

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: September 23, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2245 (Mr. John M. Spratt Jr. of South Carolina)

**Proponent name, location:** Clariant Corporation  
Coventry, RI

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2008.

**Retroactive effect:** None.

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

*para*-Chlorophenol (CAS No. 106-48-9) (provided for in subheading 2908.10.60).

**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 used to produce an agricultural intermediate.

The subject product is imported from Great Britain. There are no other known importers of this product.

<sup>1</sup> Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm)

**Estimated effect on customs revenue:**

<b>HTS subheading: 2908.10.60</b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports <sup>1/</sup>	\$0	\$0	\$0	\$0	\$0
Customs revenue loss	\$0	\$0	\$0	\$0	\$0

1/ The proponent imports the subject product under the Temporary Importation Bond (TIB) program. This program allows an importer to post a bond rather than pay duties for the imported product, but the importing company must then export or destroy the imported material within a specified time frame. Since the proponent uses the TIB program, there are no dutiable imports.  
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)		
Clariant Corporation (proponent) Andrew Zamoyski, 401-823-2230	08/02/2005 08/04/2005	No	No	No
BASF Corp. Tom Coleman, 202-289-3900	08/12/2005	No	No	No
Bayer Corp. Karen Niedermayer, 412-777-2058	08/12/2005	No	No	No
E. I. du Pont de Nemours and Company Elaine Olsen, 302-992-2263	08/12/2005	No	No	No
Eli Lilly Kathryn Karol, 202-393-7950	08/15/2005	No	No	No
Lonza, Inc. Ray Esposito, 201-316-9200	08/15/2005	No	No	No

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

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to provide the correct hyphenation and italicization in the chemical name.

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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.

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2245

To suspend temporarily the duty on paraChlorophenol.

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IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2005

Mr. SPRATT 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 paraChlorophenol.

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. PARACHLOROPHENOL.**

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:

“	9902.09.26	paraChlorophenol (CAS No. 106–48–9) (provided for in subheading 2908.10.60) .....	Free	No change	No change	On or before 12/31/2008	”.
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8        (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of enactment of this Act.

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