

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: July 22, 2008]²

Bill No. and sponsor: H.R. 5430 (Mr. Keith Ellison of Minnesota).

Proponent name,³ location: Entegris, Inc., Billerica, MA.

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)):

Porous hollow filaments of perfluoroalkoxy (PFA) copolymer resin, the foregoing certified by the importer as having pore sizes of less than 0.05 microns and with a maximum fiber diameter of 1 mm (provided for in HTS subheading 5404.19.80).

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 hollow synthetic filaments are made from perfluoroalkoxy (PFA), a type of fluoropolymer with a low coefficient of friction and high resistance to various chemical solvents, acids, and bases. This resin is extruded through a spinneret to form long filaments, which can then be broken or cut into fibers. Fibers produced from these PFA filaments are used in the manufacture of filters for the semiconductor industry and gas exchange and ozonation products used in semiconductor manufacturing. Dutiable U.S. imports of all products classified in HTS subheading 5404.19.80 (a broader group than is covered by this bill) totaled just over \$24 million in 2007. Germany was the largest supplier of dutiable imports, with about \$9.1 million in shipments; other suppliers included Italy, Japan, China, Taiwan, and Korea. The product covered by this bill is believed to be supplied primarily by Japan.

¹ Industry analyst preparing report: Heidi Colby-Oizumi (202-205-3391); Tariff Affairs contact: Jan Summers (202-205-2605).

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: 5404.19.80					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty (AVE)	6.9%	6.9%	6.9%	6.9%	6.9%
Estimated value <i>dutiable</i> imports	\$768,116	\$768,116	\$768,116	\$768,116	\$768,116
Customs revenue loss	\$53,000	\$53,000	\$53,000	\$53,000	\$53,000

Source of estimated dutiable import data: 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)		
Entegris, Inc. (Proponent) Dan Friedland, Patton Boggs, LLC, 202-457-6402	05/10/2008	No	Yes	No
American Fiber Manufacturers Association Paul O'Day, 703-875-0432	05/10/2008	No	No	No
SEMI North America Victoria Hadfield, 202-289-0440	05/10/2008	No	Yes	No

Technical comments:⁴

The article description should be amended as shown on page 1, to be more consistent with other tariff provisions. Because criteria needed to define the product would require laboratory testing for verification, the importer certification is proposed as a way to assist Customs and Border Protection officials in administering the provision.

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. 5430

To suspend temporarily the duty on certain porous hollow fibers.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 13, 2008

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

A BILL

To suspend temporarily the duty on certain porous hollow
fibers.

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. POROUS HOLLOW FIBERS.**

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:

“	9902.01.00	Porous hollow fibers composed of perfluoroalkoxy with pore sizes less than 0.05 microns and with a maximum fiber diameter of 1 millimeter (provided for in subheading 5404.19.80)	Free	No change	No change	On or before 12/31/2011	”.
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1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to articles entered, or withdrawn
3 from warehouse for consumption, on or after the 15th day
4 after the date of the enactment of this Act.

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