

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress¹**

[Date approved: March 10, 2008]²

Bill No. and sponsor: H.R. 4270 (Mr. Pete Sessions of Texas).

Proponent name,³ location: Celanese Corporation, Dallas, TX.

Other bills on product (110th Congress only): None.

Nature of bill: Extend temporary duty reduction through December 31, 2011.

Retroactive effect: None.

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

Triethylene glycol bis[3-(3-tert-butyl-4-hydroxy-5-methylphenyl) propionate] (CAS No. 36443-68-2) (provided for in subheading 2918.99.43).

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:

Triethylene glycol bis[3-(3-tert-butyl-4-hydroxy-5-methylphenyl) propionate] is a synthetic organic chemical that is used as an antioxidant which enhances mechanical and color stability in plastics, especially in outdoor applications. It is used in lawn sprinkler heads, automobile door handles, and drink cup holders. It is imported from Switzerland, Italy, Taiwan, Japan, and Korea.

¹ Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/.

³ The sponsor/proponent identified one additional beneficiary of this bill. USITC staff sent an inquiry to the named beneficiary and received a response from the beneficiary. It submitted a written representation that they would benefit from this bill.

Estimated effect on customs revenue:

HTS subheading: 2918.99.43					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty (AVE)	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$1,500,000	\$1,500,000	\$1,500,000	\$1,500,000	\$1,500,000
Customs revenue loss 1/ 2/	\$36,000	\$36,000	\$36,000	\$36,000	\$36,000

1/ The estimated customs revenue loss is based on a temporary reduction of the general rate of duty from 6.5 percent ad valorem to 4.1 percent ad valorem, a reduction of 2.4 percentage points.

2/ The estimated customs revenue loss for 2009 reflects the existing duty reduction under HTS heading 9902.01.88 that expires on December 31, 2009.

Source of estimated dutiable import data: 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?
Celanese Corporation (Proponent) Samuel Ramirez, 972-443-4689	1/21/2008 1/22/2008	No	No	No
Abbott Laboratories Elaine Leavenworth, Fax: 202-783-6631	1/23/2008	No	No	No
American Chemistry Council Jim O'Connor, Fax: 703-741-6922	1/23/2008	No	No	No
BASF Corp. Greg Thies, Fax: 703-255-7142	1/23/2008	No	No	No
Bayer Corp. Karen Niedermeyer, Fax: 412-777-4740 Julie Van Egmund, Fax: 202-737-8909	1/23/2008	No	No	No
Biddle Sawyer Corp. William Thonack, Fax: 212-239-1089	1/23/2008	No	No	No
Chemtura Matt Mattingly, Fax: 202-463-8497 Lloyd Moon, Fax: 203-573-2686	1/23/2008 2/4/2008	No	No	No
Ciba Specialty Chemicals Corp. Michelle Forte, Fax: 914-785-4831	1/23/2008 2/4/2008	No	No	No
Clariant Corporation Andrew Zamoyiski, Fax: 202-248-9043	1/23/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
Dow Lisa Schroeter, Fax: 202-429-3467	1/23/2008	No	No	No
Dupont Helen McMahon, Fax: 302-355-2994	1/23/2008	No	No	No
Eastman Chemical Greg Riddle, Fax: 212-835-1621	2/5/2008	No	No	No
Emerald Performance Chemicals Tom Dirmyer, Fax: 330-315-6480	1/23/2008	No	No	No
GlaxoSmithKline William Schuyler, Fax: 202-715-1001	1/25/2008	No	No	No
Honeywell International Art Simonetti, Fax: 202-662-2675	1/23/2008	No	No	No
Lonza, Inc. Ray Esposito, Fax: 201-696-3487	1/25/2008	No	No	No
Monsanto Michael Parrish, Fax: 202-789-1867	1/23/2008	No	No	No
Perstop Polyols, Inc. Jeff Jones, Fax: 419-729-3291	1/25/2008	No	No	No
Rhodia Dominick Cangiana, Fax: 609-860-2256	1/23/2008	No	No	No
Solutia Sue Cannon, Fax: 314-674-1585	1/23/2008	No	No	No
Songwon Jim McGinley, Fax: 713-456-1812	2/4/2008	No	No	No
Tennant Co. Mary Heie, Fax: 763-513-1808	1/25/2008	No	No	No
Total Specialty Chemicals, Inc. Tad Acker, Fax: 203-966-1505	1/25/2008	No	No	No
Union Carbide Jim Murray, Fax: 202-347-1684	1/25/2008	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.

110TH CONGRESS
1ST SESSION

H. R. 4270

To reduce temporarily the duty on triethylene glycol bis[3-(3-tert-butyl-4-hydroxy-5-methylphenyl) propionate].

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 4, 2007

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

A BILL

To reduce temporarily the duty on triethylene glycol bis[3-(3-tert-butyl-4-hydroxy-5-methylphenyl) propionate].

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. TRIETHYLENE GLYCOL BIS[3-(3-TERT-BUTYL-4-**
4 **HYDROXY-5-METHYLPHENYL) PROPIONATE].**

5 (a) IN GENERAL.—Heading 9902.01.88 of the Har-
6 monized Tariff Schedule of the United States is amended
7 by striking “12/31/2009” 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 enactment of this Act.

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