

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: May 16, 2008]²

Bill No. and sponsor: H.R. 4617 (Mr. Phil English of Pennsylvania).

Proponent name,³ location: Rohm and Haas Company, Philadelphia, PA.

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

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

Retroactive effect: None.

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

Ion exchange resin comprising a crosslinked styrene-divinylbenzene copolymer powder, sulfonated, sodium salt, having a nominal size of 0.075 mm to 0.150 mm in diameter, and a moisture content of not more than 10 percent (CAS No. 63182-08-1) (provided for in subheading 3914.00.60).

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 as both a drug carrier and an active ingredient. As a carrier, it provides the manufacturer with several functions, including taste marking, drug stabilization, and sustained release. As an active ingredient, the product is a therapeutic agent that is used to lower potassium levels in the treatment of hyperkalemia. It is imported from France.

¹ Industry analyst preparing report: L. Johnson (202-205-3351); Tariff Affairs contact: D. 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.

Estimated effect on customs revenue:

HTS subheading: 3914.00.60					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	3.9%	3.9%	3.9%	3.9%	3.9%
Estimated value <i>dutiable</i> imports	\$5,700,000	\$6,200,000	\$6,700,000	\$7,200,000	\$7,700,000
Customs revenue loss	\$222,300	\$241,800	\$261,300	\$280,800	\$300,300

1/ There was a temporary duty suspension under HTS heading 9902.02.34 that expired on December 31, 2006. Therefore, there will be a customs revenue loss in 2009.

Source of estimated dutiable import data: U.S. industry 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)	
Rohm and Haas Company (Proponent) Henry P. Stoebenau, 215-628-4919	03/24/2008	No	No	No
Bayer Corporation Karen L. Niedermeyer, 412-777-2058	03/24/2008	No	No	No
Dow Chemical Company Lisa Schroeter, 202-429-3400	03/24/2008	No	No	No
LANXESS Corp. Jamie B. Schaeffer, 412-809-3666	03/24/2008	No	No	No
Purolite Company Don Brodie, 610-668-9090	03/24/2008	No	No	No

Technical comments:⁴

The Commission staff suggests that the bill use the article description on page 1 of this report as it provides a more concise description of the product.

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. 4617

To suspend temporarily the duty on a certain chemical.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

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

A BILL

To suspend temporarily the duty on a certain chemical.

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. POWDERED ION EXCHANGE RESIN COM-**
4 **PRISING A COPOLYMER OF STYRENE**
5 **CROSSLINKED WITH DIVINYLBENZENE,**
6 **SULPHONIC ACID, SODIUM FORM.**

7 (a) IN GENERAL.—Heading 9902.02.34 of the Har-
8 monized Tariff Schedule of the United States is amended
9 to read as follows:

“	9902.02.34	Powdered ion exchange resin comprised of a copolymer of styrene, cross linked with divinyl-benzene, further reacted to provide sulfonic acid functionality (sodium form), having a nominal particle size of 0.075 mm to 0.150 mm, dried to a moisture content of not more than 10% (CAS No. 63182-08-1) (provided for in subheading 3914.00.60)	Free	No change	No change	On or before 12/31/2011	”.
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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.

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