

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 108th Congress ¹**

[Date approved:: November 12, 2004]²

Bill No. and sponsor: H.R. 4745 (Mrs. Myrick)

Proponent name, location: Clariant Corporation
P.O. Box 669246
Charlotte, NC 28266

Other bills on product (108th Congress only): None.

Nature of bill: Temporary duty suspension through 12/31/2008.

Retroactive effect: None.

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

Formaldehyde, reaction products with 1,4-benzenediol and *m*-phenylenediamine, sulfurized (CAS No. 110392-46-6) (provided for in subheading 3204.19.50)

Check one: Same as that in bill as introduced
 Different from that in bill as introduced (explain differences in Technical comments section)

Product information, including uses/applications and source(s) of imports:

This chemical is a synthetic organic specialty dye that provides desirable fastness properties for denim fabrics. The product is imported from Spain.

¹ Industry analyst preparing report: Stephen Wanser (202-205-3363); Tariff Affairs contact: Dave Beck (202-205-2603).

² Access to an electronic copy of this memorandum is available at <http://www.usitc.gov/billrpts.htm> Access to a paper copy is available at the Commission's Law Library (202-205-3287) or at the Commission's Main Library (202-205-2630).

Estimated effect on customs revenue:

HTS subheading: 3204.19.5000					
	2004	2005	2006	2007	2008
Col. 1-General rate of duty (AVE) <u>1/</u>	6.5 %	6.5 %	6.5 %	6.5 %	6.5 %
Estimated value <i>dutiable</i> imports	\$637,306	\$637,306	\$637,306	\$637,306	\$637,306
Customs revenue loss	\$41,425	\$41,425	\$41,425	\$41,425	\$41,425

1/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

Source of estimated dutiable import data: Industry estimates.

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)		
Clariant Corporation, Nick Altman, 704/822-2701	08/10/04	No	No	No
Dystar L.P. Van Hawkins; 704/561-3020	08/20/04	No	No	No
BASF, Functional Polymers Bus. Group Joseph Breunig, 704/587-7900	08/20/04	No	No	No
Bayer Corporation, Karen Neidermeyer, 412/777-2058	08/20/04	No	No	No
Ciba Specialty Chemicals Michelle Forte, 914/785-2483	08/20/04	No	No	No
Day-Glo Corporation Richard Thornton, 216/391-7070	08/20/04	No	No	No
ETAD Tucker Helms, PhD, 202/721-4154	08/20/04	No	No	No

Everlight, USA, Inc., Scott Chen, 704/558-1004	08/20/04	No	No	No
Fanwood Chemical Inc. Mr. V.M. (Jim) DiLisi, 908/322-8440	08/20/04	No	No	No
Milliken Industries, Ray Saunders, 864/503-1618	08/20/04	No	No	No
Passaic Color, John Wojciechowski, 973/279-0400	08/20/04	No	No	No
Rohm & Haas, Steven Volger, 215/592-3425	08/20/04	No	No	No
Sensient Color Inc., Dan Victor, 314/286-7167	08/20/04	No	No	No

Technical comments:³

The proposed article description in the bill is a company trade name. The Commission recommends that the following CAS description be inserted in lieu thereof:

“Formaldehyde, reaction products with 1,4-benzenediol and m-phenylenediamine, sulfurized (CAS No. 110392-46-6) (provided for in subheading 3204.19.50)”.

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.

108TH CONGRESS
2D SESSION

H. R. 4745

To suspend temporarily the duty on Diresul Brown GN Liquid Crude.

IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 2004

Mrs. MYRICK introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To suspend temporarily the duty on Diresul Brown GN
Liquid Crude.

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. SUSPENSION OF DUTY ON DIRESUL BROWN GN**
4 **LIQUID CRUDE.**

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

“	9902.35.04	Diresul Brown GN Liquid Crude (leuco sulfur dye) (provided for in subheading 3204.19.50)	Free	No change	No change	On or before 12/31/2008	”.
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1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to articles entered, or withdrawn
3 from warehouse for consumption, on or after the 15th day
4 after the date of the enactment of this Act.

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