

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: May 8, 2008]²

Bill No. and sponsor: H.R. 4568 (Mr. Robert E. Andrews of New Jersey).

Proponent name,³ location: Solvay Solexis, Inc., West Deptford, NJ.

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

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

Retroactive effect: None.

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

Propanoic acid, 3-hydroxy-2-(hydroxymethyl)-2-, methyl polymers with 5-isocyanato-1-(isocyanatomethyl)-1,3,3-trimethylcyclohexane and reduced methyl esters of reduced polymerized, oxidized tetrafluoroethylene, compounds with trimethylamine (CAS No. 328389-91-9) (provided for in subheading 3904.69.50).

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 a synthetic organic chemical that is used as an oil and water repellent in the manufacture of food-contact paper and paperboard. Solvay Solexis imports the subject chemical from Italy.

¹ Industry analyst preparing report: Eric Land (202-205-3349); Tariff Affairs contact: David G. 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: 3904.69.50					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty (AVE)	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$6,200,000	\$6,200,000	\$6,200,000	\$6,200,000	\$6,200,000
Customs revenue loss	\$403,000	\$403,000	\$403,000	\$403,000	\$403,000

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)		
Solvay Solexis, Inc. (Proponent) Max Turnipseed, mcint@cox.net	01/09/2008	No	No	No
Arkema Charles Kitchen, charles.kitchen@arkema.com	01/29/2008	No	No	No
Clariant Corporation Andrew Zamoyski, az@azamoyski.com	01/29/2008	No	No	No
DuPont Helen McMahon Helen.C.McMahon@USA.dupont.com	01/29/2008	No	No	No
LANXESS Corp. Jamie Schaeffer, jamie.schaeffer@lanxess.com	01/29/2008	No	No	No

Technical comments:⁴

The Commission staff suggests that the article description on page 1 of this report be used in the proposed new heading in order to correct the HTS subheading reference.

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. 4568

To suspend temporarily the duty on Propanoic acid, 3-hydroxy-2-(hydroxymethyl)-2-methyl-, polymers with 5-isocyanato-1-(isocyanatomethyl)-1,3,3-trimethylcyclohexane and reduced methyl esters of reduced polymerized, oxidized tetrafluoroethylene, compounds with trimethylamine.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

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

A BILL

To suspend temporarily the duty on Propanoic acid, 3-hydroxy-2-(hydroxymethyl)-2-methyl-, polymers with 5-isocyanato-1-(isocyanatomethyl)-1,3,3-trimethylcyclohexane and reduced methyl esters of reduced polymerized, oxidized tetrafluoroethylene, compounds with trimethylamine.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PROPANOIC ACID, 3-HYDROXY-2-(HYDROXY-**
 2 **METHYL)-2-METHYL-, POLYMERS WITH 5-ISO-**
 3 **CYANATO-1-(ISOCYANATOMETHYL)-1,3,3-TRI-**
 4 **METHYLCYCLOHEXANE AND REDUCED METH-**
 5 **YL ESTERS OF REDUCED POLYMERIZED,**
 6 **OXIDIZED TETRAFLUOROETHYLENE, COM-**
 7 **POUNDS WITH TRIMETHYLAMINE.**

8 (a) IN GENERAL.—Subchapter II of chapter 99 of
 9 the Harmonized Tariff Schedule of the United States is
 10 amended by inserting in numerical sequence the following
 11 new heading:

“	9902.01.00	Propanoic acid, 3-hydroxy-2-(hydroxymethyl)-2-methyl-, polymers with 5-isocyanato-1-(isocyanatomethyl)-1,3,3-trimethylcyclohexane and reduced methyl esters of reduced polymerized, oxidized tetrafluoroethylene, compounds with trimethylamine (CAS No. 328389-91-9) (provided for in subheading 3809.92.50)	Free	No change	No change	On or before 12/31/2011	”.
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12 (b) EFFECTIVE DATE.—The amendment made by
 13 subsection (a) applies to articles entered, or withdrawn
 14 from warehouse for consumption, on or after the 15th day
 15 after the date of the enactment of this Act.

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