

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 111th Congress¹**

[Date approved: April 16, 2010]²

Bill No. and sponsor: S. 2043 (Mr. Robert Menendez of New Jersey).

Proponent name,³ location: Borregaard North America, Inc., Bridgewater, NJ

Other bills on product (111th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2011.

Retroactive effect: None.

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

3-Amino-1,2-propanediol (CAS No. 616-30-8) (provided for in subheading 2922.19.95).

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 used in the manufacture of pharmaceuticals. It is imported from Norway.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 2922.19.95:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports ^a	\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000
Customs revenue loss ^b	\$325,000	\$325,000	\$325,000	\$325,000	\$325,000

a/ Dutiable import estimates were provided by industry sources.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

¹ Industry analyst preparing report: Elizabeth R. Nesbitt (202-205-3355); Tariff Affairs contact: David G. Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.

³ The sponsor/proponent identified one additional beneficiary of this bill. USITC staff sent an inquiry to the additional beneficiary and received a response from the beneficiary indicating that it would benefit from this bill.

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)	
Borregaard North America, Inc. (Proponent) Peter Demchko, Peter.Demchko@borregaard.com	11/12/2009	No	No	No
3M Company Megan Ivory Carr, mmivory@mmm.com	11/12/2009	No	No	No
BASF Corporation Gregory A. Thies, gregory.thies@basf.com	11/12/2009	No	No	No
Bayer Corporation Karen Niedermeyer, karen.niedermeyer.b@bayer.com	11/12/2009	No	No	No
Chemtura Corp. Lloyd N. Moon, lloyd.moon@chemtura.com Matt Mattingley, matt@mattingleygroup.com	11/12/2009	No	No	No
Ciba Specialty Chemicals Michelle Forte, Michelle.Forte@cibasc.com	11/12/2009	No	No	No
Daikin America Inc. Gary Stanitis, gstanitis@daikin-america.com	11/16/2009	No	No	No
Dow Chemical Co. Lisa Schroeter, LMSchroeter@dow.com Max Turnipseed, mctint@att.net	11/12/2009	No	No	No
Dupont Brian Curtis, Brian.Curtis@usa.dupont.com	11/12/2009	No	No	No
Evonik Industries AG Russell Mait, russell.mait@evonik.com	11/12/2009	No	No	No
Fanwood Chemical Inc. V. M. (Jim) DeLisi, JdeLisi@fanwoodchemical.com	11/12/2009	No	No	No
Freudenberg-NOK Ronald Guest, rsg@fnacc.com	11/12/2009	No	No	No
LANXESS Corporation Jamie Schaeffer, jamie.schaeffer@lanxess.com	11/24/2009	No	No	No
MIC Specialty Chemicals Inc. Joe Santora, joe.santora@micspe.com	11/12/2009	No	No	No
Monsanto Company Michael Parrish, Michael.Parrish@monsanto.com	11/12/2009	No	No	No
Nisso America Inc. Toshiyuki Iwama, t.iwama@nissoamerica.com	11/12/2009	No	No	No
Solutia Inc. Bob Hurley, Rhurley@TheAccordGroup.com Kassie Wooton, KDWoot@solutia.com	11/12/2009 12/01/2009	No	No	No

Technical comments:⁴ None.

⁴ 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.

111TH CONGRESS
1ST SESSION

S. 2043

To suspend temporarily the duty on 3-amino-1,2-propanediol.

IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

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

A BILL

To suspend temporarily the duty on 3-amino-1,2-propanediol.

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. 3-AMINO-1,2-PROPANEDIOL.**

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:

“	9902.01.00	3-Amino-1,2-propanediol (CAS No. 616–30–8) (pro- vided for in subheading 2922.19.95)	Free	No change	No change	On or before 12/31/2011	”.
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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 the enactment of this Act.

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