

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.
 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					
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
2D 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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