

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. 2535 (Mr. Rodney P. Frelinghuysen of New Jersey).

**Proponent name, location:** Honeywell International Inc., Morris Township, NJ.

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

**Nature of bill:** Extension of temporary duty suspension through December 31, 2010.

**Retroactive effect:** None

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

Polymethine photo-sensitizing dyes (provided for in subheadings 2933.19.30, 2933.19.90, 2933.99.24, 2934.10.90, 2934.20.40, 2934.99.20, and 2934.99.90)

**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 products are polymethine sensitizing dyes used to improve the spectral response of photosensitive emulsions on photographic film. They are imported from Germany.

**Estimated effect on customs revenue:**

Total Revenue Loss for this Bill					
	2005	2006	2007	2008	2009
Customs revenue loss 1/	\$71,435	\$71,435	\$71,435	\$71,435	\$71,435

1/ Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.29.37, which expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

<sup>1</sup> Industry analyst preparing report: Larry Johnson (202-205-3351); 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)

<b>HTS subheading: 2933.19.30</b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$157,000	\$157,000	\$157,000	\$157,000	\$157,000
Customs revenue loss 1/	\$10,205	\$10,205	\$10,205	\$10,205	\$10,205

1/ Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.29.37, which expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

<b>HTS subheading: 2933.19.90</b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$157,000	\$157,000	\$157,000	\$157,000	\$157,000
Customs revenue loss 1/	\$10,205	\$10,205	\$10,205	\$10,205	\$10,205

1/ Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.29.37, which expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

<b>HTS subheading: 2933.99.24</b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$157,000	\$157,000	\$157,000	\$157,000	\$157,000
Customs revenue loss 1/	\$10,205	\$10,205	\$10,205	\$10,205	\$10,205

1/ Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.29.37, which expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

<b>HTS subheading: <u>2934.10.90</u></b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$157,000	\$157,000	\$157,000	\$157,000	\$157,000
Customs revenue loss <sup>1/</sup>	\$10,205	\$10,205	\$10,205	\$10,205	\$10,205

<sup>1/</sup> Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.29.37, which expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

<b>HTS subheading: <u>2934.20.40</u></b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$157,000	\$157,000	\$157,000	\$157,000	\$157,000
Customs revenue loss <sup>1/</sup>	\$10,205	\$10,205	\$10,205	\$10,205	\$10,205

<sup>1/</sup> Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.29.37, which expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

<b>HTS subheading: <u>2934.99.20</u></b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$157,000	\$157,000	\$157,000	\$157,000	\$157,000
Customs revenue loss <sup>1/</sup>	\$10,205	\$10,205	\$10,205	\$10,205	\$10,205

<sup>1/</sup> Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.29.37, which expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

<b>HTS subheading: 2934.99.90</b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$157,000	\$157,000	\$157,000	\$157,000	\$157,000
Customs revenue loss <sup>1/</sup>	\$10,205	\$10,205	\$10,205	\$10,205	\$10,205

<sup>1/</sup> Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.29.37, which expires on December 31, 2006.

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?
Honeywell International Inc. (Proponent) Art Simonetti, 202-662-2671	9/09/2005	No	No	No
Acros Organics USA/B.V.B.A. Ms. Ann Moorkens, 800-766-7000	9/12/2005	No	No	No
Arkema Inc. Charles Kitchen, 703-527-2099	9/12/2005	No	No	No
BASF Corporation Mr. Greg Thies, 202-558-5100	9/12/2005	No	No	No
Bayer Corporation Ms. Karen L. Niedermeyer, 412-777-2058	9/09/2005	No	No	No
Ciba Specialty Chemicals John Deming, Fax: 302-479-5152	9/12/2005	No	No	No
Dow Chemical Company Ms. Lisa Schroeter, 202-429-3400	9/09/2005	No	No	No
DuPont Ms. Elaine M. Olsen, 302-992-2263 Ms. Sharee C. Lawler, 202-728-3664	9/09/2005	No	No	No
EMS-Chemie North America, Inc. Mr. Urs Koepfel, 803-481-6190 Mr. Guiedo Hobi, 803-481-6141	9/12/2005	No	No	No

LANXESS Corporation Mr. Seth Tomei, 412-809-3664	9/09/2005	No	No	No
Solutia, Inc. Mr. Bob Hurley, 202-289-9800	9/12/2005	No	No	No
Yick-Vic Chems & Pharms. (HK) Ltd. Mr. Victor Leung, 852-2541-2772	9/12/2005	No	No	No

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

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<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. 2535

To extend the suspension of duty on polymethine photo-sensitizing dyes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 23, 2005

Mr. FRELINGHUYSEN 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 polymethine photo-sensitizing dyes.

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. POLYMETHINE PHOTO-SENSITIZING DYES.**

4       (a) **IN GENERAL.**—Heading 9902.29.37 of the Har-  
5       monized Tariff Schedule of the United States (relating to  
6       polymethine photo-sensitizing dyes) is amended by strik-  
7       ing “12/31/2006” and inserting “12/31/2010”.

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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