



## MEMORANDUM ON PROPOSED TARIFF LEGISLATION of the 112th Congress

Date approved

### I. Background

Bill number:

Sponsor name:

Sponsor state:

Interested entity:

Name

City

State

Other bills on product (112th Congress only):

Nature of bill:

Expiration date:

Current or previous chapter 99 heading:

Retroactive date:

CAS number (if applicable):

Industry analyst:

Telephone:

Tariff Affairs contact:

Telephone:

Note:

1. 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/).
2. In regard to the country(ies) of origin listed in section III, this report focuses on dutiable imports and does not take into account any tariff preference programs or special rates of duty.

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

Acrylic fiber tow containing by weight 85 percent or more of acrylonitrile units and 35 percent or more of water, imported in the form of raw white (undyed) filament with an average filament measure of 2 or more but not over 5 decitex per filament and length greater than 2 meters (provided for in subheading 5501.30.00)

(If enacted, the tariff relief provided for in this bill would be available to any entity that imports the product that is covered by the bill.)

Description above compared with bill as introduced:

- Same  
 Different (see Technical Comments section)

## III. Other product information, including uses/applications and source(s) of imports

The subject tow is used for industrial applications, such as for producing brakes, gaskets, and filters. Imports are primarily from Japan.

Heading 9902.10.21, which expired at the close of 2009, afforded a temporary duty reduction to the entire product scope of permanent subheading 5501.30.00, while other headings in chapter 99 have covered a subset of the product scope of the goods in subheading 5501.30.00. Of these chapter 99 headings, only heading 9902.10.21, if renewed, would overlap the product coverage of the proposed heading because of the latter's high specified water content. At the time of drafting this memorandum, no bill to renew the expired provision was identified.

## IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	5501.30.00				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty (%) or percentage point reduction	7.5	7.5	7.5	7.5	7.5
Estimated value of <i>dutiable</i> imports (\$)	1,500,000	1,700,000	1,800,000	2,000,000	2,200,000
Customs revenue loss (\$)	112,500	127,500	135,000	150,000	165,000

Note: Customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ. Regarding the HTS subheading listed in the article description of the bill, the Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only U.S. Customs and Border Protection is authorized to issue a binding ruling on this matter. The Commission believes that Customs should be consulted prior to enactment of the bill.

Dutiable imports were based on (more than one may apply):

- Official statistics of the U.S. Department of Commerce  
 Provided by industry sources  
 Industry information  
 Commission estimates

Duty reduction notes:

- This bill is not a duty reduction  
 This bill is a temporary duty reduction. Rates are shown below.

Col.1-general duty rate (%)  Temporary rate (%)  Percentage point reduction (%)

## V. Technical comments

The article description was revised slightly for purposes of simplification and clarity.

## **VI. Continuation**

Interested entity ... -- continued:  
Engineered Fibers Technology (Shelton, CT)

## VII. Contacts with domestic firms/organizations

	#	Firm/organization and contact name	Telephone number	Claims same or competing product made in the United States	Submission attached	Opposition noted
	1	Sterling Fibers (Interested entity) James Hagerott	850-994-5311	No	No	No
	2	Engineered Fibers Technology (Interested entity) Robert Evans	203-922-1810	No	No	No
	3	American Fiber Manufacturers Association Frank Horne	404-266-0764	No	No	No
	4	American Manufacturing Trade Action Coalition Sara Beatty	202-452-0866	No	No	No
	5	National Council of Textile Organizations Mike Hubbard	704-215-4540	No	No	No

112<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5107

To suspend temporarily the duty on certain acrylic fiber tow.

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IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2012

Mr. HIMES 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 certain acrylic fiber  
tow.

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. CERTAIN ACRYLIC FIBER TOW.**

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

“	9902.01.00	Acrylic fiber tow containing at least 85 percent by weight of acrylonitrile units, containing a minimum of 35 percent water, imported in the form of raw white (undyed) filament with an average filament measure between 2 and 5 decitex per filament, and length greater than 2 meters (provided for in subheading 5501.30.00) ....	Free	No change	No change	On or before 12/31/2015	”.
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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 the enactment of this Act.

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