

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: August 10, 2006]²

Bill No. and sponsor: S. 2740 (Mr. Jack Reed of Rhode Island and Mr. Lincoln Chafee of Rhode Island).

Proponent name, location: Clariant Corporation, Coventry, RI.

Other bills on product (109th Congress only): H.R. 3993.

Nature of bill: Temporary duty suspension through December 31, 2009.

Retroactive effect: None.

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

Pigment yellow 180 (CAS No. 77804-81-0) (provided for in subheading 3204.17.60).

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:

Pigment yellow 180 is a synthetic organic pigment that combines excellent thermal stability and color strength. It has FDA approval for food contact packaging. The subject product is imported from Germany.

Estimated effect on customs revenue:

HTS subheading: 3204.17.60					
	2006	2007	2008	2009	2010
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$2,700,000	\$2,700,000	\$2,700,000	\$2,700,000	\$2,700,000
Customs revenue loss	\$175,500	\$175,500	\$175,500	\$175,500	\$175,500

Source of estimated dutiable import data: Industry estimates.

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

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

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)		
Clariant Corporation (Proponent) Mr. Andy Zamoyski, 401-823-2230	04/20/2006	No	No	No
Allegheny Color Corp. Mr. Jon Gallisdorfer, 815-741-2588	04/20/2006	No	No	No
Apollo Color, Inc. Mr. Tom Rogers, 815-722-3965	04/20/2006	No	No	No
BASF Corp. Mr. Phil Webb, 704-398-25888	04/20/2006	No	No	No
CDR Pigments & Dispersions Mr. Rucker Wickline, 270-737-1700	04/20/2006	No	No	No
Ciba Specialty Chemical Corp. Mr. John Deming, 302-479-5499	04/20/2006	No	No	No
Color Pigments Mfg Association Mr. Larry Robinson, 703-684-4044	04/20/2006	No	No	No
Diacolor-Pope Mr. Bob Turkos, 973-279-2702	04/20/2006	No	No	No
Engelhard Corporation Mr. Roland Valin, 732-205-7144	04/20/2006	No	No	No
Fanwood Chemical Co. Mr. Jim DeLisi, 908-322-8440	04/20/2006	No	No	No
Galaxie Chemical Corp. Mr. Richard Caldwell, 973-279-0558	04/20/2006	No	No	No
Magruder Color Co., Inc. Mr. Joel Weissglass, 973-241-1300	04/20/2006	No	No	No
Mason Color Works, Inc. Ms. Carol Mason Cronin, 330-385-4400	04/20/2006	No	No	No
Max Marx Color Corp. Mr. Walter Sichel, 973-373-7801	04/20/2006	No	No	No
Sun Chemical Corp. Mr. Ed Faulkner, 513-681-5950	04/20/2006	No	No	No

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to include the CAS number and to provide the color name (“yellow”) in lower case.

³ 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.

109TH CONGRESS
2^D SESSION

S. 2740

To suspend temporarily the duty on Pigment Yellow 180.

IN THE SENATE OF THE UNITED STATES

MAY 4, 2006

Mr. REED (for himself and Mr. CHAFEE) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To suspend temporarily the duty on Pigment Yellow 180.

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. PIGMENT YELLOW 180.**

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:

“	9902.10.02	Pigment Yellow 180 (pro- vided for in subheading 3204.17.60)	Free	No change	No change	On or before 12/31/2009	”.
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8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

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

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