

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: May 23, 2008]²

Bill No. and sponsor: H.R. 4948 (Mr. David Davis of Tennessee).

Proponent name,³ location: Eastman Chemical Company, Kingsport, TN.

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)):

Crotonaldehyde (2-butenaldehyde) (CAS No. 4170-30-3) (provided for in subheading 2912.19.50).

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, a synthetic organic chemical, is used to manufacture herbicides. It is also one of the primary precursors in the production of sorbic acid. This toxic water-white liquid has a suffocating odor. It is imported from Germany and Japan, among other sources.

Estimated effect on customs revenue:

| HTS subheading: 2912.19.50 | | | | | |
|---|-----------|-----------|-----------|-----------|-----------|
| | 2009 | 2010 | 2011 | 2012 | 2013 |
| Col. 1-General rate of duty | 5.5% | 5.5% | 5.5% | 5.5% | 5.5% |
| Estimated value <i>dutiable</i> imports | \$669,000 | \$669,000 | \$669,000 | \$669,000 | \$669,000 |
| Customs revenue loss 1/ | \$0 | \$36,795 | \$36,795 | \$36,795 | \$36,795 |

1/ There is an existing duty suspension under HTS heading 9902.10.44 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.

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

¹ Industry analyst preparing report: Andrew Gately (202-205-3437); Tariff Affairs contact: David 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.

| Name of firm/organization | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|---|----------------|--|----------------------|-------------------|
| | | | | |
| Eastman Chemical Company (Proponent) Gregory A. Riddle, griddle@eastman.com | 03/24/2008 | No | No | No |
| Apollo Colors Inc. Jim Daniels, 800-358-7437 | 03/27/2008 | No | No | No |
| AtoFina Cerexagri Charles Kitchin, 703-527-2092 | 03/27/2008 | No | No | No |
| Aventis Jean Reimers, Fax: 202-628-6622 | 03/27/2008 | No | No | No |
| BASF Corp. Phil Webb, Fax: 704-398-4399 | 03/28/2008 | No | No | No |
| Bayer Corporation William Hensley, Fax: 202-628-6622 Karen Neidermeyer, Fax: 412-777-7743 | 03/28/2008 | No | No | No |
| Blackman Uhler Peter Starnes, Fax: 864-596-1501 | 03/28/2008 | No | No | No |
| Carey Industries, Inc. Raymond J. Carey, Fax: 704-391-1881 | 03/28/2008 | No | No | No |
| Clariant Corp. Andrew Zamoyski, Fax: 401-823-2575 Ken Golder, Fax: 704-377-1063 | 03/28/2008 | No | No | No |
| CPMA Larry Robinson, Fax: 703-684-1795 | 03/28/2008 | No | No | No |
| Color Resources International, Inc. Wayne Jones, Fax: 864-862-6824 | 03/28/2008 | No | No | No |
| ColorChem Steve Printz, Fax: 770-993-4780 | 03/28/2008 | No | No | No |
| CropLife America Lawrence Norton, Fax: 202-463-0474 | 03/28/2008 | No | No | No |
| Day-Glo Richard Thornton, Fax: 216-391-1408 | 03/28/2008 | No | No | No |
| Dow Agro Science Margaret Rogers, Fax: 202-429-3467 | 03/31/2008 | No | No | No |
| DuPont Nancy Johnson, Fax: 202-728-3649 | 03/31/2008 | No | No | No |

| Name of firm/organization | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|---|--------------------------|--|----------------------|-------------------|
| | | | | |
| DyStar L.P. Van Hawkins, Fax: 704-561-3005 | 03/31/2008 | No | No | No |
| Emerald Performance Materials Brian Denison, 330-916-6705 | 03/28/2008 03/31/2008 | No | No | No |
| ETAD Tucker Helms, Fax: 202-296-8120 | 03/31/2008 | No | No | No |
| Everlight USA, Inc. Scott Chen, Fax: 704-588-0051 | 03/31/2008 | No | No | No |
| Fanwood Chemical, Inc. Jim DeLisi, Fax: 908-322-8494 | 03/31/2008 | No | No | No |
| FMC Corp. Jerry Prout, Fax: 202-956-5235 | 03/31/2008 | No | No | No |
| Galaxie Chemical Corp. Michael Santoro Jr., Fax: 973-790-7104 | 03/31/2008 | No | No | No |
| Greenville Colorants Ronald Weiss, Fax: 973-778-1124 | 04/01/2008 | No | No | No |
| Griffin Corp. James Whatley, Fax: 800-248-5154 | 03/31/2008 | No | No | No |
| Huntsman Chemical Carl Voss, Fax: 281-719-4045 Blain Carol, Fax: 336-819-7440 John Deming, Fax: 302-479-5499 | 04/01/2008 | No | No | No |
| Mason Color Works, Inc. Carol Mason Cronin, Fax: 330-385-4488 | 03/31/2008 | No | No | No |
| Milliken Ray Sanders, Fax: 864-503-1618 | 03/31/2008 | No | No | No |
| Monsanto Linda Strachan, Fax: 202-789-1819 | 04/01/2008 | No | No | No |
| Nation Ford Chemical Jay Dickson, Fax: 803-548-2683 | 03/28/2008 | No | No | No |
| National Paint and Coatings Association Bob Branard, Fax: 202-546-3959 | 04/01/2008 | No | No | No |
| Passaic Color John Wojciechowski, Fax: 973-279-3175 | 04/01/2008 | No | No | No |
| PMC Specialties Group Inc. Cory Davids, Fax: 513-482-4654 | 04/07/2008 | No | No | No |

| Name of firm/organization | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|---|----------------|--|----------------------|-------------------|
| | | (Yes/No) | | |
| Rohm and Hass Geoff Hurwitz, 703-741-5881 | 04/01/2008 | No | No | No |
| Roma Color, Inc. Andrew Blum, Fax: 508-676-9011 | 04/01/2008 | No | No | No |
| Sensient Color, Inc. Dan Victor, Fax: 314-286-7167 Ken Goldacher, Fax: 314-658-7318 | 04/01/2008 | No | No | No |
| Sun Chemical Ed Faulkner, Fax: 513-632-1537 | 04/02/2008 | No | No | No |
| Syngenta Crop Protection, Inc. Mike Blythe, Fax: 336-632-6084 | 04/01/2008 | No | No | No |
| Uhlich Color Co. Tom Nowakowski, Fax: 215-860-8560 | 04/01/2008 | No | No | No |
| Valent USA Robin Demouth, Fax: 925-256-2776 | 04/01/2008 | 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. 4948

To extend the duty suspension on Crotonaldehyde (2-butenaldehyde).

IN THE HOUSE OF REPRESENTATIVES

JANUARY 15, 2008

Mr. DAVID DAVIS of Tennessee introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To extend the duty suspension on Crotonaldehyde (2-butenaldehyde).

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. CROTONALDEHYDE (2-BUTENALDEHYDE).**

4 (a) IN GENERAL.—Heading 9902.10.44 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 Crotonaldehyde (2-butenaldehyde)) is amended by striking
7 “12/31/2009” and inserting “12/31/2011”.

8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies with respect to goods entered, or
10 withdrawn from warehouse for consumption, on or after

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1 the date that is 15 days after the date of enactment of
2 this Act.

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