MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress ¹

[Date approved: November 4, 2005]²

Bill No. and sponsor:  H. R. 2430 (Mr. Alan B. Mollohan of West Virginia).

Proponent name, location:  DuPont, Wilmington, DE.

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


Retroactive effect:  None.

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

Ethylene-tetrafluoroethylene copolymers (ETFE) (provided for in subheading 3904.69.50).

Check one:  X  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:

Ethylene-tetrafluoroethylene copolymer (ETFE) is a general purpose, high performance fluorinated resin. Typical applications include plastic-coated bearings; electronic and pump components; fasteners; valve linings; tubing and wire and cable. The proponent imports the product from Japan.

¹ Industry analyst preparing report:  Ray Cantrell (202-205-3362); 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
Estimated effect on customs revenue:

<table>
<thead>
<tr>
<th>HTS subheading: 3904.69.50</th>
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</thead>
<tbody>
<tr>
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<tr>
<td>Col. 1-General rate of duty</td>
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<tr>
<td>Estimated value dutiable imports</td>
</tr>
<tr>
<td>Customs revenue loss 1/</td>
</tr>
</tbody>
</table>

1/ The estimated Customs revenue loss for 2005 and 2006 results from a duty reduction under HTS heading 9902.03.91 that expires on December 31, 2006. The amount of the estimated loss is based on the difference between the general rate of duty and a reduced rate of 4.9 percent ad valorem.

Source of estimated dutiable import data: Commission and 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>DuPont (Proponent)</td>
<td>9/09/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Ms. Elaine M. Olsen, 302-992-2263</td>
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<tr>
<td>Ms. Sharee Lawler, 202-728-3664</td>
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<tr>
<td>AGC Chemicals Americas (Asahi)</td>
<td>9/09/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
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<tr>
<td>Mr. Adam Brozzetti, 610-380-6265</td>
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<tr>
<td>Bayer Corporation</td>
<td>9/09/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
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<tr>
<td>Ms. Karen L. Niedermeyer, 412-777-2058</td>
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<td></td>
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<tr>
<td>Daikin America, Inc,</td>
<td>9/09/2005</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
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<tr>
<td>Mr. Cliff Adams, 256-306-5000</td>
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<tr>
<td>Mr. Tim Duzick, 845-365-9525</td>
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<td>Mr. Tison Keel, 845-365-9566</td>
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<tr>
<td>Mr. Ritchie Straff, 845-365-9549</td>
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<tr>
<td>LANXESS Corporation</td>
<td>9/09/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
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<tr>
<td>Ms. Jamie B. Schaeffer, 412-809-3666</td>
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<tr>
<td>Mr. Seth Tonei, 412-809-3664</td>
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</table>

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.
To extend the duty reduction on ethylene/tetrafluoroethylene copolymer (ETFE).

IN THE HOUSE OF REPRESENTATIVES
MAY 18, 2005
Mr. MOLLOHAN introduced the following bill; which was referred to the Committee on Ways and Means

A BILL
To extend the duty reduction on ethylene/tetrafluoroethylene copolymer (ETFE).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. ETHYLENE/TETRAFLUOROETHYLENE COPOLYMER (ETFE).

(a) In General.—Heading 9902.03.91 of the Harmonized Tariff Schedule of the United States (relating to ethylene/tetrafluoroethylene copolymer (ETFE)) is amended by striking “12/31/2006” and inserting “12/31/2009”.

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(b) Effective Date.—The amendment made by subsection (a) applies to goods entered, or withdrawn from warehouse for consumption, on or after the 15th day after the date of the enactment of this Act.