

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress¹**

[Date approved: July 29, 2008]²

Bill No. and sponsor: H.R. 5165 (Mr. Kevin Brady of Texas).

Proponent name,³ location: Huntsman International LLC, Salt Lake City, UT.

Other bills on product (110th Congress only): None.

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

Retroactive effect: None.

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

Disperse Yellow 42 (4-Anilino-3-nitro-N-phenylbenzenesulfonamide) (CAS No. 5124-25-4) (provided for in subheading 3204.11.50).

Check one: ___ Same as that in bill as introduced.
 X 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 for dyeing apparel and home textiles. The product is imported from China, Indonesia, and Switzerland.

Estimated effect on customs revenue:

HTS subheading: <u>3204.11.50</u>					
 	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	\$1,100,000	\$1,100,000	\$1,100,000	\$1,100,000	\$1,100,000
Customs revenue loss	\$71,500	\$71,500	\$71,500	\$71,500	\$71,500

Source of estimated dutiable import data: U.S. industry estimates.

¹ Industry analyst preparing report: L. Johnson (202-205-3351); Tariff Affairs contact: D. Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/.

³ The sponsor/proponent identified three additional beneficiaries of this bill. USITC staff sent inquiries to the named beneficiaries and received responses from none.

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)		
Huntsman International LLC (Proponent) John Deming, Johndeming@aol.com	05/06/2008	No	No	No
Arkema Charles Kitchen, Fax: 215-419-7075	05/06/2008	No	No	No
BASF Corp. Greg Thies, 202-904-2332	05/06/2008	No	No	No
Bayer Mike Gill, 202-508-8843	05/06/2008	No	No	No
Carey Industries, Inc. Raymond J. Carey, Fax: 203-791-2762	05/06/2008	No	No	No
Ciba Specialty Chemicals Corp. Michelle Forte, Fax: 914-785-4831	05/06/2008	No	No	No
Clariant Corp. Andrew Zamoyski, 202-415-9159	05/06/2008	No	No	No
Color Resources Int'l. Inc. Wayne Jones, Fax: 864-862-6824	05/06/2008	No	No	No
Colorants & Textile Leather Chemicals Michael Strumpp, Fax: 973-426-3542	05/06/2008	No	No	No
ColorChem Steve Printz, Fax: 770-993-4780	05/06/2008	No	No	No
CPMA Larry Robinson, Fax: 703-684-1795	05/06/2008	No	No	No
Day-Glo Richard Thornton, Fax: 216-391-1408	05/06/2008	No	No	No
DyStar L.P. Van Hawkins, Fax: 704-561-3005	05/06/2008	No	No	No
ESCO Company Bruce Rice, 231-726-3106	05/06/2008	No	No	No
ETAD Tucker Helms, Fax: 202-296-8120	05/06/2008	No	No	No
Everlight USA, Inc. Scott Chen, Fax: 704-588-0051	05/06/2008	No	No	No
Fanwood Chemical, Inc. Jim DeLisi, Fax: 908-322-8494	05/06/2008	No	No	No
Milliken Ray Sanders, Fax: 864-503-1618	05/06/2008	No	No	No
Monsanto Corp. Linda Strachan, Fax: 202-783-2467	05/06/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
NFC John Dickson, Fax: 803-548-2683	05/06/2008	No	No	No
Noveon Tom Dirmeyer, Fax: 512-841-4841	05/06/2008	No	No	No
Noviant Paul Schmidt, Fax: 512-841-4841	05/06/2008	No	No	No
Passaic Color John Wojciechowski, Fax: 973-279-3175	05/06/2008	No	No	No
Rohm & Haas Steven Volger, Fax: 215-592-2550	05/06/2008	No	No	No
Roma Color, Inc. Andrew Blum, Fax: 508-676-9011	05/06/2008	No	No	No
Sensient Technical Colors Dan Victor, Fax: 610-582-6663	05/06/2008	No	No	No
United Color Co. Tom Nowakowski, Fax: 215-860-8560	05/06/2008	No	No	No
Yorkshire Americas, Inc. Allen Hughes, Fax: 704-376-3091	05/06/2008	No	No	No

Technical comments:⁴

The Commission staff recommends that the article description on page 1 of this report be used when renewing the expired HTS heading 9902.03.52 because it includes the correct chemical name.

⁴ 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
2D SESSION

H. R. 5165

To extend the temporary suspension of duty on 4-Anilino-3-nitro-N-phenylbenzenesulphonamide.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 29, 2008

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

A BILL

To extend the temporary suspension of duty on 4-Anilino-3-nitro-N-phenylbenzenesulphonamide.

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. 4-ANILINO-3-NITRO-N-**
4 **PHENYLBENZENESULPHONAMIDE.**

5 (a) IN GENERAL.—Heading 9902.03.52 of the Har-
6 monized Tariff Schedule of the United States (relating to
7 4-Anilino-3-nitro-N-phenylbenzenesulphonamide) is
8 amended by striking “12/31/2006” and inserting “12/31/
9 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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