

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: June 12, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4974 (Mr. Jim Ramstad of Minnesota).

**Proponent name,<sup>3</sup> location:** 3M Company, St. Paul, MN.

**Other bills on product (110<sup>th</sup> 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)):**

Mixture of C5-C18 perfluorocarbons, perfluorocarbonamines, or perfluorocarbon ethers (CAS No. 86508-42-1) (provided for in subheading 3824.90.55).

**Check one:**     \_\_\_ Same as that in bill as introduced.  
                  X 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 mixture of synthetic organic chemicals that is used as a heat transfer fluid, a solvent for coatings, or in the production of electronic devices. The product is imported from Belgium.

**Estimated effect on customs revenue:**

HTS subheading: <u>3824.90.55</u>					
	2009	2010	2011	2012	2013
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	3.7%	3.7%	3.7%	3.7%	3.7%
Estimated value <i>dutiable</i> imports	\$6,000,000	\$6,000,000	\$6,000,000	\$6,000,000	\$6,000,000
Customs revenue loss	\$222,000	\$222,000	\$222,000	\$222,000	\$222,000

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

**Contacts with domestic firms/organizations (including the proponent):**

<sup>1</sup> Industry analyst preparing report: Philip Stone (202-205-3424); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/](http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/).

<sup>3</sup> The sponsor/proponent did not identify any additional beneficiaries of this bill.

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
3M Company (Proponent) Warren Webber, wjweber@mmm.com	03/26/2008	No	No	No
Abbott Laboratories Elaine Leavenworth, Fax: 202-783-6631	04/18/2008	No	No	No
American Chemistry Council Marty Durbin, Fax: 703-741-6097	04/18/2008	No	No	No
BASF Corporation Greg Thies, Fax: 703-255-7142	04/18/2008	No	No	No
Bayer Corporation Karen Niedermeyer, Fax: 412-777-4740 Julie Van Egmund, Fax: 202-737-8909	04/18/2008	No	No	No
Biddle Sawyer William Thonack, Fax: 212-239-1089	04/18/2008	No	No	No
Chemtura Corporation Matt Mattingley, Fax: 202-463-8497 Lloyd Moon, Fax: 203-573-2686	04/18/2008	No	No	No
Ciba Specialty Chemicals Michelle Forte, Fax: 914-785-4831 Robert Hurley, Fax: 202-289-3588	04/18/2008	No	No	No
Clariant Corporation Andrew Zamoyski, Fax: 202-248-9043	04/18/2008	No	No	No
Dow Chemical Lisa Schroeter, Fax: 202-429-3467	04/18/2008	No	No	No
DuPont Helen McMahon, Fax: 302-355-2994	04/18/2008	No	No	No
Eastman Chemical Company Greg Riddle, Fax: 212-835-1621	04/18/2008	No	No	No
Emerald Performance Chemicals Tom Dirmyer, Fax: 330-315-6480	04/18/2008	No	No	No
Honeywell International Art Simonetti, Fax: 202-662-2675	04/18/2008	No	No	No
Monsanto Corporation Grant Erdel, Fax: 202-789-1867	04/18/2008	No	No	No
Rhodia Dominick Cangiano, Fax: 609-860-2256	04/18/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
			(Yes/No)	
Solutia Kassie D. Wooton, Fax: 314-674-1585	04/18/2008	No	No	No

**Technical comments:<sup>4</sup>**

The Commission staff suggests that the article description on page 1 of this report be used in the proposed new heading in order to provide the correct CAS number and HTS subheading reference, as well as a clearer chemical description.

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<sup>4</sup> 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. 4974

To suspend temporarily the duty on certain perfluorocarbons.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 15, 2008

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

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## A BILL

To suspend temporarily the duty on certain perfluorocarbons.

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 PERFLUOROCARBONS.**

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	Perfluorocarbons comprised of carbon, fluorine, and optionally nitrogen and/or oxygen, with no other halogens or functional end groups, ranging in size from 5 to 18 carbon atoms (CAS No. 86058-42-1) (provided for in subheading 3824.90.92) ..	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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