

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress ¹**

[Date approved: June 19, 2008]²

Bill No. and sponsor: H.R. 5076 (Mr. Tim Murphy of Pennsylvania).

Proponent name,³ location: Bayer MaterialScience, Pittsburgh, PA.

Other bills on product (110th 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)):

4,4'-Diphenylmethane diisocyanate (CAS No. 101-68-8) (provided for in subheading 2929.10.80).

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 difunctional isocyanate that is used in the production of solid polyurethane elastomers, adhesives, coatings, and in intermediate polyurethane products. It is imported from Germany.

Estimated effect on customs revenue:

HTS subheading: <u>2929.10.80</u>					
	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	\$915,000	\$915,000	\$915,000	\$915,000	\$915,000
Customs revenue loss	\$59,475	\$59,475	\$59,475	\$59,475	\$59,475

Source of estimated dutiable import data: U.S. industry estimates.

Contacts with domestic firms/organizations (including the proponent):

¹ Industry analyst preparing report: Eric Land (202-205-3349); 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/tata/hts/other/rel_doc/bill_reports/.

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

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
			(Yes/No)	
Bayer MaterialScience (Proponent) Karen Niedermeyer, karen.niedermeyer.b@bayer.com	03/31/2008	No	No	No
Arkema Charles Kitchen, charles.kitchen@arkema.com	04/02/2008	No	No	No
BASF Gregory Thies, gregory.thies@basf.com	04/02/2008	No	No	No
CIBA Specialty Chemicals Michelle Forte, Michelle.forte@cibasc.com Robert Hurley, rhurley@theaccordgroup.com	04/02/2008	No	No	No
Clariant Corporation Andrew Zamoyski, az@azamoyski.com	04/02/2008	No	No	No
DuPont Helen McMahan, Helen.C.McMahon@USA.dupont.com	04/02/2008	No	No	No
LANXESS Corp. Jamie Schaeffer, jamie.schaeffer@lanxess.com	04/02/2008	No	No	No
Solvay Solexis, Inc. Max Turnipseed, mcint@cox.net	04/02/2008	No	No	No
Valent USA Robin Demouth, Robin.Demouth@valent.com	04/02/2008	No	No	No

Technical comments:⁴

The Commission staff recommends that the article description on page 1 of this report be used in the proposed new heading in order to reflect the correct chemical name.

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
2D SESSION

H. R. 5076

To suspend temporarily the duty on Mondur M Flaked.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 18, 2008

Mr. TIM MURPHY of Pennsylvania introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To suspend temporarily the duty on Mondur M Flaked.

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. MONDUR M FLAKED.**

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	Mondur M Flaked (CAS No. 101–68–8) (provided for in subheading 2929.10.80)	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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