

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 2, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4560 (Mr. Robert E. Andrews of New Jersey).

**Proponent name,<sup>3</sup> location:** Solvay Solexis, Inc., West Deptford, NJ.

**Other bills on product (110<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of existing temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

Methoxycarbonyl-terminated perfluorinated polyoxymethylene-polyoxyethylene (CAS No. 107852-49-3)  
(provided for in subheading 3907.20.00).

**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 is a functional perfluoropolyether that is synthesized from a proprietary process which is based on the photo oxidation of tetrafluoroethylene monomer. It is a dimethyl carboxylate derivative of perfluoropolyoxy alkane. It is described as a clear, colorless, low viscosity liquid. The product is used for polymer modifications and polymerizations, and for surfaces of optical elements, such as retro-reflective sheeting, pavement markings, and beaded projection screens. It may also be used as a lubricant film for thin-film disks. The subject product is imported from Italy.

<sup>1</sup> Industry analyst preparing report: Robert Randall (202-205-3366); 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.

**Estimated effect on customs revenue:**

| <b>HTS subheading: 3907.20.00</b>                 |               |               |               |               |               |
|---|---------------|---------------|---------------|---------------|---------------|
|   | 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 <u>1/</u> | \$150,000,000 | \$150,000,000 | \$150,000,000 | \$150,000,000 | \$150,000,000 |
| Customs revenue loss <u>2/</u>                    | \$0           | \$9,750,000   | \$9,750,000   | \$9,750,000   | \$9,750,000   |

1/ The estimates are based on total dutiable U.S. imports under HTS subheading 3907.20.00 because the proponent did not provide estimates of future imports of the subject product. The estimates exceed the likely future imports of the subject product because subheading 3907.20.00 is a basket category that covers a wide range of products that are not covered by this bill. Therefore, the customs revenue loss that will result from this bill is likely to be lower than the amount shown in the table above.

2/ There is an existing duty suspension under HTS heading 9902.23.15 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill for 2009.

Source of estimated dutiable import data: Official U.S. Government statistics.

**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)                                     |                      |                   |
| Solvey Solexis, Inc. (Proponent)<br>Welles Orr, 202-626-1481  | 3/14/2008      | No   | No                   | No                |
| Abbott Laboratories<br>Elaine Leavenworth, Fax: 202-783-6631  | 3/18/2008      | No   | No                   | No                |
| American Chemistry Council<br>Marty Durbin, Fax: 703-741-6097   | 3/18/2008      | No   | No                   | No                |
| Apollo Color, Inc.<br>Dave Klebine, Fax: 815-741-2599   | 3/18/2008      | No   | No                   | No                |
| BASF<br>Frank Ardite, Fax: 732-321-0250<br>David Bushnell, Fax: 301-654-8336<br>Greg Thies, Fax: 202-558-5101 | 3/18/2008      | No   | No                   | No                |
| Bayer Chemicals<br>Julie Van Egmund, Fax: 202-737-8909<br>Karen L. Niedermeyer, Fax: 412-777-4740             | 3/18/2008      | No   | No                   | No                |
| Biddle Sawyer<br>William Thonack, Fax: 212-239-1089   | 3/18/2008      | No   | No                   | No                |

| Name of firm/organization   | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|---|----------------|--|----------------------|-------------------|
|   |                | (Yes/No)                                     |                      |                   |
| Chemtura Corp.<br>Matt Mattingley, Fax: 202-463-8497<br>Lloyd Moon, Fax: 203-573-2686             | 3/18/2008      | No   | No                   | No                |
| Ciba Specialty Chemicals<br>Michelle Forte, Fax: 914-785-4831<br>Robert Hurley, Fax: 202-289-3588 | 3/18/2008      | No   | No                   | No                |
| Clariant Corp.<br>Mike Carroll, Fax: 704-370-6969<br>Andy Zamoyski, Fax: 202-248-9043             | 3/18/2008      | No   | No                   | No                |
| Dow Chemicals<br>Lisa Schroeter, 202-429-3467   | 3/18/2008      | No   | No                   | No                |
| DuPont<br>Helen C. McMahon, Fax: 302-355-2994   | 3/18/2008      | No   | No                   | No                |
| Emerald Performance Chemicals<br>Tom Dirmyer, Fax: 330-315-6480                                   | 3/18/2008      | No   | No                   | No                |
| Galaxie Chemical Corp.<br>Michael Santoro, Jr., Fax: 973-790-7104                                 | 3/18/2008      | No   | No                   | No                |
| Honeywell<br>Art Simonetti, Fax: 202-662-2675   | 3/18/2008      | No   | No                   | No                |
| Huntsman Corp.<br>John Deming, Fax: 302-479-5499  | 3/18/2008      | No   | No                   | No                |
| Monsanto Corp.<br>Grant Erdel, Fax: 202-789-1867  | 3/18/2008      | No   | No                   | No                |
| PMC Inc.<br>Gordon McCollough, Fax: 513-482-7884  | 3/18/2008      | No   | No                   | No                |
| Rhodia<br>Dominick Cangiano, Fax: 609-860-2256  | 3/18/2008      | No   | No                   | No                |
| Solutia, Inc.<br>Kassie D. Wooten, Fax: 314-674-1585  | 3/18/2008      | No   | No                   | No                |
| Sun Chemical Corp.<br>Steve Schmidt, Fax: 513-681-4960  | 3/18/2008      | No   | No                   | No                |

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

<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.

None.

110TH CONGRESS  
1ST SESSION

# H. R. 4560

To extend the temporary suspension of duty on Methoxycarbonyl-terminated perfluorinated polyoxymethylene-polyoxyethylene.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

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

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## A BILL

To extend the temporary suspension of duty on Methoxycarbonyl-terminated perfluorinated polyoxymethylene-polyoxyethylene.

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. METHOXYCARBONYL-TERMINATED**  
4 **PERFLUORINATED POLYOXYMETHYLENE-**  
5 **POLYOXYETHYLENE.**

6 (a) IN GENERAL.—Heading 9902.23.15 of the Har-  
7 monized Tariff Schedule of the United States is amended  
8 by striking “12/31/2009” and inserting “12/31/2011”.

9 (b) EFFECTIVE DATE.—The amendment made by  
10 subsection (a) applies with respect to goods entered, or

- 1 withdrawn from warehouse for consumption, on or after
- 2 the 15th day after the date of the enactment of this Act.

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