

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: September 20, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2116 (Mr. Jerry Weller of Illinois)

**Proponent name, location:** BASF Corporation  
Florham Park, NJ

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

**Nature of bill:** To suspend the duty through December 31, 2008.

**Retroactive effect:** None.

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

Diphenyl (2,4,6-trimethylbenzoyl) phosphine oxide (CAS No. 75980-60-8) (provided for in subheading 2931.00.30).

**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 compound is an organic chemical intermediate used to produce photoinitiators, coatings, and inks.

The subject compound is imported from Switzerland. There are no other known importers and there is no known U.S. production.

<sup>1</sup> Industry analyst preparing report: Jeff Clark (202-205-3318); 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: 2931.00.30</b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$1,600,000	\$1,600,000	\$1,600,000	\$1,600,000	\$1,600,000
Customs revenue loss	\$104,000	\$104,000	\$104,000	\$104,000	\$104,000

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)		
BASF Corporation (proponent) Tom Coleman, 202-289-3900	07/20/2005	No	No	No
Bayer Corporation Karen Niedermeyer, 412-777-2058	07/20/2005 07/25/2005	No	No	No
Ciba Specialty Chemicals Michelle Forte, 914-785-2000	07/20/2005	No	No	No
DuPont Chemical Elaine Olsen, 302-992-2263	07/20/2005	No	No	No
Fanwood Chemical Jim DeLisi, 908-322-8440	07/20/2005 07/28/2005	No	No	No
Sun Chemical Ed Faulkner, 513-681-5950	07/28/2005	No	No	No

**Technical comments:**<sup>3</sup> None.

<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  
1<sup>ST</sup> SESSION

# H. R. 2116

To suspend temporarily the duty on Lucirin TPO.

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IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2005

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

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## A BILL

To suspend temporarily the duty on Lucirin TPO.

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. LUCIRIN TPO.**

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:

“	9902.06.09	Diphenyl (2,4,6-trimethylbenzoyl) phosphine oxide (CAS No. 75980-60-8) (provided for in sub-heading 2931.00.30) .....	Free	No change	No change	On or before 12/31/2008	”.
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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 enactment of this Act.

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