

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: May 20, 2010]²

Bill No. and sponsor: S. 2323 (Mr. John F. Kerry of Massachusetts et al.).

Proponent name,³ location: Bayer MaterialScience LLC, Pittsburgh, PA.

Other bills on product (111th Congress only): None.

Nature of bill: Extension of temporary duty suspension through December 31, 2011.⁴

Retroactive effect: None.

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

Aqueous dispersions of poly(3,4-ethylenedioxythiophene) poly(styrenesulfonate) (cationic), whether or not containing binder resin and organic solvent (CAS No. 155090-83-8) (provided for in subheading 3911.90.25).

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 preparation that is used for the electrostatic coating of films and in the production of capacitors and printed circuit boards. The product is imported from Germany.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 3911.90.25:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty					
Col. 1-General rate of duty	6.1%	6.1%	6.1%	6.1%	6.1%
Estimated value <i>dutiable</i> imports ^a	\$5,500,000	\$6,000,000	\$6,500,000	\$7,000,000	\$7,500,000
Customs revenue loss ^b	\$335,500	\$366,000	\$396,500	\$427,000	\$457,500

^{a/} Dutiable import estimates were 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.

¹ Industry analyst preparing report: Robert Randall (202-205-3366); 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.

⁴ Heading 9902.39.15 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)	
Bayer MaterialScience LLC (Proponent) Karen L. Niedermeyer, 412-777-2058	12/23/2009	No	No	No
BASF Corporation Greg Thies, 202-558-5100	12/30/2009	No	No	No
Celanese Corporation Bob Carpenter, 202-637-3469	12/30/2009	No	No	No
Dow Chemical Company Lisa Schroeter, 202-429-3400	12/30/2009	No	No	No
Solutia, Inc. Bob Hurley, 202-289-9800	12/30/2009	No	No	No

Technical comments:⁵ None.

⁵ 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. 2323

To extend the temporary suspension of duty on aqueous dispersions of poly(3,4-ethylenedioxythiophene) poly(styrenesulfonate) (cationic), whether or not containing binder resin and organic solvent.

IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mr. KERRY (for himself, Mr. KIRK, and Mr. GRAHAM) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To extend the temporary suspension of duty on aqueous dispersions of poly(3,4-ethylenedioxythiophene) poly(styrenesulfonate) (cationic), whether or not containing binder resin and organic solvent.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. AQUEOUS DISPERSIONS OF POLY(3,4-**
2 **ETHYLENEDIOXYTHIOPHENE)**
3 **POLY(STYRENESULFONATE) (CATIONIC),**
4 **WHETHER OR NOT CONTAINING BINDER**
5 **RESIN AND ORGANIC SOLVENT.**

6 (a) **IN GENERAL.**—Heading 9902.39.15 of the Har-
7 monized Tariff Schedule of the United States (relating to
8 aqueous dispersions of poly(3,4-ethylenedioxythiophene)
9 poly(styrenesulfonate) (cationic), whether or not con-
10 taining binder resin and organic solvent) is amended by
11 striking the date in the effective period column and insert-
12 ing “12/31/2011”.

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

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