

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 108<sup>th</sup> Congress <sup>1</sup>**

[Date approved: March 18, 2004]<sup>2</sup>

**Bill No. and sponsor:** H.R. 1979 (Ms. Kaptur)

**Proponent name, location:** Perstorp Polyols Inc.  
Toledo, Ohio 43612

**Other bills on product (108<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2006.

**Retroactive effect:** None.

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

Poly(oxy-1,2-ethanediyl)- $\alpha$ -((3-ethyl-3-oxetanyl) methyl)- $\omega$ -hydroxy- (CAS No. 76996-65-1) (provided for in subheading 3907.20.00)

**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, described by the proponent as trimethylolpropane oxetane ethoxylate (TMPOE®), is a clear, colorless, low-viscosity liquid polyether derivative. This experimental polymer is used to make ultraviolet-light-cured inks and coatings and as a chemical building block. The product is imported from the proponent's plant in Sweden.

---

<sup>1</sup> Industry analyst preparing report: Ray Cantrell (202-205-3362); Tariff Affairs contact: Dave Beck (202-205-2603).

<sup>2</sup> Access to an electronic copy of this memorandum is available at <http://www.usitc.gov/billrpts.htm> Access to a paper copy is available at the Commission's Law Library (202-205-3287) or at the Commission's Main Library (202-205-2630).

**Estimated effect on customs revenue:**

<b>HTS subheading: 3907.20.00</b>					
	2004	2005	2006	2007	2008
Col. 1-General rate of duty (AVE) <u>1/</u>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$140,000	\$350,000	\$420,000	\$490,000	\$560,000
Customs revenue loss	\$9,100	\$22,750	\$27,300	\$31,850	\$36,400

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: Commission and 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	1/21/04	No	Yes	No
Ms. Marcy Kaptur (sponsor) Ms. Jennifer Goedke (202) 225-4146	1/22/04	No	Yes	No
Bayer Corporation Mr. Seth Tomei (412) 777-4197	2/5/04	No	Yes	No
Avecia Limited (Crowell & Moring) Ms. Melissa Coyle (202) 624-2500	2/17/04	No	No	No
Solutia Inc. Mr. Glen Ruskin (202) 822-1690	2/20/04	No	No	No
Rohm & Haas Company Mr. Henry P. Stoebenau (215) 628-4919 (hstoeb@aol.com)	2/20/04	No	No	No

**Technical comments:**<sup>3</sup> Staff suggests revision of the article description of this bill to include the comprehensive chemical nomenclature described by the subject Chemical Abstracts Registry Number (CAS No.), as annotated.

---

<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.

108TH CONGRESS  
1ST SESSION

# H. R. 1979

To suspend temporarily the duty on TMPO Ethoxylate (TMPOE).

---

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 2003

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

---

## A BILL

To suspend temporarily the duty on TMPO Ethoxylate  
(TMPOE).

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. TMPO ETHOXYLATE (TMPOE).**

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:

“	9902.07.13	Ethoxylated Trimethylolprop- ane (TMPOE) (CAS No. 76996–65–1) (provided for in subheading 3907.20.00) .....	Free	Free	No change	On or before 12/31/2006	”.
---	------------	--	------	------	-----------	----------------------------	----

1       (b) EFFECTIVE DATE.—The amendment made by  
2 subsection (a) applies with respect to goods entered, or  
3 withdrawn from warehouse for consumption, on or after  
4 the 15th day after the date of the enactment of this Act.

○