

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: October 6, 2005]²

Bill No. and sponsor: H.R. 2260 (Mr. Phil English of Pennsylvania).

Proponent name, location: Rohm and Haas Company
Philadelphia, PA 19106

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

Nature of bill: Temporary duty suspension through 12/31/2008.

Retroactive effect: None.

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

Ion-exchange resins comprised of a macroporous polymer of divinylbenzene (CAS No. 9003-69-4)
(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:

Rohm and Haas imports three adsorbent resins under the trade names Amberlite® XAD4, XAD16, and XAD16HP. These insoluble white translucent beads are un-functionalized macroporous polymers of diethenylbenzene (CAS No. 9003-69-4). The products do not function as ion-exchange resins, but rather as adsorbents. These products were developed for a wide range of applications where removal or isolation of organic compounds is desired. Typical examples are separation and purification of antibiotics, vitamins, steroids and enzymes in the pharmaceutical and chemical industries; removal of organic pollutants from aqueous waste or ground water; removal of solvents, herbicides and pesticides from aqueous streams; and recovery of organic compounds for subsequent identification and analysis in chemical or clinical analysis. A major use of Amberlite®XAD4 is for the in situ removal of antibodies from blood culture media. These adsorbent resins have FDA clearance for the removal of organic substances from certain aqueous food streams. The proponent's product is manufactured and imported from Chauny, France. Sybron Chemical, Inc. (LANXESS Corp. of Pittsburgh, PA) also reportedly produces and imports this product from Germany.

¹ Industry analyst preparing report: Ray Cantrell (202-205-3362); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm

Estimated effect on customs revenue:

HTS subheading: <u>3914.00.60</u>					
 	2005	2006	2007	2008	2009
Col. 1-General rate of duty	3.9%	3.9%	3.9%	3.9%	3.9%
Estimated value <i>dutiable</i> imports	\$4,500,000	\$5,000,000	\$5,500,000	\$6,000,000	\$6,500,000
Customs revenue loss	\$175,500	\$195,000	\$214,500	\$234,000	\$253,500

Source of estimated dutiable import data: Commission and industry estimates.

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

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Rohm and Haas Company (Proponent) Mr. Henry P. Stoebenau 215-628-4919	08/05/2005	No	No	No
Bayer Corporation Ms. Karen L. Niedermeyer 412-777-2058	08/11/2005	No	No	No
Dow Chemical Company Ms. Lisa Schroeder 202-429-3400	08/11/2005	No	No	No
LANXESS Corporation Ms. Jamie B. Schaeffer 412-809-3666	08/11/2005	No	No	No
Purolite Company Mr. Don Brodie Fax: 610-668-1997	8/12/2005	No	No	No

Technical comments:³

³ 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.

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to correct the HTS number and the chemical description for these products.

109TH CONGRESS
1ST SESSION

H. R. 2260

To suspend temporarily the duty on certain adsorbent resins.

IN THE HOUSE OF REPRESENTATIVES

MAY 11, 2005

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 certain adsorbent resins.

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. CERTAIN ADSORBENT RESINS.**

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:

“	9902.07.11	Adsorbent resin comprised of a macroporous polymer of diethenylbenzene, (CAS No. 9003–69–4) (provided for in subheading 3911.90.90)	Free	No change	No change	On or before 12/31/2008	”.
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7 (b) EFFECTIVE DATE.—The amendment made by
8 subsection (a) applies to goods entered, or withdrawn from

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

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