

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 111th Congress¹**

[Date approved: April 8, 2010]²

Bill No. and sponsor: S. 1955 (Mr. Robert P. Casey, Jr., of Pennsylvania).

Proponent name,³ location: PPG Industries, Pittsburgh, PA.

Other bills on product (111th 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)):

Acrylic resin solution, β -hydroxyethyl acrylate, acrylic acid, styrene, 2-ethylhexyl acrylate, butyl methacrylate polymer (CAS No. 63076-05-1) (provided for in subheading 3906.90.50).

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 an acrylic resin of relatively high solids content dissolved in organic solvent. It is used principally as a film former in automotive and other paint formulations. The product is imported from Japan.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 3906.90.50:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty					
Col. 1-General rate of duty	4.2%	4.2%	4.2%	4.2%	4.2%
Estimated value <i>dutiable</i> imports ^a	\$6,000,000	\$6,500,000	\$7,000,000	\$7,500,000	\$8,000,000
Customs revenue loss ^b	\$252,000	\$273,000	\$294,000	\$315,000	\$336,000

a/ Dutiable import estimates were based on Commission and industry estimates.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

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://www.usitc.gov/tariff_affairs/congress_reports/.

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

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)	
PPG Industries (Proponent) William Ries, 412-434-1717, wries@ppg.com Rebecca Tomei, rtomei@ppg.com	11/13/2009	No	No	No
Air Products and Chemicals, Inc. Steven Belaus, BELAUSSB@airproducts.com	11/17/2009	No	No	No
Bayer Corporation Karen Niedermeyer, karen.niedermeyer.b@bayer.com	11/17/2009	No	No	No
Dow Chemical Company Lisa Schroeter, LMSchroeter@dow.com	11/17/2009	No	No	No
Dupont Elaine M. Olsen, Elaine.M.Olsen@usa.dupont.com Brian Curtis, Brian.Curtis@usa.dupont.com	11/17/2009	No	No	No
Efficient Global Trade, Inc. Henry P. Stoebenau, hstoeb@aol.com	11/16/2009	No	No	No
Hexion Specialty Chemicals, Inc. Paul W. Langemeier, paul.langemeier@hexion.com	11/17/2009	No	No	No
Lanxess Corporation Jamie Schaeffer, jamie.schaeffer@lanxess.com	11/17/2009	No	No	No
Lucite International, Inc. Kathy Fewell, kathy.fewell@lucite.com Troy Harpole, troy.harpole@lucite.com	11/17/2009	No	No	No
MCT INTERNATIONAL Max Turnipseed, mctint@att.net	11/17/2009	No	No	No
Reichhold, Inc. Edward R. Levdon, ed.levdon@reichhold.com	11/17/2009	No	No	No

Technical comments:⁴

The Commission staff suggests that, as shown on page 1, the proposed article description be amended by deleting “beta” and inserting the symbol “β” in lieu thereof.

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.

111TH CONGRESS
1ST SESSION

S. 1955

To suspend temporarily the duty on acrylic resin solution.

IN THE SENATE OF THE UNITED STATES

OCTOBER 28, 2009

Mr. CASEY introduced the following bill; which was read twice and referred
to the Committee on Finance

A BILL

To suspend temporarily the duty on acrylic resin solution.

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. ACRYLIC RESIN SOLUTION.**

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	Acrylic resin solution, beta-hydroxyethyl acrylate, acrylic acid, styrene, 2-ethylhexyl acrylate, butyl methacrylate polymer (CAS No. 63076-05-1) (provided for in sub-heading 3906.90.50)	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 goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of the enactment of this Act.

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