MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress

[Date approved: November 7, 2005]

Bill No. and sponsor: H.R. 1840 (Mr. J. Randy Forbes of Virginia)

Proponent name, location: Ciba Specialty Chemicals
St. Gabriel, LA

Other bills on product (109th Congress only): None.


Retroactive effect: None.

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

5,5-Bis[(γ,ω-perfluoro(C4,20)alkylthio)methyl]-2-hydroxy-2-oxo-1,3,2-dioxaphosphorinane, ammonium salt (CAS No. 148240-85-1) and 2,2-bis[(γ,ω-perfluoro(C4,20)alkylthio)methyl]-3-hydroxypropyl phosphate, diammonium salt (CAS No. 148240-87-3) and di-[2,2-bis[(γ,ω-perfluoro(C4,20)alkylthio)methyl]-3-hydroxypropyl phosphate, ammonium salt (CAS No. 148240-89-5) and 2,2-bis[(γ,ω-perfluoro(C4,20)alkylthio)methyl]-1,3-di-(dihydrogenphosphate)propane, tetraammonium salt (provided for in subheading 3809.92.50)

Check one:

X Different from that in bill as introduced (explain differences in Technical comments section)

Product information, including uses/applications and source(s) of imports:

The subject chemical is used in the manufacture of specialty paper products to impart certain oil- and grease-resistant properties to finished paper/paperboard product. Ciba Specialty Chemicals imports the subject chemical from its affiliated plant in Germany.

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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 www.usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm
Estimated effect on customs revenue:

<table>
<thead>
<tr>
<th>HTS subheading: 3809.92.50</th>
</tr>
</thead>
<tbody>
<tr>
<td>Col. 1-General rate of duty</td>
</tr>
<tr>
<td>Estimated value dutiable imports</td>
</tr>
<tr>
<td>Customs revenue loss</td>
</tr>
</tbody>
</table>

Source of estimated dutiable import data: Industry estimates.

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

<table>
<thead>
<tr>
<th>Name of firm/organization</th>
<th>Date contacted</th>
<th>US production of same or competitive product claimed?</th>
<th>Submission attached?</th>
<th>Opposition noted?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ciba Specialty Chemicals</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>(proponent)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>John Deming, 302-479-5499</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Clariant Corporation</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Andrew Zamoyski, 401-823-2230</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Du Pont Chemical</td>
<td>6/23/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Elaine Olsen, 302-992-2263</td>
<td></td>
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</tr>
</tbody>
</table>

Technical comments:

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to insert the CAS Numbers and to correct various nomenclature and spelling errors.

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3 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.
H. R. 1840

To suspend temporarily the duty on 5,5-bis[(y,w-perfluoroC4–20alkylthio)methyl]-2-hydroxy-2-oxo-1,3,2-dioxaphosphorinane, ammonium salt and 2,2-bis[(y,w-perfluoroC4–20alkylthio)methyl]-3-hydroxy propyl phosphate, di-ammonium salt and Di-[2,2-bis[(y,w-perfluoroC4–20alkylthio)methyl]]-3-hydroxy propyl phosphate, ammonium salt and 2,2-bis[(y,w-perfluoroC4–20alkylthio)methyl]-1,3-di-(dihydrogenphosphate)-propane, tetra-ammonium salt.

IN THE HOUSE OF REPRESENTATIVES

APRIL 26, 2005

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

A BILL

To suspend temporarily the duty on 5,5-bis[(y,w-perfluoroC4–20alkylthio)methyl]-2-hydroxy-2-oxo-1,3,2-dioxaphosphorinane, ammonium salt and 2,2-bis[(y,w-perfluoroC4–20alkylthio)methyl]-3-hydroxy propyl phosphate, di-ammonium salt and Di-[2,2-bis[(y,w-perfluoroC4–20alkylthio)methyl]]-3-hydroxy propyl phosphate, ammonium salt and 2,2-bis[(y,w-perfluoroC4–20alkylthio)methyl]-1,3-di-(dihydrogenphosphate)-propane, tetra-ammonium salt.

Be it enacted by the Senate and House of Representa-

Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,
SECTION 1. SUSPENSION OF DUTY ON 5,5-BIS[(Y,W-
PERFLUOROC4–20ALKYLTHIO)METHYL]-2-HY-
DROXY-2-OXO-1,3,2-DIOXAPHOSPHORINANE,
AMMONIUM SALT AND 2,2-BIS[(Y,W-
PERFLUOROC4–20ALKYLTHIO)METHYL]-3-HY-
DROXY PROPLY PHOSPHATE, DI-AMMONIUM
SALT AND DI-[2,2-BIS[(Y,W-PERFLUOROC4–
20ALKYLTHIO)METHYL]]-3-HYDROXY PROPLY
PHOSPHATE, AMMONIUM SALT AND 2,2-
BIS[(Y,W-PERFLUOROC4–
20ALKYLTHIO)METHYL]-1,3-DI-
(DIHYDROGENPHOSPHATE)-PROPANE,
TETRA-AMMONIUM SALT.

(a) In General.—Subchapter II of chapter 99 of
the Harmonized Tariff Schedule of the United States is
amended by inserting in numerical sequence the following
new heading:

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9902.38.43 5,5-bis[(y,w-perfluoroc4–20alkylthio)methyl]-2-hy-
droxy-2-oxo-1,3,2-
dioxaphosphorinane, ammo-
nium salt and 2,2-bis[(y,w-
perfluoroc4–20alkylthio)methyl]-3-hy-
droxy proply phosphate, di-
ammonium salt and Di-[2,2-
bis[(y,w-perfluoroc4–20alkylthio)methyl]]-3-hy-
droxy proply phosphate, am-
nomium salt and 2,2-
bis[(y,w-perfluoroc4–20alkylthio)methyl]-1,3-di-
(dihydrogenphosphate)-pro-
pane, tetra-ammonium salt
(provided for in subheading
3809.92.50) Free No Change No Change On or Before
3809.92.50 12/31/2008
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HR 1840 IH
(b) **Effective Date.**—The amendment made by subsection (a) applies to articles entered, or withdrawn from warehouse for consumption, on or after the 15th day after the date of the enactment of this Act.