

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: August 26, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 5188 (Mrs. Carolyn B. Maloney of New York).

**Proponent name,<sup>3</sup> location:** Mitsui & Co. (USA), Inc., New York, NY.

**Other bills on product (110<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

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

C12-18 alkenes, polymers (TPX) with 4-methyl-1-pentene (CAS Nos. 25155-83-3, 81229-87-0, and 103908-22-1) (provided for in subheading 3902.90.00).

**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 cover a wide range of thermoplastic polymers based on the dimerization of propylene to 4-methyl-1-pentene and its subsequent copolymerization with C12-18 alkenes. These polymers are produced in three different grades of various melting points and viscosities identified by the CAS numbers cited in the bill: pellets, colored pellets, and blends. The products are used in a variety of specialty applications in the medical, electronic, and automotive industries, including thick wall transparent syringe barrels, release films for integrated circuit boards, and sheathing for automotive hoses. The subject product is imported from Japan.

<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://www.usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/](http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/).

<sup>3</sup> The sponsor/proponent did not identify any additional beneficiaries of this bill.

**Estimated effect on customs revenue:**

<b>HTS subheading: 3902.90.00</b>					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$4,000,000	\$4,500,000	\$5,000,000	\$5,500,000	\$6,000,000
Customs revenue loss 1/	\$0	\$292,500	\$325,000	\$357,500	\$390,000

1/ There is an existing duty suspension under HTS heading 9902.24.14 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill for 2009.

Source of estimated dutiable import data: Commission and U.S. 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)		
Mitsui & Co. (USA), Inc. (Proponent) D. Kojima, 212-878-4442 Max Turnipseed, 225-338-0310	05/07/2008	No	No	No
Bayer MaterialScience LLC Julie Van Egmond, 202-756-3773 Karen Niedermeyer, 412-777-2058	05/07/2008	No	No	No
Dow Chemical Company Lisa Schroeter, 202-429-3400	05/08/2008	No	No	No
DuPont Elaine Olsen, 302-992-2263 Helen McMahon, 302-992-2263	05/07/2008	No	No	No
LANXESS Corporation Jamie Schaeffer, 412-809-3666	05/07/2008	No	No	No
Lyondell Chemical Company Ted Gormanos, 713-309-2349	05/07/2008	No	No	No
Topas Advanced Polymers, Inc. Timothy Kneale, 859-746-6447 Bernd Sparenberg, 859-746-6447	05/07/2008	No	No	No

**Technical comments:**<sup>4</sup> None.

<sup>4</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.

110TH CONGRESS  
2D SESSION

# H. R. 5188

To extend the temporary suspension of duty on C12–18 alkenes.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 29, 2008

Mrs. MALONEY of New York introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To extend the temporary suspension of duty on C12–18 alkenes.

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. C12–18 ALKENES.**

4 (a) IN GENERAL.—Heading 9902.24.14 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 C12–18 alkenes) is amended by striking “12/31/2009”  
7 and inserting “12/31/2011”.

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 the enactment of this Act.

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