

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 20, 2010]<sup>2</sup>

**Bill No. and sponsor:** S. 2310 (Mr. Sherrod Brown of Ohio et al.).

**Proponent name,<sup>3</sup> location:** Sun Chemical Corp., Parsippany, NJ.

**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)):**

*p*-Toluenesulfonyl chloride (CAS No. 98-59-9) (provided for in subheading 2904.10.10).

**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 intermediate that is used to make organic pigments for paints, inks, and plastics. The product is imported from China and India.<sup>5</sup>

<sup>1</sup> Industry analyst preparing report: Eric Land (202-205-3349); 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/tariff\\_affairs/congress\\_reports/](http://www.usitc.gov/tariff_affairs/congress_reports/).

<sup>3</sup> The sponsor/proponent identified two additional beneficiaries of this bill. USITC staff sent inquiries to the additional beneficiaries and received no response.

<sup>4</sup> Heading 9902.25.11 expired on December 31, 2009.

<sup>5</sup> Although India is a designated beneficiary of the Generalized System of Preferences (GSP), imports of the subject product are eligible for duty-free treatment under the GSP program only if they are imported from countries that are designated as least-developed beneficiary developing countries, and India has not been designated as a least-developed beneficiary developing country.

**Estimated effect on customs revenue for the subject product classifiable in HTS subheading 2904.10.10:**

	2010	2011	2012	2013	2014
Col. 1-General rate of duty	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports <sup>a</sup>	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000
Customs revenue loss <sup>b</sup>	\$16,500	\$16,500	\$16,500	\$16,500	\$16,500

a/ Dutiable import estimates were based on official U.S. Government statistics and import estimates provided by industry sources.

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

**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) Steve Schmidt, steve.schmidt@sunchemical.com	12/15/2009	No	No	No
BASF Gregory A. Thies, gregory.thies@basf.com	12/24/2009	No	No	No
Bayer Corp. Karen Niedermayer, karen.niedermayer.b@bayer.com Julie van Egmond, julie.van_egmond@bayerbms.com	12/24/2009	No	No	No
Chemtura Matt Mattingley, matt@mattingleygroup.com	12/24/2009	No	No	No
Ciba Corporation Michelle Forte, michelle.forte@cibasc.com Bob Hurley, rhurley@theaccordgroup.com	12/24/2009	No	No	No
Clariant Andrew Zamoyski, az@zamoyski.com Mike Carroll, mike.carroll@clariant.com	12/24/2009	No	No	No
DuPont Elaine Olson, Elaine.m.olsen@usa.dupont.com	12/24/2009	No	No	No
Fanwood Chemical, Inc. Jim DeLisi, jdelisi@fanwoodchemical.com	12/24/2009	No	No	No
The Flint Group Ashley Craig, awcraig@venable.com	12/15/2009	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
LANXESS Jamie Schaeffer, Jamie.Schaeffer@lanxess.com	12/24/2009	No	No	No

**Technical comments:**<sup>6</sup>

The Commission staff suggests that, as shown on page 1 of this report, the initial “p” in the chemical name be italicized in order to conform to with standard IUPAC nomenclature.

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<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. 2310

To extend temporarily the suspension of duty on p-Toluene Sulfonyl Chloride.

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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-Toluene  
Sulfonyl Chloride.

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-TOLUENE SULFONYL CHLORIDE.**

4 (a) IN GENERAL.—Heading 9902.25.11 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 p-Toluene Sulfonyl Chloride) is amended by striking the  
7 date in the effective column period and inserting “12/31/  
8 2011”.

9 (b) EFFECTIVE DATE.—The amendment made by  
10 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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