

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 21, 2010]<sup>2</sup>

**Bill No. and sponsor:** S. 2398 (Mrs. Kay R. Hagan of North Carolina).

**Proponent name,<sup>3</sup> location:** DyStar LP, Charlotte, NC.

**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)):**

Solvent Yellow 163 (CAS No. 13676-91-0) (provided for in subheading 3204.19.20).

**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 solvent dye that is used in the textile industry. The product is imported from Japan.

**Estimated effect on customs revenue for the subject product classifiable in HTS subheading 3204.19.20:**

	2010	2011	2012	2013	2014
<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 <sup>a</sup>	\$400,000	\$400,000	\$400,000	\$400,000	\$400,000
Customs revenue loss <sup>b</sup>	\$26,000	\$26,000	\$26,000	\$26,000	\$26,000

a/ Dutiable import estimates were 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.

<sup>1</sup> Industry analyst preparing report: Stephen Wanser (202-205-3363); Tariff Affairs contact: David 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 did not identify any additional beneficiaries of this bill.

<sup>4</sup> Heading 9902.24.87 expired on December 31, 2009.

**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)		
Dystar LP (Proponent) Bob Schilling, <a href="mailto:Schilling.Bob@DyStar.com">Schilling.Bob@DyStar.com</a> Ron Pedemonte, 704-561-2651	11/20/2009	No	No	No
BASF Greg Thies, Fax: 703-255-7142 <a href="mailto:gregory.thies@basf.com">gregory.thies@basf.com</a>	11/20/2009	No	No	No
Ciba Specialty Chemicals (BASF) Michelle Forte, 914-785-2483 Robert Hurley, 202-289-3588	11/20/2009	No	No	No
Clariant Corporation Mike Carroll, <a href="mailto:mike.carroll@clariant.com">mike.carroll@clariant.com</a> Andy Zamoyski, 202-415-9159 <a href="mailto:az@zamoyski.com">az@zamoyski.com</a> Nick Altman, 704-822-2701	11/20/2009	No	No	No
Day-Glo Corporation Eugene Crnjac, <a href="mailto:ecrnjac@dayglo.com">ecrnjac@dayglo.com</a> Richard Thornton, 216-391-7070	11/20/2009	No	No	No
Emerald Materials (Noveon, Hilton Davis) Joe Kern, <a href="mailto:joe.kern@emeraldmaterials.com">joe.kern@emeraldmaterials.com</a>	11/20/2009	No	No	No
ETAD C. Tucker Helmes, PhD, 202-721-4154 <a href="mailto:helmest@socma.com">helmest@socma.com</a>	11/20/2009	No	No	No
Everlight, USA, Inc. Scott Chen, 704-558-1004	11/20/2009	No	No	No
Fanwood Chemical Inc. V.M. (Jim) DeLisi, 908-322-8440 <a href="mailto:JdeLisi@fanwoodchemical.com">JdeLisi@fanwoodchemical.com</a>	11/20/2009	No	No	No
Fuji Film Imaging Colorants Inc. (Avecia) Michael Gill, 202-508-8843 Michele Smith, <a href="mailto:michele.smith@fujifilmic.com">michele.smith@fujifilmic.com</a>	11/20/2009	No	No	No
Huntsman International, LLC John Deming, 302-479-5499	11/20/2009	No	No	No
Milliken Industries Ray Saunders, 864-503-1618	11/20/2009	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Nations Ford Chemical John Dickson, 803-548-3210 (ext 14) dicksonj@nationfordchem.com	11/20/2009	No	No	No
Passaic Color & Chemical Wylie Royce, <a href="mailto:w_royce@msn.com">w_royce@msn.com</a> John Wojciechowski, 973-279-0400	11/20/2009	No	No	No
Rohm and Haas Geoff Hurwitz, 703-741-5881	11/20/2009	No	No	No
Sensient Color Inc. Jill Sylte, <a href="mailto:Jill.Sylte@sensient-tech.com">Jill.Sylte@sensient-tech.com</a> Dan Victor, 314-286-7167 Ken Goldacker, 314-658-7363	11/20/2009	No	No	No

**Technical comments:**<sup>5</sup>

None.

<sup>5</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. 2398

To extend the temporary suspension of duty on 9,10-Anthracenedione, 1,8-bis(phenylthio)-.

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## IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mrs. HAGAN introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To extend the temporary suspension of duty on 9,10-Anthracenedione, 1,8-bis(phenylthio)-.

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. 9,10-ANTHRACENEDIONE,**  
4 **1,8-BIS(PHENYLTHIO)-.**

5 (a) IN GENERAL.—Heading 9902.24.87 of the Har-  
6 monized Tariff Schedule of the United States (relating to  
7 9,10-Anthracenedione, 1,8-bis(phenylthio)-) is amended by  
8 striking “12/31/2009” and inserting “12/31/2011”.

9 (b) EFFECTIVE DATE.—The amendment made by  
10 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

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