

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 108<sup>th</sup> Congress <sup>1</sup>**

[Date approved: March 18, 2004]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2643 (Ms. Myrick)

**Proponent name, location:** Dystar, L.P.  
Charlotte, NC

**Other bills on product (108<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of expired heading 9902.32.60 through December 31, 2008.

**Retroactive effect:** January 1, 2004.

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

1,5-Naphthalenedisulfonic acid, 2-((8-((4-chloro-6-((3-((4-chloro-6-((7-((1,5-disulfo-2-naphthalenyl)-azo)-8-hydroxy-3,6-disulfo-1-naphthalenyl)amino)-1,3,5-triazin-2-yl)amino)methyl)phenyl)amino)-1,3,5-triazin-2-yl)amino)-1-hydroxy-3,6-disulfo-2-naphthalenyl)azo)-, octa- (CAS No. 186554-26-7) (provided for in subheading 3204.16.30)

**Check one:**  Same as that in bill as introduced  
 Different from that in bill as introduced (explain differences in Technical comments section)

**Product information, including uses/applications and source(s) of imports:**

This synthetic organic chemical is a reactive dye used to dye cotton and other cellulosic fibers. Dystar imports the product from Brazil, using the trade name Procion Crimson H-EXL.

<sup>1</sup> Industry analyst preparing report: Stephen Wanser (202-205-3363); Tariff Affairs contact: Dave Beck (202-205-2603).

<sup>2</sup> Access to an electronic copy of this memorandum is available at <http://www.usitc.gov/billrpts.htm> Access to a paper copy is available at the Commission's Law Library (202-205-3287) or at the Commission's Main Library (202-205-2630).

**Estimated effect on customs revenue:**

| <b>HTS subheading: 3204.16.30</b>           |           |           |           |           |           |
|---|-----------|-----------|-----------|-----------|-----------|
|   | 2004      | 2005      | 2006      | 2007      | 2008      |
| Col. 1-General rate of duty (AVE) <u>1/</u> | 6.5%      | 6.5%      | 6.5%      | 6.5%      | 6.5%      |
| Estimated value <i>dutiable</i> imports     | \$226,800 | \$215,460 | \$204,687 | \$194,453 | \$184,730 |
| Customs revenue loss                        | \$14,742  | \$14,005  | \$13,305  | \$12,639  | \$12,007  |

1/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

Source of estimated dutiable import data: "Industry estimates."

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

| Name of firm/organization  | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|--|----------------|---|----------------------|-------------------|
|  |                | (Yes/No)  |                      |                   |
| Dystar L.P.<br>Van Hawkins; 704/561-3020<br>Hawkina.van@Dystar.com   | 02/01/04       | No  | No                   | No                |
| BASF, Functional Polymers Bus. Group<br>Joseph Breunig, 704/587-7900 | 02/20/04       | No  | No                   | No                |
| Bayer Corporation,<br>Karen Neidermeyer, 412/777-2058                | 02/20/04       | No  | No                   | No                |
| Ciba Specialty Chemicals<br>Michelle Forte, 914/785-2483             | 02/20/04       | No  | No                   | No                |
| Clariant Corporation,<br>Ken Golder, 704/331-7086                    | 02/20/04       | No  | No                   | No                |
| Day-Glo Corporation<br>Richard Thornton, 216/391-7070                | 02/20/04       | No  | No                   | No                |
| ETAD<br>Tucker Helms, PhD, 202/721-4154                              | 02/20/04       | No  | No                   | No                |

|  |          |    |    |    |
|--|----------|----|----|----|
| Everlight, USA, Inc.,<br>Scott Chen, 704/558-1004  | 02/20/04 | No | No | No |
| Fanwood Chemical Inc.<br>Mr. V.M. (Jim) DiLisi     | 02/20/04 | No | No | No |
| Milliken Industries,<br>Ray Saunders, 864/503-1618 | 02/20/04 | No | No | No |
| Passaic Color,<br>John Wojciechowski, 973/279-0400 | 02/20/04 | No | No | No |
| Rohm & Haas,<br>Steven Volger, 215/592-3425        | 02/20/04 | No | No | No |
| Sensient,<br>Dan Victor, 314/286-7167              | 02/20/04 | No | No | No |

**Technical comments:**<sup>3</sup>

Minor editorial changes chemical name in the proposed article description. The Commission recommends that, if available, the Color Index name also be inserted in the proposed article description.

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<sup>3</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.

108TH CONGRESS  
1ST SESSION

# H. R. 2643

To suspend temporarily the duty on Procion Crimson H-EXL.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2003

Mrs. MYRICK introduced the following bill; which was referred to the  
Committee on Ways and Means

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## A BILL

To suspend temporarily the duty on Procion Crimson H-EXL.

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. SUSPENSION OF DUTY ON PROCION CRIMSON**  
4 **H-EXL.**

5 (a) IN GENERAL.—Subchapter II of chapter 99 of  
6 the Harmonized Tariff Schedule of the United States is  
7 amended by striking heading 9902.32.60 and inserting the  
8 following:

|   |            |   |      |           |           |                         |    |
|---|------------|---|------|-----------|-----------|-------------------------|----|
| “ | 9902.32.60 | 1,5-Naphthalenedisulfonic acid, 2-((8-((4-chloro-6-(3-((4-chloro-6-(7-((1,5-disulfo-2-naphthalenyl)azo)-8-hydroxy-3,6-disulfo-1-naphthyl)amino)-1,3,5-triazin-2-yl)amino)methyl)phenyl)amino)-1,3,5-triazin-2-yl)amino)-1-hydroxy-3,6-disulfo-2-naphthalenyl)azo)-, octa- (CAS No. 186554-26-7) (provided for in subheading 3204.16.30) | Free | No change | No change | On or before 12/31/2008 | ”. |
|---|------------|---|------|-----------|-----------|-------------------------|----|

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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