

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: September 23, 2005]²

Bill No. and sponsor: H.R. 2242 (Mr. Jim Saxton of New Jersey)

Proponent name, location: LANXESS Corp.
Pittsburgh, PA

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

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

Retroactive effect: None.

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

The subject chemical (see below) is classified in HTS subheading 3914.00.60 and is eligible for a temporary duty suspension under HTS heading 9902.39.30.

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 product consists of four weak acid cation exchange resins in the form of porous polymeric beads sold under the Lewatit® trade name. These resins are used primarily to remove positive ions such as calcium and magnesium in potable drinking water systems, thus enhancing the quality and taste of drinking water for home consumption. The product is also useful for the removal of heavy metals from wastewater, and for the removal of calcium and magnesium ions in sugar processing to prevent scaling of evaporation equipment. Lewatit® resin may also be used in softening water injected for oil recovery in spent oil fields. Lewatit® CNP LF is used in the decarbonization and softening of drinking water; Lewatit® CNP 80 and Lewatit® CNP 80 WS are used in waste water treatment; and Lewatit® S 8528 is used in sugar processing. The product is imported from a plant in Germany by Sybron Chemicals, Inc., a LANXESS subsidiary.

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: 3914.00.60					
	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	\$130,000	\$150,000	\$200,000	\$200,000	\$200,000
Customs revenue loss <u>1/</u>	\$5,070	\$5,850	\$7,800	\$7,800	\$7,800

1/ Revenue losses for 2005 and 2006 are a result of a current duty suspension per heading 9902.39.30. 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)		
LANXESS Corp. (Proponent) Ms. Jamie Schaeffer 412-809-3666	08/04/2005	No	No	No
LANXESS Corp. (Proponent) Mr. Steve Ziehm 202-872-8181	08/04/2005	No	No	No
Bayer Corp. Ms. Karen L. Niedermeyer 412-777-2058	08/10/2005	No	No	No
Dow Chemical Co. Ms. Lisa Schroeder 202-429-3407	08/09/2005	No	No	No
Purolite Company Ms. Linda Baley 610-668-9090	08/12/2005	No	No	No
Purolite Company Mr. Don Brodie Fax: 610-668-1997	08/12/2005	No	No	No
Rohm and Haas Company Mr. Hank P. Stoebenau 215-628-4919	08/04/2005	No	No	No

Technical comments:³ None.

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.

109TH CONGRESS
1ST SESSION

H. R. 2242

To extend the temporary suspension of duty on certain ion-exchange resins.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2005

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

A BILL

To extend the temporary suspension of duty on certain ion-exchange 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 ION-EXCHANGE RESINS.**

4 (a) **IN GENERAL.**—Heading 9902.39.30 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 certain ion-exchange resins) is amended by striking “12/
7 31/2006” and inserting “12/31/2008”.

8 (b) **EFFECTIVE DATE.**—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

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

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