

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: May 18, 2006]²

Bill No. and sponsor: H.R. 3292 (Mr. Michael Castle of Delaware).

Proponent name, location: Avecia Inc., Wilmington, DE.

Other bills on product (109th Congress only): None.

Nature of bill: Extension of a temporary duty suspension through December 31, 2008.

Retroactive effect: None.

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

5-[4-(7-Amino-1-hydroxy-3-sulfonaphthalen-2-ylazo)-2,5-bis(2-hydroxyethoxy)phenylazo]isophthalic acid, lithium salt (provided for in subheading 3204.14.30)

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 third generation ink-jet colorant that is used in ink-jet applications. The subject product is imported from the United Kingdom.

Estimated effect on customs revenue:

| HTS subheading: <u>3204.14.30</u> | | | | | |
|---|-----------|-----------|-----------|-----------|-----------|
| | 2005 | 2006 | 2007 | 2008 | 2009 |
| Col. 1-General rate of duty | 6.5% | 6.5% | 6.5% | 6.5% | 6.5% |
| Estimated value <i>dutiable</i> imports | \$350,000 | \$350,000 | \$350,000 | \$350,000 | \$350,000 |
| Customs revenue loss 1 | \$22,750 | \$22,750 | \$22,750 | \$22,750 | \$22,750 |

1 The estimated Customs revenue loss data for 2005 and 2006 reflect the existing duty suspension under HTS heading 9902.03.09 that expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Stephen Wanser (202-205-3363); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at 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) | | |
| Avecia Inc. (Proponent) Mike Gill, 202-508-8843 | 9/30/2005 | No | No | No |
| BASF, Functional Polymers Bus. Group Joseph Breunig, 704-587-7900 | 9/30/2005 | No | No | No |
| Bayer Corporation Karen Niedermeyer, 412-777-2058 | 9/30/2005 | No | No | No |
| Ciba Specialty Chemicals Michelle Forte, 914-785-2483 | 9/30/2005 | No | No | No |
| Clariant Corporation Nick Altman, 704-822-2701 Andy Zamoyiski 401-823-2700 | 9/20/2005 | No | No | No |
| Day-Glo Corporation Richard Thornton, 216-391-7070 | 9/30/2005 | No | No | No |
| Dystar L.P. Ron Pedemonte, 704-561-2651 | 9/20/2005 | No | No | No |
| ETAD Tucker Helms, PhD, 202-721-4154 | 9/30/2005 | No | No | No |
| Everlight, USA, Inc. Scott Chen, 704-558-1004 | 9/30/2005 | No | No | No |
| Fanwood Chemical Inc. Mr. V.M. (Jim) DiLisi, 908-322-8440 | 9/30/2005 | No | No | No |
| Milliken Industries Ray Saunders, 864-503-1618 | 9/30/2005 | No | No | No |
| Passaic Color John Wojciechowski, 973-279-0400 | 9/30/2005 | No | No | No |
| Rohm & Haas Steven Volger, 215-592-3425 | 9/30/2005 | No | No | No |
| Sensient Color Inc. Dan Victor, 314-286-7167 | 9/30/2005 | No | No | No |

Technical comments:³

This bill extends an existing duty suspension that is provided for in HTS heading 9902.03.09. The bill also amends the article description of HTS heading 9902.03.09. In order to facilitate the effective administration of this duty suspension by Customs and Border Protection, the Commission suggests that the existing article description in HTS heading 9902.03.09 be retained. In addition, the Commission suggests that the proponent provide a CAS registry number for the subject product. Lastly, the Commission notes that HTS heading 9902.30.13 had also provided a temporary duty suspension for the subject product that expired on December 31, 2003. The Commission suggests that a conforming amendment be added to the bill that would strike HTS heading 9902.30.13 from the HTS.

³ 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.

109TH CONGRESS
1ST SESSION

H. R. 3292

To extend the duty suspension on pro-jet black 263 stage.

IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2005

Mr. CASTLE introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To extend the duty suspension on pro-jet black 263 stage.

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. PRO-JET BLACK 263 STAGE.**

4 (a) IN GENERAL.—Heading 9902.03.09 of the Har-
5 monized Tariff Schedule of the United States is amend-
6 ed—

7 (1) by striking the article description and in-
8 sserting “[Substituted naphthalenylazol] alkoxy-
9 phenyl azo] carboxyphenylene, lithium salt (PMN
10 No. P-00-351) (provided for in subheading
11 3204.14.30)”; and

1 (2) by striking “12/31/2006” and inserting
2 “12/31/2008”.

3 (b) **EFFECTIVE DATE.**—The amendments made by
4 subsection (a) apply to goods entered, or withdrawn from
5 warehouse for consumption, on or after the 15th day after
6 the date of the enactment of this Act.

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