

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: December 16, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2973 (Mrs. Sue Myrick of North Carolina).

**Proponent name, location:** Ciba Specialty Chemicals, Tarrytown, NY.

**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)):**

2,2-Methylenebis(6-(2H-benzotriazol-2-yl)-4-1,1,3,3-tetramethylbutyl)phenol) (CAS No. 103597-45-1)  
(provided for in subheading 3824.90.28).

**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 as an active ingredient in formulations for human ultraviolet light protection. It is imported from Germany.

**Estimated effect on customs revenue:**

HTS subheading: <u>3824.90.28</u>					
	2005	2006	2007	2008	2009
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$1,384,615	\$1,384,615	\$1,384,615	\$1,384,615	\$1,384,615
Customs revenue loss	\$90,000	\$90,000	\$90,000	\$90,000	\$90,000

Source of estimated dutiable import data: Industry estimates.

<sup>1</sup> Industry analyst preparing report: Stephen Wanser (202-205-3363); 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).

**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)		
Ciba Specialty Chemicals (Proponent) Michelle Forte, 914-785-2483	09/30/2005	No	No	No
BASF, Functional Polymers Bus. Group Joseph Breunig, 704-587-7900	09/30/2005	No	No	No
Bayer Corporation, Karen Niedermeyer, 412-777-2058	09/30/2005	No	No	No
Clariant Corporation, Nick Altman, 704-822-2701 Andy Zamoyski 401-823-2700	09/20/2005	No	No	No
Day-Glo Corporation Richard Thornton, 216-391-7070	09/30/2005	No	No	No
Dystar L.P. Ron Pedemonte, 704-561-2651	09/20/2005	No	No	No
ETAD Tucker Helms, PhD, 202-721-4154	09/30/2005	No	No	No
Everlight, USA, Inc., Scott Chen, 704-558-1004	09/30/2005	No	No	No
Fanwood Chemical Inc. Mr. V.M. (Jim) DiLisi, 908-322-8440	09/30/2005	No	No	No
Milliken Industries, Ray Saunders, 864-503-1618	09/30/2005	No	No	No
Passaic Color, John Wojciechowski, 973-279-0400	09/30/2005	No	No	No
Rohm & Haas, Steven Volger, 215-592-3425	09/30/2005	No	No	No
Sensient Color Inc., Dan Victor, 314-286-7167	09/30/2005	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 present the correct 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. 2973

To suspend temporarily the duty on Methylene Bis-Benzotriazolyl  
Tetramethylbutylphenol.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 17, 2005

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 Methylene Bis-  
Benzotriazolyl Tetramethylbutylphenol.

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. METHYLENE BIS-BENZOTRIAZOLYL**  
4 **TETRAMETHYLBUTYLPHENOL.**

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

“	9902.22.02	Methylene Bis-Benzotriazolyl Tetramethylbutylphenol (CAS No. 103597-45-1) (provided for in subheading 3824.90.28) .....	Free	No change	No change	On or before 12/31/2008	”.
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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 enactment of this Act.

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