

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: June 10, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4740 (Mr. Robin Hayes of North Carolina).

**Proponent name,<sup>3</sup> location:** Clariant Corp., Charlotte, NC.

**Other bills on product (110<sup>th</sup> Congress only):** None

**Nature of bill:** Extension of temporary duty suspension through December 31, 2011.

**Retroactive effect:** None.

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

3-Dodecyl-1-(2,2,6,6-tetramethyl-4-piperidiny1)-2,5-pyrrolidinedione (CAS No. 79720-19-7) (provided for in subheading 2933.39.61).

**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 chemical that is used to enhance the performance of coatings in outdoor environments, specifically the weather-fastness of coatings. The product is imported from Germany.


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<sup>1</sup> Industry analyst preparing report: Stephen Wanser (202-205-3363); Tariff Affairs contact: David G. Michels (202-205-3440).

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

<sup>3</sup> The sponsor/proponent did not identify any additional beneficiaries of this bill.

**Estimated effect on customs revenue:**

| <b>HTS subheading: <u>2933.39.61</u></b>  |           |           |           |           |           |
|---|-----------|-----------|-----------|-----------|-----------|
|  | 2009      | 2010      | 2011      | 2012      | 2013      |
| Col. 1-General rate of duty   | 6.5%      | 6.5%      | 6.5%      | 6.5%      | 6.5%      |
| Estimated value <i>dutiable</i> imports   | \$800,000 | \$800,000 | \$800,000 | \$800,000 | \$800,000 |
| Customs revenue loss 1/   | \$0       | \$52,000  | \$52,000  | \$52,000  | \$52,000  |

1/ There is an existing duty suspension under HTS heading 9902.04.12 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill for 2009.

Source of estimated dutiable import data: U.S. 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 Corp. (Proponent)<br>Andrew Zamoyski, 202-415-9159   | 03/01/2008     | No  | No                   | No                |
| Apollo Color, Inc.<br>Dave Klebine, 815-722-3965              | 03/01/2008     | No  | No                   | No                |
| BASF Corp.<br>Greg Thies, 202-558-5101                        | 03/01/2008     | No  | No                   | No                |
| CDR Pigments & Dispersions<br>Craig Foster, 270-737-0318      | 03/01/2008     | No  | No                   | No                |
| Ciba Specialty Chemical Corp.<br>Michelle Forte, 914-785-4831 | 03/01/2008     | No  | No                   | No                |
| E.C. Pigments<br>Andrew Blum, 508-676-9011                    | 03/01/2008     | No  | No                   | No                |
| Fanwood Chemical Co.<br>Jim DeLisi, 908-322-8440              | 03/01/2008     | No  | No                   | No                |
| Galaxie Chemical Corp.<br>Richard Caldwell, 973-279-0558      | 03/01/2008     | No  | No                   | No                |

| Name of firm/organization                                   | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|---|----------------|---|----------------------|-------------------|
|   |                | (Yes/No)  |                      |                   |
| Mason Color Works, Inc.<br>Carol Mason Cronin, 330-385-4400 | 03/01/2008     | No  | No                   | No                |
| Nation Ford Chemical Co.<br>John Dickson, 803-548-2683      | 03/01/2008     | No  | No                   | No                |
| PMC Inc.<br>Zetta Bouligaraki, 513-482-7373                 | 03/01/2008     | No  | No                   | No                |
| Sun Chemical Corp.<br>Ed Faulkner, 513-681-5950             | 03/01/2008     | No  | No                   | No                |

**Technical comments:**<sup>4</sup>

None.

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<sup>4</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.

110TH CONGRESS  
1ST SESSION

# H. R. 4740

To extend the temporary suspension of duty on 3-Dodecyl-1- (2,2,6,6-tetramethyl-4-piperidinyl)-2,5-pyrrolidinedione.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 17, 2007

Mr. HAYES introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To extend the temporary suspension of duty on 3-Dodecyl-1- (2,2,6,6-tetramethyl-4-piperidinyl)-2,5-pyrrolidinedione.

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. 3-DODECYL-1- (2,2,6,6-TETRAMETHYL-4-**  
4 **PIPERIDINYL)-2,5-PYRROLIDINEDIONE.**

5 (a) IN GENERAL.—Heading 9902.04.12 of the Har-  
6 monized Tariff Schedule of the United States (relating to  
7 3-Dodecyl-1- (2,2,6,6-tetramethyl-4-piperidinyl)-2,5-  
8 pyrrolidinedione) is amended by striking the date in the  
9 effective period column and inserting “12/31/2011”.

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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