tr>
<td>Customs revenue loss</td>
</tr>
</tbody>
</table>

1/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available. Source of estimated dutiable import data: Industry estimates.

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

<table>
<thead>
<tr>
<th>Name of firm/organization</th>
<th>Date contacted</th>
<th>US production of same or competitive product claimed?</th>
<th>Submission attached?</th>
<th>Opposition noted?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Eastman Chemical Company (proponent) J.P. San Pedro Tel: (703) 524-7653</td>
<td>6/22/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Aceto Corporation Marketing Mgr., FAX: (516) 627-6093</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Amerol Corp. Marketing Mgr., FAX: (631) 694-9177</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>ATZ Chemical Inc. Marketing Mgr., FAX: (201) 869-5655</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Esprix Technologies Marketing Mgr., FAX: (941) 358-1339</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Fabrichem, Inc. Marketing Mgr., FAX: (203) 366-1850</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>R.W. Greef Marketing Mgr., FAX: (203) 323-0475</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Penta Manufacturing Co. Marketing Mgr., FAX: (973) 740-1839</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
</tbody>
</table>
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.

Technical comments: None.
H. R. 1788

To suspend temporarily the duty on propyl gallate.

IN THE HOUSE OF REPRESENTATIVES

April 21, 2005

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

A BILL

To suspend temporarily the duty on propyl gallate.

Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

SECTION 1. PROPYL GALLATE.

(a) In general.—Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States is amended by inserting in numerical sequence the following new heading:

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  9902.04.52 Benzoic acid 3,4,5-trihydroxy-, propyl ester (CAS No. 121–79–9) (provided for in subheading 2918.29.75) Free No change No change On or before 12/31/2008
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(b) Effective Date.—The amendments made by subsection (a) apply to articles entered, or withdrawn from
warehouse for consumption, on or after the 15th day after
the date of the enactment of this Act.