

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: March 10, 2008]²

Bill No. and sponsor: H.R. 4256 (Mr. Charles W. Dent of Pennsylvania).

Proponent name,³ location: Air Products and Chemicals, Inc., Allentown, 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)):

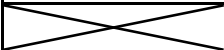
Modified aliphatic polyamine mixture of reaction products of 1,3-bis(aminomethyl)benzene with phenol and formaldehyde and 1,3-bis(aminomethyl)benzene (provided for in subheading 3909.30.00).

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 an aliphatic amine curing agent that is used as a hardener in epoxy system applications in the adhesives, composites, coatings, and building materials sectors. The product is imported from the United Kingdom.

Estimated effect on customs revenue:

HTS subheading: <u>3909.30.00</u>					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$400,000	\$420,000	\$450,000	\$470,000	\$500,000
Customs revenue loss	\$26,000	\$27,300	\$29,250	\$30,550	\$32,500

Source of estimated dutiable import data: Commission and Industry estimates.

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

¹ Industry analyst preparing report: Ray Cantrell (202-205-3362); 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?
		(Yes/No)		
Air Products and Chemicals, Inc. (Proponent) Mr. Steven Belaus, 610-481-4979 Ms. Molly Troutman, 610-481-4003 Mr. Steve Ziehm, 202-872-8181	01/23/2008	No	No	No
Bayer Corporation Ms. Karen Niedermeyer, 412-777-2058	01/26/2008	No	No	No
Ciba Specialty Chemicals Mr. John Deming, 302-479-5499	01/26/2008	No	No	No
Dow Chemical Company Ms. Lisa Schroeter, 202-429-3400	01/25/2008	No	No	No
DuPont Ms. Helen McMahon, 302-992-2263	01/25/2008	No	No	No
Gabriel Performance Chemicals, LLC Mr. Leonard Boehm, 440-992-3254	01/25/2008	No	No	No
Hexion Specialty Chemicals, Inc. Mr. Howard P. Franck, 832-366-2359 Mr. Paul W. Langemeier, 832-366-2385	01/25/2008	No	No	No
Huntsman Advanced Materials Mr. Petharnan Subramanian, 281-719-7563 Mr. Derek Kincaid, 281-719-7623	01/25/2008	Yes	Yes	Yes
LANXESS Corporation Ms. Jamie Schaeffer, 412-809-3666	01/25/2008	No	No	No
Reichhold, Inc. Mr. Edward R. Leydon, 919-990-7816	01/25/2008	No	No	No

Technical comments:⁴

The CAS numbers in the bill should be deleted because they relate to the reactive agents and not to the subject product.

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.

-----Original Message-----

From: Peter Chetcuti [mailto:peter_chetcuti@huntsman.com]

Sent: Monday, February 18, 2008 1:12 PM

To: Cantrell, Raymond

Cc: Derek S Kincaid; Carl Vos

Subject:

Dear Mr. Cantrell,

With respect to your email to Derek Kincaid below regarding the duty suspension of bills on three products imported by Air Products, H.R. 4256: Ancamine 2422 Curing Agent, a new entry; H.R. 4267: Epilink 701; and H.R. 4354: Ancamine 2432.

After consulting with various Huntsman associates we have concluded that we have domestically produced products that would compete with the products referenced in H.R. 4256 (Ancamine 2422) and H.R. 4354 (Ancamine 2432). Based on this information we would formally object to either of these products being given duty free status. We have no objection to H.R. 4267 (Eplink 701).

Thank you for bringing this to our attention.

Yours sincerely

Peter Chetcuti

Commercial Director

Huntsman Advanced Material

The Woodlands

Tel: 281 719 4462

110TH CONGRESS
1ST SESSION

H. R. 4256

To suspend temporarily the duty on Ancamine® 2422 Curing Agent.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 4, 2007

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

A BILL

To suspend temporarily the duty on Ancamine® 2422 Curing
Agent.

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. ANCAMINE® 2422 CURING AGENT.**

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	Modified aliphatic polyamine mixture of reaction products of 1,3-bis(aminomethyl)benzene with phenol and formaldehyde (CAS No. 57214-10-5) and 1,3-bis(aminomethyl)benzene (CAS No. 1477-55-0) (provided for in subheading 3909.30.00)	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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