

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: November 8, 2005]²

Bill No. and sponsor: H.R. 2454 (Mr. Tim Murphy of Pennsylvania).

Proponent name, location: Bayer Pharmaceuticals, Berkeley, CA.

Other bills on product (109th 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)):

d-Mannose (CAS No. 3458–28–4) (provided for in subheading 2940.00.60).

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 chemical is a specialized rare sugar/carbohydrate. It is used by the proponent in the manufacture of Kogenate, a product used in the treatment of hemophilia. It is imported from Japan, Slovakia, and Belgium.

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 http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Estimated effect on customs revenue:

HTS subheading: 2940.00.60					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	5.8%	5.8%	5.8%	5.8%	5.8%
Estimated value <i>dutiable</i> imports	\$180,000	\$186,000	\$2,300,000	\$2,200,000	\$2,200,000
Customs revenue loss ^{1/}	\$10,440	\$10,788	\$133,400	\$127,600	\$127,600

^{1/} Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.01.94, which expires December 31, 2006.

Source of estimated dutiable import data: 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?
Bayer Pharmaceuticals (Proponent) Karen Niedermeyer, 412-777-2058	9/6/2005	No	No	No
Alfa Aesar, div. of Johnson Matthey Marketing Mgr., Fax: 978-521-6366	9/12/2005	No	No	No
Biorefining, Inc. Marketing Mgr., Fax: 763-746-0201	9/12/2005	No	No	No
Charles Bowman & Co. Marketing Mgr., Fax: 616-786-2864	9/12/2005	No	No	No
DNP International Co., Inc. Marketing Mgr., Fax: 562-692-8116	9/12/2005	No	No	No
Fabrichem, Inc. Marketing Mgr., Fax: 203-366-1850	9/12/2005	No	No	No
H. Interdonati, Inc. Marketing Mgr., Fax: 631-367-6626	9/12/2005	No	No	No
Kaltron/Pettibone Marketing Mgr., Fax: 630-350-1606	9/12/2005	No	No	No

Marcor Development Corp. Marketing Mgr., Fax: 201-935-5223	9/12/2005	No	No	No
Maypro Industries, Inc. Marketing Mgr., Fax: 914-251-0746	9/12/2005	No	No	No
Pharmore Ingredients, Inc. Marketing Mgr., Fax: 801-446-8187	9/12/2005	No	No	No
Wilke International, Inc. Marketing Mgr., Fax: 913-438-5554	9/12/2005	No	No	No

Technical comments:³

The Commission notes that HTS heading 9902.01.94 currently provides a temporary duty suspension for this chemical through December 31, 2006. The Commission suggests that the effective period column of heading 9902.01.94 be amended to extend the existing duty suspension. In addition, the Commission suggests that the article description of heading 9902.01.94 be amended by deleting the capital letter “D” and inserting lower case and italicized “*d*” in lieu thereof.

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. 2454

To suspend temporarily the duty on D-Mannose.

IN THE HOUSE OF REPRESENTATIVES

MAY 18, 2005

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

A BILL

To suspend temporarily the duty on D-Mannose.

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. DESMODUR HL.**

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:

“	9902.05.70	D-Mannose (CAS No. 3458-28-4) provided for in sub-headings 2940.00.60 and 9902.01.94)	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

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

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