

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress¹**

[Date approved: June 19, 2008]²

Bill No. and sponsor: H.R. 5072 (Mr. Tim Murphy of Pennsylvania).

Proponent name,³ location: Bayer MaterialScience, Pittsburgh, PA.

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)):

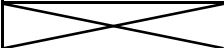
Tetrapotassium hexa(cyano-C)cobaltate(4-) (CAS No. 14564-70-6) (provided for in subheading 2931.00.90).

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 synthetic organic chemical that is used as a catalyst in the production of polyols, which can be used in the production of polyurethane. The product is imported from Germany.

Estimated effect on customs revenue:

HTS subheading: 2931.00.90					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	3.7%	3.7%	3.7%	3.7%	3.7%
Estimated value <i>dutiable</i> imports	\$950,000	\$950,000	\$1,000,000	\$1,000,000	\$1,000,000
Customs revenue loss	\$35,150	\$35,150	\$37,000	\$37,000	\$37,000

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

¹ Industry analyst preparing report: Philip Stone (202-205-3424); 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.

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)		
Bayer MaterialScience (Proponent) Karen Niedermeyer, karen.niedermeyer.b@bayer.com	04/24/2008	No	No	No
Abbott Elaine Leavenworth, Fax: 202-783-6631	05/01/2008	No	No	No
American Chemistry Council Marty Durbin, Fax: 703-741-6097	05/01/2008	No	No	No
BASF Corporation Greg Thies, Fax: 202-558-5101	05/01/2008	No	No	No
Biddle Sawyer William Thonack, Fax: 212-239-1089	05/01/2008	No	No	No
Chemtura Matt Mattingley, Fax: 202-463-8497 Lloyd Moon, Fax: 203-573-2686	05/01/2008	No	No	No
Ciba Specialty Chemicals Michelle Forte, Fax: 914-785-4831 Robert Hurley, Fax: 202-289-3588	05/01/2008	No	No	No
Clariant Corporation Andrew Zamoyski, Fax: 202-248-9043	05/01/2008	No	No	No
Dow Chemical Lisa Schroeter, Fax: 202-429-3467	05/01/2008	No	No	No
DuPont Helen McMahon, Fax: 302-355-2994	05/01/2008	No	No	No
Emerald Performance Materials, LLC Tom Dirmyer, Fax: 330-315-6480	05/01/2008	No	No	No
Honeywell International Art Simonetti, Fax: 202-662-2675	05/01/2008	No	No	No
Perstorp Polyols, Inc. Jeff Jones, Fax: 419-729-3291	05/01/2008	No	No	No
Rhodia Dominick Cangiano, Fax: 609-860-2256	05/01/2008	No	No	No
Solutia Kassie D. Wooton, Fax: 314-674-1585	05/01/2008	No	No	No

Technical comments:⁴

The Commission staff recommends that the article description on page 1 of this report be used in the proposed new heading because it contains the chemical name and the CAS number.

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
2^D SESSION

H. R. 5072

To suspend temporarily the duty on Arcol Catalyst 3.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 18, 2008

Mr. TIM MURPHY of Pennsylvania introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To suspend temporarily the duty on Arcol Catalyst 3.

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. ARCOL CATALYST 3.**

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	Arcol Catalyst 3 (provided for in subheading 2931.00.90)	Free	No change	No change	On or before 12/31/2011	”.
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8 (b) EFFECTIVE DATE.—The amendment made by
9 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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