

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress ¹**

[Date approved: June 13, 2008]²

Bill No. and sponsor: H.R. 4966 (Mrs. Sue Myrick of North Carolina).

Proponent name,³ location: Clariant Corporation, Mount Holly, NC.

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

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

Retroactive effect: None.

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

Isobutyl 4-hydroxybenzoate (CAS No. 4247-02-3) and its sodium salt (CAS No. 84930-15-4) (provided for in subheading 2918.29.65).

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 products are preservatives that are widely used in the cosmetics and personal care industry. They have some more limited applications in pharmaceutical products, food, and other types of healthcare products. They are imported from the United Kingdom.

Estimated effect on customs revenue:

| HTS subheading: <u>2918.29.65</u> | | | | | |
|--|-----------|-----------|-----------|-----------|-----------|
| | 2009 | 2010 | 2011 | 2012 | 2013 |
| Col. 1-General rate of duty | 6.5% | 6.5% | 6.5% | 6.5% | 6.5% |
| Estimated value <i>dutiable</i> imports | \$200,000 | \$200,000 | \$200,000 | \$200,000 | \$200,000 |
| Customs revenue loss ^{1/} | \$0 | \$13,000 | \$13,000 | \$13,000 | \$13,000 |

^{1/} There is an existing duty suspension under HTS heading 9902.22.41 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill in 2009.

Source of estimated dutiable import data: U.S. industry estimates.

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.

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) | |
| Clariant Corporation (Proponent) Andrew Zamoyski, 202-415-9159 | 04/04/2008 | No | No | No |
| Abbott Laboratories Elaine Leavenworth, Fax: 202-783-6631 | 04/04/2008 | No | No | No |
| BASF Corp. Greg Thies, 202-904-2332 | 04/04/2008 | No | No | No |
| Bayer Corp. Karen Niedermeyer, Fax: 412-777-4740 Julie Van Egmund, Fax: 202-737-8909 | 04/04/2008 | No | No | No |
| Biddle Sawyer Corp. William Thonack, Fax: 212-239-1089 | 04/04/2008 | No | No | No |
| Bristol Myers Squibb David Warr, Fax: 202-783-2308 | 04/04/2008 | No | No | No |
| Chemtura Carly Seymour, 202-463-8493 | 04/04/2008 | No | No | No |
| Ciba Specialty Chemicals Corp. John Deming, Fax: 302-479-5152 | 04/04/2008 | No | No | No |
| Dupont Helen McMahon, Fax: 302-355-2994 | 04/04/2008 | No | No | No |
| Eastman Chemical Jorge San Pedro, Fax: 703-524-7707 | 04/04/2008 | No | No | No |
| Eli Lilly Kathryn Karol, Fax: 202-624-9460 | 04/04/2008 | No | No | No |
| Firmenich, Inc. Laura Heybur, Fax: 609-452-8063 | 04/04/2008 | No | No | No |
| Gilead Sciences Cheryl Myriad, Fax: 650-522-5853 | 04/04/2008 | No | No | No |
| Givaudian-Roure Co. Diane Koenig, Fax: 973-448-6532 | 04/04/2008 | No | No | No |
| GlaxoSmithKline Sara Froehlich, Fax: 202-715-1001 | 04/04/2008 | No | No | No |
| Honeywell International Art Simonetti, Fax: 202-662-2675 | 04/04/2008 | No | No | No |
| Int'l Flavors & Fragrance Tom Kinlin, Fax: 732-335-2244 | 04/04/2008 | No | No | No |
| Interferon Sciences, Inc. Samuel Ronel, Fax: 732-249-6895 | 04/04/2008 | No | No | No |
| Kalsec, Inc. Bob Monk, Fax: 269-349-1558 | 04/04/2008 | No | No | No |

| Name of firm/organization | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|---|----------------|--|----------------------|-------------------|
| | | (Yes/No) | | |
| Koch Industries Ron Osman, Fax: 361-242-8353 | 04/04/2008 | No | No | No |
| Lonza, Inc. Ray Esposito, Fax: 201-696-3487 | 04/04/2008 | No | No | No |
| Merck & Co. Thomas Bombelles, Fax: 202-638-3670 | 04/04/2008 | No | No | No |
| Monsanto Linda Strachan, Fax: 202-789-1867 | 04/04/2008 | No | No | No |
| Noveon Tom Dirmyer, Fax: 216-447-5720 | 04/04/2008 | No | No | No |
| Penta Mfg. Co. George Volpe, Fax: 973-740-1839 | 04/04/2008 | No | No | No |
| Pfizer Philip Ellsworth, Fax: 212-309-5317 | 04/04/2008 | No | No | No |
| Procter & Gamble Jim McCarthy, Fax: 202-393-4606 | 04/04/2008 | No | No | No |
| Rhodia Dominick Cangiano, Fax: 609-860-2256 | 04/04/2008 | No | No | No |
| Schering-Plough Rob Lively, Fax: 202-463-8809 | 04/04/2008 | No | No | No |
| Solutia Sue Cannon, Fax: 314-674-1585 | 04/04/2008 | No | No | No |
| Uniroyal Chemical Lloyd Moon, Fax: 203-573-4430 | 04/04/2008 | No | No | No |

Technical comments:⁴

None.

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
2D SESSION

H. R. 4966

To extend the temporary suspension of duty on Isobutyl 4-hydroxybenzoate and its sodium salt.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 15, 2008

Mrs. MYRICK introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To extend the temporary suspension of duty on Isobutyl 4-hydroxybenzoate and its sodium salt.

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. ISOBUTYL 4-HYDROXYBENZOATE AND ITS SO-**

4 **DIUM SALT.**

5 (a) IN GENERAL.—Heading 9902.22.41 of the Har-
6 monized Tariff Schedule of the United States (relating to
7 Isobutyl 4-hydroxybenzoate and its sodium salt) is amend-
8 ed by striking “12/31/2009” and inserting “12/31/2011”.

9 (b) EFFECTIVE DATE.—The amendment made by
10 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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