

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: October 26, 2006]<sup>2</sup>

**Bill No. and sponsor:** S. 3207 (Mr. Frank R. Lautenberg of New Jersey).

**Proponent name, location:** Solvay Solexis, Inc., Thorofare, NJ.

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2009.

**Retroactive effect:** None.

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

1,1,2-2-Tetrafluoroethene, oxidized, polymerized (CAS No. 69991-61-3) (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 products are functional perfluoropolyethers (PFPE) that are synthesized from a proprietary process which is based on the photo oxidation of tetrafluoroethylene monomer. The products are generally clear, colorless to light yellow fluids, having a range of viscosities and molecular weights. They exhibit excellent viscosity index, low evaporative loss properties and good thermal stability. These products are used for polymer modifications and polymerizations, and PFPE lubricants for electronic components, and various surface treatment applications. The subject products are imported from Italy.

<sup>1</sup> Industry analyst preparing report: Ray Cantrell (202-205-3362); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm).

**Estimated effect on customs revenue:**

<b>HTS subheading: 3907.20.00</b>					
<del> </del>	2006	2007	2008	2009	2010
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$4,819,400	\$5,301,300	\$5,831,400	\$6,415,000	\$7,500,000
Customs revenue loss	\$313,261	\$344,585	\$379,041	\$416,975	\$487,500

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

**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)		
Solvay Solexis, Inc. (Proponent) Max Turnipseed, 225-338-0310 Andrew Jones, 856-251-3410	08/01/2006	No	No	No
AGC Chemicals Americas, Inc. (Asahi) Winn Darden, 805-583-5917 Jeff Neeley, 202-530-8503	08/02/2006	No	No	No
Bayer Corporation Karen Niedermeyer, 412-777-2058	08/02/2006	No	No	No
Ciba Specialty Chemicals John Demming, 302-479-5499	08/03/2006	No	No	No
Daikin America, Inc. Tison Keel, 845-365-9566 Liesl Lim, 845-365-9505	08/02/2006	No	No	No
Dow Chemical Company Lisa Schroeter, 202-429-3400	08/02/2006	No	No	No
DuPont Elaine M. Olsen, 302-992-2263 John D. Colven, 302-999-2091	08/02/2006	No	No	No
Dyneon (3M) John Scanlon, 651-733-1519	08/02/2006	No	No	No
LANXESS Corporation Jamie Schaeffer, 412-809-3666	08/02/2006	No	No	No

**Technical comments:<sup>3</sup>**

The Commission notes that the correct HTS classification is 3907.20.00.

<sup>3</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.

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 3207

To suspend temporarily the duty on 1,1,2-2-Tetrafluoroethene, oxidized, polymerized.

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IN THE SENATE OF THE UNITED STATES

MAY 25, 2006

Mr. LAUTENBERG introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To suspend temporarily the duty on 1,1,2-2-Tetrafluoroethene, oxidized, polymerized.

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. 1,1,2-2-TETRAFLUOROETHENE, OXIDIZED, PO-**  
4 **LYMERIZED.**

5 (a) IN GENERAL.—Subchapter II of chapter 99 of  
6 the Harmonized Tariff Schedule of the United States is  
7 amended by inserting in numerical sequence the following  
8 new heading:

“	9902.39.16	1,1,2-2-Tetrafluoroethene, oxidized, polymerized (CAS No. 69991-61-3) (provided for in subheading 3907.20) .....	Free	No change	No change	On or before 12/31/2009	”.
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1       (b) EFFECTIVE DATE.—The amendment made by  
2 this section shall apply with respect to goods entered, or  
3 withdrawn from warehouse for consumption, on or after  
4 the 15th day after the date of enactment of this Act.

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