

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: November 8, 2005]²

Bill No. and sponsor: H.R. 2453 (Mr. Tim Murphy of Pennsylvania)

Proponent name, location: Bayer MaterialScience LLC, Pittsburgh, PA

Other bills on product (109th Congress only): S. 1470.

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

Retroactive effect: None.

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

Benzene, 1,3-diisocyanatomethyl-, polymer with 1,6-diisocyanatohexane (CAS No. 63368-95-6) dissolved in n-butyl acetate (provided for in subheading 3911.90.45)

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 product is a polyisocyanate copolymer solution of 55-65 percent solids dissolved in n-butyl acetate. This product provides fast-curing and drying of two-component polyurethane coatings for furniture and metal in the furniture and automotive industries. It is imported from Germany.

Estimated effect on customs revenue:

HTS subheading: <u>3911.90.45</u>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	5.8%	5.8%	5.8%	5.8%	5.8%
Estimated value <i>dutiable</i> imports	\$280,000	\$290,000	\$300,000	\$310,000	\$320,000
Customs revenue loss	\$16,240	\$16,820	\$17,400	\$17,980	\$18,560

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

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://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

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?
Bayer MaterialScience LLC (Proponent) Ms. Karen L. Niedermeyer, 412-777-2058 Ms. Julie Van Egmond, 202-756-3773	09/13/2005	No	No	No
BASF Corporation Mr. Greg Thies, 202-558-5100	09/16/2005	No	No	No
Celanese Corporation Mr. Bob Carpenter, 202-637-3469	09/16/2005	No	No	No
Dow Chemical Company Ms. Lisa Schroeter, 202-429-3400 Ms. Jan Neuenfeldt, 989-636-8427	09/16/2005	No	No	No
DuPont Ms. Elaine M. Olsen, 302-992-2263	09/16/2005	No	No	No
Efficient Global Trade, Inc. Mr. Henry P. Stoebenau, 215-628-4919	09/18/2005	No	No	No
Huntsman Corporation Mr. Peter De Vries, peter_de_vries@huntsman.com	09/16/2005	No	No	No
LANXESS Corporation Mr. Seth Tomei, 412-809-3664	09/13/2005	No	No	No
Lyondell Chemical Company Mr. Ted Gormanos, 713-309-2349	09/16/2005	No	No	No
Solutia, Inc. Mr. Bob Hurley, 202-289-9800	09/16/2005	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 in order to provide the proper chemical name.

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. 2453

To suspend temporarily the duty on Desmodur HL.

IN THE HOUSE OF REPRESENTATIVES

MAY 18, 2005

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

A BILL

To suspend temporarily the duty on Desmodur HL.

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. DESMODUR HL.**

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:

“	9902.05.70	aromatic polyisocyanate based on toluene diisocyanate (TDI) and hexamethylene diisocyanate (HDI) dissolved in n-butyl acetate (CAS No. 63368-95-6) (provided for in sub-heading 3911.90.45)	Free	No change	No change	On or before 12/31/2009	”.
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1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of enactment of this Act.

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