

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 111<sup>th</sup> Congress<sup>1</sup>**

[Date approved: May 3, 2010]<sup>2</sup>

**Bill No. and sponsor:** S. 2279 (Mr. Sherrod Brown of Ohio et al.).

**Proponent name,<sup>3</sup> location:** Perstorp Polyols, Inc., Toledo, OH.

**Other bills on product (111<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.<sup>4</sup>

**Retroactive effect:** None.

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

Ditrimethylol propane (CAS No. 23235-61-2) (provided for in subheading 2909.49.60).

**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 synthetic organic chemical that is used to make acrylate monomers, which are used to make ultraviolet-light-cured inks and coatings. The product is imported from Sweden.

**Estimated effect on customs revenue for the subject product classifiable in HTS subheading 2909.49.60:**

	2010	2011	2012	2013	2014
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports <sup>a</sup>	\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000	\$5,000,000
Customs revenue loss <sup>b</sup>	\$275,000	\$275,000	\$275,000	\$275,000	\$275,000

a/ Dutiable import estimates were based on official U.S. Government statistics and import estimates provided by industry sources.

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

<sup>1</sup> Industry analyst preparing report: Eric Land (202-205-3349); Tariff Affairs contact: Dave Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tariff\\_affairs/congress\\_reports/](http://www.usitc.gov/tariff_affairs/congress_reports/).

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

<sup>4</sup> Heading 9902.23.97 expired on December 31, 2009.

**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)		
Perstorp Polyols, Inc. (Proponent) Jeff Jones, Jeff.Jones@perstorp.com	12/15/2009	No	No	No
BASF Gregory A. Thies, gregory.thies@basf.com	12/24/2009	No	No	No
Bayer Corp. Karen Niedermayer, karen.niedermayer.b@bayer.com Julie van Egmond, julie.van_egmond@bayerbms.com	12/24/2009	No	No	No
Chemtura Matt Mattingley, matt@mattingleygroup.com	12/24/2009	No	No	No
Ciba Corporation Michelle Forte, michelle.forte@cibasc.com Bob Hurley, rhurley@theaccordgroup.com	12/24/2009	No	No	No
Clariant Andrew Zamoyski, az@azamoyski.com Mike Carroll, mike.carroll@clariant.com	12/24/2009	No	No	No
DuPont Elaine Olson, Elaine.m.olsen@usa.dupont.com	12/24/2009	No	No	No
Fanwood Chemical, Inc. Jim DeLisi, jdelisi@fanwoodchemical.com	12/24/2009	No	No	No
LANXESS Jamie Schaeffer, Jamie.Schaeffer@Lanxess.com	12/24/2009	No	No	No

**Technical comments:**<sup>5</sup> None.

<sup>5</sup> 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. 2279

To extend temporarily the suspension of duty on DiTMP.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mr. BROWN (for himself and Mr. VOINOVICH) introduced the following bill;  
which was read twice and referred to the Committee on Finance

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## A BILL

To extend temporarily the suspension of duty on DiTMP.

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. DITMP.**

4 (a) IN GENERAL.—Heading 9902.23.97 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 DiTMP) is amended by striking the date in the effective  
7 column period and inserting “12/31/2011”.

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