

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: November 10, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2315 (Mr. Joe Wilson of South Carolina).

**Proponent name, location:** Clariant Corporation, Martin, SC.

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2008.

**Retroactive effect:** None.

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

Sulfur black 1 (CAS No. 1326-82-5) (provided for in subheading 3204.19.30).

**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:**

Sulfur black 1 is a synthetic dye used in the textiles industry for coloring cotton fabrics, primarily denim. Clariant imports the product from China.

**Estimated effect on customs revenue:**

HTS subheading: <u>3204.19.30</u>					
	2005	2006	2007	2008	2009
<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	\$1,395,091	\$1,395,091	\$1,395,091	\$1,395,091	\$1,395,091
Customs revenue loss <sup>1/</sup>	\$90,681	\$90,681	\$90,681	\$90,681	\$90,681

<sup>1/</sup> Estimated revenue loss for 2005 and 2006 results from a current suspension of duties per heading 9902.03.03, which expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

<sup>1</sup> Industry analyst preparing report: Philip Stone (202-205-3424); Tariff Affairs contact: David Michels (202-205-3440).

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

**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 (Proponent) Andrew Zamoyiski, 401-823-2230	8/26/2005	No	No	No
BASF Functional Polymers Bus. Group Joseph C. Breunig, Fax: 704-587-7903	8/30/2005	No	No	No
Bayer Corporation Karen L. Niedermeyer, Fax: 412-777-4740	8/30/2005	No	No	No
Blackman Uhler Jeter Starnes, Fax: 864-596-1501	8/31/2005	No	No	No
Carey Industries, Inc. Raymond J. Carey, Fax: 203-791-2762	8/30/2005	No	No	No
Ciba Specialty Chemicals John Deming, Fax: 302-479-5152	8/30/2005	No	No	No
CMPA Larry Robinson, Fax: 703-684-1795	8/30/2005	No	No	No
Color Resources International, Inc. Wayne Jones, Fax: 864-862-6824	8/30/2005	No	No	No
Colorants and Textile Leather Michael Strumpp, Fax: 973-426-3542	8/30/2005	No	No	No
ColorChem Steve Printz, Fax: 770-993-4780	8/30/2005	No	No	No
Day-Glo Richard Thornton, Fax: 216-391-1408	8/30/2005	No	No	No
DuPont Helen McMahon, Fax: 302-774-1398	8/31/2005	No	No	No
DyStar L.P. Van Hawkins, Fax: 704-561-3005	8/30/2005	No	No	No
ETAD Tucker Helms, Fax: 202-296-8120	8/30/2005	No	No	No

Everlight USA, Inc. Scott Chen, Fax: 704-588-0051	8/30/2005	No	No	No
Fanwood Chemical Jim DeLisi, Fax: 908-322-8494	8/30/2005	No	No	No
Milliken Ray Sanders, Fax: 864-503-1618	8/30/2005	No	No	No
NFC John Dickson, Fax: 803-548-2683	8/30/2005	No	No	No
Noveon Tom Dirmyer, Fax: 214-514-6001	8/30/2005	No	No	No
Passaic Color John Wojciechowski, Fax: 973-279-3175	8/30/2005	No	No	No
Rohm & Haas Steven Volger, Fax: 215-592-2550	8/30/2005	No	No	No
United Color Tom Nowakowski, Fax: 215-860-8560	8/30/2005	No	No	No

**Technical comments:**<sup>3</sup> None.

<sup>3</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.

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2315

To extend the suspension of duty on sulfur black 1.

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IN THE HOUSE OF REPRESENTATIVES

MAY 11, 2005

Mr. WILSON of South Carolina introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To extend the suspension of duty on sulfur black 1.

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. SULFUR BLACK 1.**

4       (a) IN GENERAL.—Heading 9902.03.03 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 sulfur black 1) is amended by striking “12/31/2006” and  
7 inserting “12/31/2008”.

8       (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies to goods entered, or withdrawn from  
10 warehouse for consumption, on or after the 15th day after  
11 the date of the enactment of this Act.