

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 111<sup>th</sup> Congress <sup>1</sup>**

[Date approved: May 3, 2010]<sup>2</sup>

**Bill No. and sponsor:** S. 2290 (Mr. Sherrod Brown of Ohio et al.).

**Proponent name,<sup>3</sup> location:** Sun Chemical Corp., Cincinnati, OH.

**Other bills on product (111<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.<sup>4</sup>

**Retroactive effect:** None.

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

4-Chloro-2-nitroaniline (CAS No. 89-63-4) (provided for in subheading 2921.42.55).

**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 an intermediate that is used in the production of organic pigments that are used primarily for coloring paints and coatings. The product is imported from India<sup>5</sup> and China.

**Estimated effect on customs revenue for the subject product classifiable in HTS subheading 2921.42.55:**

	2010	2011	2012	2013	2014
<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 <sup>a</sup>	\$88,000	\$88,000	\$88,000	\$88,000	\$88,000
Customs revenue loss <sup>b</sup>	\$5,720	\$5,720	\$5,720	\$5,720	\$5,720

a/ Dutiable import estimates were based on industry information.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

<sup>1</sup> Industry analyst preparing report: Jack Greenblatt (202-205-3353); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tariff\\_affairs/congress\\_reports/](http://www.usitc.gov/tariff_affairs/congress_reports/).

<sup>3</sup> The sponsor identified two additional beneficiaries of the bill. USITC staff sent inquiries to the additional beneficiaries and received a response from both companies. One company submitted a written representation that it would benefit from the bill. In addition, USITC staff identified one additional beneficiary of the bill that was not identified by the sponsor, and that beneficiary submitted a written representation that it would benefit from the bill.

<sup>4</sup> Heading 9902.25.15 expired on December 31, 2009.

<sup>5</sup> Imports of the subject product from India are eligible for duty-free treatment under the Generalized System of Preferences.

**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)	
Sun Chemical Corp. (Proponent) Stephen Schmidt, 513-681-5950 x 359	12/09/2009	No	No	No
Apollo Colors Dave Klebine, <a href="mailto:dklebine@apollocolors.com">dklebine@apollocolors.com</a>	12/17/2009	No	No	No
BASF Corp. Thierry Chevrier, <a href="mailto:thierry.chevrier@basf.com">thierry.chevrier@basf.com</a>	12/17/2009	No	No	No
Clariant Corporation Andy Zamoyski, <a href="mailto:az@azamoyski.com">az@azamoyski.com</a>	12/17/2009	No	No	No
Day-Glo Corporation Eugene Crnjac, <a href="mailto:ecrnjac@dayglo.com">ecrnjac@dayglo.com</a>	12/17/2009	No	No	No
Dystar L.P. Bob Schilling, <a href="mailto:Schilling.Bob@DyStar.com">Schilling.Bob@DyStar.com</a>	12/17/2009	No	No	No
EC Pigments Michael Barden, 508-676-3481 x 137	12/17/2009	No	No	No
Emerald Materials (Noveon, Hilton Davis) Joe Kern, <a href="mailto:joe.kern@emeraldmaterials.com">joe.kern@emeraldmaterials.com</a>	12/17/2009	No	No	No
ETAD C. Tucker Helmes, 202-721-4154	12/17/2009	No	No	No
Fanwood Chemical Inc. V.M. (Jim) DeLisi, <a href="mailto:JdeLisi@fanwoodchemical.com">JdeLisi@fanwoodchemical.com</a>	12/17/2009	No	No	No
Fuji Film Imaging Colorants Inc. (Avecia) Michele Smith, <a href="mailto:michele.smith@fujifilmic.com">michele.smith@fujifilmic.com</a>	12/17/2009	No	No	No
Honeywell International Art Simonetti, <a href="mailto:art.simonetti@honeywell.com">art.simonetti@honeywell.com</a>	12/17/2009	No	No	No
Milliken Industries Ray Saunders, 864-503-1618	12/17/2009	No	No	No
Nations Ford Chemical John Dickson, <a href="mailto:dicksonj@nationfordchem.com">dicksonj@nationfordchem.com</a>	12/17/2009	No	No	No
Passaic Color & Chemical Wylie Royce, <a href="mailto:w_royce@msn.com">w_royce@msn.com</a>	12/17/2009	No	No	No
Sensient Color Inc. Jill Sylte, <a href="mailto:Jill.Sylte@sensient-tech.com">Jill.Sylte@sensient-tech.com</a>	12/17/2009	No	No	No
The Flint Group Dan VanKampen, <a href="mailto:dan.vankampen@pigments.flintgrp.com">dan.vankampen@pigments.flintgrp.com</a>	12/17/2009	No	No	No

**Technical comments:**<sup>6</sup> None.

<sup>6</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.

111TH CONGRESS  
1ST SESSION

# S. 2290

To extend temporarily the suspension of duty on p-Chloro-o-Nitro Aniline.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mr. BROWN (for himself and Mr. VOINOVICH) introduced the following bill;  
which was read twice and referred to the Committee on Finance

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## A BILL

To extend temporarily the suspension of duty on p-Chloro-  
o-Nitro Aniline.

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. P-CHLORO-O-NITRO ANILINE.**

4 (a) IN GENERAL.—Heading 9902.25.15 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 p-Chloro-o-Nitro Aniline) is amended by striking the date  
7 in the effective column period and inserting “12/31/2011”.

8 (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies to goods entered, or withdrawn from

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

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