

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: November 4, 2005]²

Bill No. and sponsor: H.R. 2371 (Mr. Jeb Bradley of New Hampshire)

Proponent name, location: Freudenberg-NOK, Manchester, NH.

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

Nature of bill: Extension of temporary duty suspension through 12/31/2010.

Retroactive effect: None.

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

Bitolylene diisocyanate (TODI) (CAS No. 91-97-4) (provided for in subheading 2929.10.20)

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 reacted with polyols to form microcrystalline polyurethane foams, which are further used to produce molded plastic parts for cars and light trucks. It is imported from Japan.

Estimated effect on customs revenue:

| HTS subheading: <u>2929.10.20</u> | | | | | |
|---|-------------|-------------|-------------|-------------|-----------|
| | 2006 | 2007 | 2008 | 2009 | 2010 |
| Col. 1-General rate of duty | 5.8% | 5.8% | 5.8% | 5.8% | 5.8% |
| Estimated value <i>dutiable</i> imports | \$4,000,000 | \$4,400,000 | \$4,800,000 | \$5,200,000 | 5,600,000 |
| Customs revenue loss 1/ | \$232,000 | \$255,200 | \$278,400 | \$301,600 | \$324,800 |

1/ Estimated revenue loss for 2006 results from a current suspension of duties per heading 9902.01.01. Source of estimated dutiable import data: Industry estimates.

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

¹ Industry analyst preparing report: Larry Johnson (202-205-3351); Tariff Affairs contact: David Michels (202-205-3440).

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

| Name of firm/organization | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|---|----------------|---|----------------------|-------------------|
| | | | | |
| Freudenberg-NOK (Proponent) Ronald Guest, 603-628-7020 | 9/12/2005 | No | No | No |
| Acros Organics USA/B.V.B.A. Ms. Ann Moorkens, 800-766-7000 | 9/12/2005 | No | No | No |
| BASF Corporation Mr. Greg Thies, 202-558-5100 | 9/12/2005 | No | No | No |
| Bayer Corporation Ms. Karen L. Niedermeyer, 412-777-2058 | 9/09/2005 | No | No | No |
| Ciba Specialty Chemicals John Deming, Fax: 302-479-5152 | 9/12/2005 | No | No | No |
| Dow Chemical Company Ms. Lisa Schroeter, 202-429-3400 | 9/09/2005 | No | No | No |
| EMS-Chemie North America, Inc. Mr. Urs Koeppel, 803-481-6190 | 9/12/2005 | No | No | No |
| LANXESS Corporation Mr. Seth Tomei, 412-809-3664 | 9/09/2005 | No | No | No |
| Solutia, Inc. Mr. Bob Hurley, 202-289-9800 | 9/12/2005 | No | No | No |
| Yick-Vic Chems & Pharms. (HK) Ltd. Mr. Victor Leung, 852-2541-2772 | 9/12/2005 | No | No | No |

Technical comments:³ None

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.

109TH CONGRESS
1ST SESSION

H. R. 2371

To extend the temporary suspension of duty on bitolylene diisocyanate (TODI).

IN THE HOUSE OF REPRESENTATIVES

MAY 16, 2005

Mr. BRADLEY of New Hampshire introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To extend the temporary suspension of duty on bitolylene diisocyanate (TODI).

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. BITOLYLENE DIISOCYANATE (TODI).**

4 (a) IN GENERAL.—Heading 9902.01.01 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 bitolylene diisocyanate (TODI)) is amended by striking
7 “12/31/2006” and inserting “12/31/2010”.

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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