

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress ¹**

[Date approved: July 26, 2005]²

Bill No. and sponsor: H.R. 642 (Ms. Kaptur)

Proponent name, location: Perstorp Polyols, Inc.
Toledo, OH

Other bills on product (109th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2008.

Retroactive effect: None.

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

Ditrimethylolpropane (CAS No. 23235-61-2) (provided for in subheading 2909.49.60).

Check one: Same as that in bill as introduced
 Different from that in bill as introduced (explain differences in Technical
comments section)

Product information, including uses/applications and source(s) of imports:

The subject product is used to make acrylate monomers, which are used in turn to make ultraviolet-light-cured inks and coatings.

It is imported from Perstorp AB (Sweden).

¹ Industry analyst preparing report: Larry Johnson (202-205-3351); Tariff Affairs contact: Dave Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Estimated effect on customs revenue:

| HTS subheading: <u>2909.49.60</u> | | | | | |
|---|-------------|-------------|-------------|-------------|------------|
| | 2005 | 2006 | 2007 | 2008 | 2009 |
| Col. 1-General rate of duty (AVE) <u>1/</u> | 5.5% | 5.5% | 5.5% | 5.5% | 5.5% |
| Estimated value <i>dutiable</i> imports | \$6,525,000 | \$7,250,000 | \$8,337,500 | \$9,425,000 | 10,100,000 |
| Customs revenue loss | \$358,875 | \$398,750 | \$458,563 | \$518,375 | \$555,500 |

1/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

Source of estimated dutiable import data: Industry estimates.

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

| Name of firm/organization | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|---|----------------|---|----------------------|-------------------|
| | | (Yes/No) | | |
| Perstorp Polyols, Inc. (Proponent) Ms. Evelyn M. Suarez (202) 293-8116 | 5/17/2005 | No | No | No |
| Bayer Corp., Polyurethanes Div. Marketing Mgr., FAX (248) 475-7701 | 5/17/2005 | No | No | No |
| Carbomer, Inc. Marketing Mgr., FAX (508) 898-0432 | 5/17/2005 | No | No | No |
| Harvin Reaction Technology, Inc. Marketing Mgr., FAX (336) 294-0897 | 5/17/2005 | No | No | No |
| Ruco Polymers Marketing Mgr., FAX (516) 931-8197 | 5/17/2005 | No | No | No |
| Solvay Interox Marketing Mgr., FAX (713) 524-9032 | 5/17/2005 | No | No | No |
| Total Specialty Chemicals, Inc. Marketing Mgr., FAX (203) 966-1505 | 5/17/2005 | No | No | No |
| Vopak USA Inc. Marketing Mgr., FAX (425) 889-4100 | 5/17/2005 | No | No | No |

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading, as the abbreviation “(DiTMP)” can be deleted.

The Commission also suggests that the phrase “No change” be inserted in lieu of “Free” in the special subcolumn of the proposed new heading.

³ 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.

109TH CONGRESS
1ST SESSION

H. R. 642

To suspend temporarily the duty on DiTMP.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 8, 2005

Ms. KAPTUR introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To suspend temporarily the duty on DiTMP.

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. DITMP.**

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:

| | | | | | | | |
|---|------------|---|------|------|-----------|-------------------------|----|
| “ | 9902.07.07 | Ditrimethylolpropane (DiTMP) (CAS No. 23235-61-2) (provided for in subheading 2909.49.60) | Free | Free | No change | On or before 12/31/2008 | ”. |
|---|------------|---|------|------|-----------|-------------------------|----|

8 (b) EFFECTIVE DATE.—The amendment made by
9 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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