

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: May 2, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4442 (Mr. Tim Holden of Pennsylvania).

**Proponent name,<sup>3</sup> location:** Air Products and Chemicals, Inc., Allentown, PA.

**Other bills on product (110<sup>th</sup> 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)):**

Mixtures of alkene polymers with maleic anhydride, 2-(1-piperazinyl) ethylimides, diisononyl phthalate (CAS No. 28553-12-0) and bis(1-methylethyl)-naphthalene (CAS No. 38640-62-9) (provided for in subheading 3908.90.70).

**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 product is a modified polyamidoimine polyvinyl chloride (PVC) plastisol adhesion promoter intended for use in automotive sealants, underbody coatings and anti-chip primers. It is designed as a curing agent to provide adhesion to electrodeposition primers that are used in the manufacture of automobiles, trucks, and buses. The proponent imports the product from Italy.

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<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: 3908.90.70</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	\$756,000	\$794,000	\$834,000	\$870,000	\$910,000
Customs revenue loss	\$49,140	\$51,610	\$54,210	\$56,550	\$59,150

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)		
Air Products and Chemicals, Inc. (Proponent) Steven Belaus, 610-481-4979 Molly Troutman, 610-481-4003 Steve Ziehm, 202-872-8181	01/23/2008	No	No	No
Bayer Corporation Karen Niedermeyer, 412-777-2058	02/18/2008	No	No	No
BASF Corporation Greg Thies, 202-558-5100	02/18/2008	No	No	No
Dow Chemical Company Lisa Schroeter, 202-429-3400 Max Turnipseed, 225-338-0310	02/18/2008	No	No	No
DuPont Helen McMahon, 302-992-2263	02/18/2008	No	No	No
Gabriel Performance Chemicals, LLC Leonard Boehm, 440-992-3254	02/18/2008	No	No	No
Hexion Specialty Chemicals, Inc. Howard P. Franck, 832-366-2359 Paul W. Langemeier, 832-366-2385	02/18/2008	No	No	No
Huntsman Advanced Materials Petharnan Subramanian, 281-719-7563 Derek Kincaid, 281-719-7623 John Deming, 302-479-5499	02/18/2008	No	No	No
LANXESS Corporation Jamie Schaeffer, 412-809-3666	02/18/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Occidental Petroleum Corporation Mihir Patel, 972-404-3412	02/18/2008	No	No	No
Reichhold, Inc. Edward R. Leydon, 919-990-7816	02/18/2008	No	No	No

**Technical comments:**<sup>4</sup>

None.

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<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  
1ST SESSION

# H. R. 4442

To suspend temporarily the duty on Nourybond 276 Modifier.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 11, 2007

Mr. HOLDEN 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 Nourybond 276  
Modifier.

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. NOURYBOND 276 MODIFIER.**

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	Mixtures of alkene polymers with maleic anhydride, 2-(1-piperaziny) ethylimides, diisononyl phthalate (CAS No. 28553-12-0) and bis(1-methylethyl)-naphthalene (CAS No. 38640-62-9) (provided for in subheading 3908.90.70) .....	Free	No change	No change	On or before 12/31/2011	”.
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1       (b) EFFECTIVE DATE.—The amendment made by  
2 subsection (a) applies to articles entered, or withdrawn  
3 from warehouse for consumption, on or after the 15th day  
4 after the date of the enactment of this Act.

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