

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress ¹**

[Date approved: June 16, 2008]²

Bill No. and sponsor: H.R. 4874 (Mr. Wm. Lacy Clay of Missouri).

Proponent name,³ location: Sensient Technologies, St. Louis, MO.

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

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

Retroactive effect: None.

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

Solvent Violet 13 (CAS No. 81-48-1) (provided for in subheading 3204.19.25).

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 food dye that is imported from China.

Estimated effect on customs revenue:

| HTS subheading: <u>3204.19.25</u> | | | | | |
|---|-----------|-----------|-----------|-----------|-----------|
| | 2009 | 2010 | 2011 | 2012 | 2013 |
| Col. 1-General rate of duty | | | | | |
| Col. 1-General rate of duty | 6.5% | 6.5% | 6.5% | 6.5% | 6.5% |
| Estimated value <i>dutiable</i> imports | \$125,000 | \$125,000 | \$125,000 | \$125,000 | \$125,000 |
| Customs revenue loss | \$8,125 | \$8,125 | \$8,125 | \$8,125 | \$8,125 |

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

¹ Industry analyst preparing report: Stephen Wanser (202-205-3363); Tariff Affairs contact: David G. 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 seven additional beneficiaries of this bill. USITC staff sent inquiries to the named beneficiaries and received responses from three. None submitted a written representation that they would benefit from this bill.

Contacts with domestic firms/organizations (including the proponent):

| Name of firm/organization | Date contacted | Claims US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|--|----------------|---|----------------------|-------------------|
| | | (Yes/No) | | |
| Sensient Technologies (Proponent) Dan Victor, 314-286-7167 Ken Goldacker, Fax: 314-658-7318 | 03/20/2008 | No | No | No |
| BASF Corp. Greg Thies, Fax: 703-255-7142 Phil Webb, Fax: 704-398-4399 | 03/20/2008 | No | No | No |
| Ciba Specialty Chemicals Michelle Forte, 914-785-2483 Robert Hurley, 202-289-3588 | 03/20/2008 | No | No | No |
| Clariant Corporation Nick Altman, 704-822-2701 Andy Zamoyski, 202-415-9159 | 03/20/2008 | No | No | No |
| Day-Glo Corporation Richard Thornton, 216-391-7070 Eugene Cernjac, 216-391-7070 | 03/20/2008 | No | No | No |
| Dystar L.P. Ron Pedemonte, 704-561-2651 | 03/20/2008 | No | No | No |
| ETAD Tucker Helms, 202-721-4154 | 03/20/2008 | No | No | No |
| Everlight, USA, Inc. Scott Chen, 704-558-1004 | 03/20/2008 | No | No | No |
| Fanwood Chemical Inc. V.M. (Jim) DeLisi, 908-322-8440 | 03/20/2008 | No | No | No |
| Fuji Film Imaging Colorants Inc. (Avecia) Michael Gill, 202-508-8843, Pat McGlinchey, Fax: 302-447-8103 | 03/20/2008 | No | No | No |
| Huntsman International, LLC John Deming, 302-479-5499 | 03/20/2008 | No | No | No |
| Kemira Chemicals Inc. Carolina Parez, Fax: 770-433-7672 | 03/20/2008 | No | No | No |
| Milliken Industries Ray Saunders, 864-503-1618 | 03/20/2008 | No | No | No |
| Nations Ford Chemical Co. John Dickson, 803-548-3210 (ext 14) | 03/20/2008 | No | No | No |

| Name of firm/organization | Date contacted | Claims US makes same or competing product(s)? | Submission attached? | Opposition noted? |
|---|----------------|---|----------------------|-------------------|
| | | (Yes/No) | | |
| Passaic Color John Wojciechowski, 973-279-0400 | 03/20/2008 | No | No | No |
| Rohm & Haas Geoff Hurwitz, 703-741-5881 | 03/20/2008 | No | No | No |

Technical comments:⁴

The Commission staff notes that an 8-digit chapter 99 heading number should be inserted into the proposed new heading.

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
1ST SESSION

H. R. 4874

To suspend temporarily the duty on Solvent Violet 13.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 19, 2007

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

A BILL

To suspend temporarily the duty on Solvent Violet 13.

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. SOLVENT VIOLET 13.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended by inserting in numerical sequence the following
7 new heading:

| | | | | | | | |
|---|-----------|---|------|-----------|-----------|-------------------------|----|
| “ | 9902.____ | Solvent Violet 13 (CAS No. 81-48-1) (provided for in subheading 3204.19.25) | Free | No change | No change | On or before 12/31/2011 | ”. |
|---|-----------|---|------|-----------|-----------|-------------------------|----|

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

2

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

○