

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: August 25, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 5252 (Mr. Melvin L. Watt of North Carolina).

**Proponent name,<sup>3</sup> location:** Quality Colors LLC, High Point, NC.

**Other bills on product (110<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

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

Direct Black 22 (trisodium  
6-[(2,4-diaminophenyl)azo]-3-[[4-[[4-[[7-[(2,4-diaminophenyl)azo]-1-hydroxy-3-sulphonato-2-naphthyl]  
azo]phenyl]amino]-3-sulphonatophenyl]azo]-4-hydroxynaphthalene-2-sulphonate) (CAS No. 6473-13-8)  
(provided for in subheading 3204.14.50).

**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 dyestuff that is used to dye textiles. The product is imported from Germany, India, and Taiwan.

**Estimated effect on customs revenue:**

| HTS subheading: <u>3204.14.50</u>       |             |             |             |             |             |
|---|-------------|-------------|-------------|-------------|-------------|
|   | 2009        | 2010        | 2011        | 2012        | 2013        |
| <del>Col. 1-General rate of duty</del>  | 6.5%        | 6.5%        | 6.5%        | 6.5%        | 6.5%        |
| Estimated value <i>dutiable</i> imports | \$2,300,000 | \$2,300,000 | \$2,300,000 | \$2,300,000 | \$2,300,000 |
| Customs revenue loss <sup>1/</sup>      | \$0         | \$149,500   | \$149,500   | \$149,500   | \$149,500   |

<sup>1/</sup> There is an existing duty suspension under HTS heading 9902.25.25 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill in 2009.

Source of estimated dutiable import data: U.S. industry estimates.

<sup>1</sup> Industry analyst preparing report: Larry Johnson (202-205-3351); Tariff Affairs contact: Dave Michels (202-205-3440).

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

<sup>3</sup> The sponsor/proponent did not identify any additional beneficiaries of this bill.

**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)             |                   |
| Quality Colors LLC (Proponent)<br>Kent Williams, 704-517-7964                                       | 05/01/2008     | No   | No                   | No                |
| Arkema<br>Charles Kitchen, Fax: 215-419-7075  | 05/01/2008     | No   | No                   | No                |
| BASF Corp.<br>Greg Thies, 202-904-2332  | 05/01/2008     | No   | No                   | No                |
| Bayer<br>Mike Gill, 202-508-8843  | 05/01/2008     | No   | No                   | No                |
| Carey Industries, Inc.<br>Raymond J. Carey, Fax: 203-791-2762                                       | 05/01/2008     | No   | No                   | No                |
| Ciba Specialty Chemicals Corp.<br>Michelle Forte, Fax: 914-785-4831                                 | 05/01/2008     | No   | No                   | No                |
| Clariant Corp.<br>Andrew Zamoyski, 202-415-9159   | 05/01/2008     | No   | No                   | No                |
| Color Resources Int'l Inc.<br>Wayne Jones, Fax: 864-862-6824  | 05/01/2008     | No   | No                   | No                |
| Colorants & Textile Leather Chemicals<br>Michael Strumpp, Fax: 973-426-3542                         | 05/01/2008     | No   | No                   | No                |
| ColorChem<br>Steve Printz, Fax: 770-993-4780  | 05/01/2008     | No   | No                   | No                |
| CPMA<br>Larry Robinson, Fax: 703-684-1795   | 05/01/2008     | No   | No                   | No                |
| Day-Glo<br>Richard Thornton, Fax: 216-391-1408  | 05/01/2008     | No   | No                   | No                |
| DyStar L.P.<br>Van Hawkins, Fax: 704-561-3005   | 05/01/2008     | No   | No                   | No                |
| ESCO Company<br>Bruce Rice, 231-726-3106  | 05/01/2008     | No   | No                   | No                |
| ETAD<br>Tucker Helms, Fax: 202-296-8120   | 05/01/2008     | No   | No                   | No                |
| Everlight USA, Inc.<br>Scott Chen, Fax: 704-588-1004  | 05/01/2008     | No   | No                   | No                |
| Fanwood Chemical, Inc.<br>Jim DeLisi, Fax: 908-322-8494   | 05/01/2008     | No   | No                   | No                |
| Fuji Film Imaging Colorants Inc.<br>Michael Gill, 202-508-8843<br>Pat McGlinchey, Fax: 302-447-8103 | 04/04/2008     | No   | No                   | No                |
| Huntsman International LLC<br>John Deming, Johndeming@aol.com                                       | 05/01/2008     | No   | No                   | No                |

| Name of firm/organization  | Date contacted | Claim US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|--|----------------|--|----------------------|-------------------|
|  |                | (Yes/No)                                     |                      |                   |
| Kemira Chemicals Inc.<br>Carolina Parez, Fax: 770-433-7672       | 05/01/2008     | No   | No                   | No                |
| Milliken Industries<br>Ray Sanders, Fax: 864-503-1618            | 05/01/2008     | No   | No                   | No                |
| Monsanto Corp.<br>Linda Strachan, Fax: 202-783-2467              | 05/01/2008     | No   | No                   | No                |
| Nations Ford Chemical Co.<br>John Dickson, 803-548-3210 (ext 14) | 05/01/2008     | No   | No                   | No                |
| Noveon<br>Tom Dirmeyer, Fax: 512-841-4841                        | 05/01/2008     | No   | No                   | No                |
| Noviant<br>Paul Schmidt, Fax: 512-841-4841                       | 05/01/2008     | No   | No                   | No                |
| Passaic Color<br>John Wojciechowski, Fax: 973-279-3175           | 05/01/2008     | No   | No                   | No                |
| Rohm & Haas<br>Geoff Hurwitz, Fax: 703-741-5881                  | 05/01/2008     | No   | No                   | No                |
| Roma Color, Inc.<br>Andrew Blum, Fax: 508-676-9011               | 05/01/2008     | No   | No                   | No                |
| Sensient Technical Colors<br>Dan Victor, Fax: 610-582-6663       | 05/01/2008     | No   | No                   | No                |
| United Color Co.<br>Tom Nowakowski, Fax: 215-860-8560            | 05/01/2008     | No   | No                   | No                |
| Yorkshire Americas, Inc.<br>Allen Hughes, Fax: 704-376-3091      | 05/01/2008     | No   | No                   | No                |

**Technical comments:<sup>4</sup>**

The Commission staff suggests that the article description of HTS heading 9902.25.25 be modified as shown on page 1 of this report in order to include the chemical name for the product.

<sup>4</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.

110TH CONGRESS  
2D SESSION

# H. R. 5252

To extend the temporary suspension of duty on Direct Black 22.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 7, 2008

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

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## A BILL

To extend the temporary suspension of duty on Direct Black 22.

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. DIRECT BLACK 22.**

4 (a) IN GENERAL.—Heading 9902.25.25 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 Direct Black 22) is amended by striking “12/31/2009”  
7 and inserting “12/31/2011”.

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 the enactment of this Act.

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