

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress ¹**

[Date approved: October 11, 2006]²

Bill No. and sponsor: S. 3355 (Mr. Edward M. Kennedy of Massachusetts).

Proponent name, location: EC Pigments, Fall River, MA.

Other bills on product (109th Congress only): None.

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

Retroactive effect: None.

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

p-Nitro-o-anisidine (CAS No. 97-52-9) (provided for in subheading 2922.29.80).

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 synthetic organic chemical, p-nitro-o-anisidine, is a diazo compound used in azoic dyeing. The product is also known as Fast Red B Base and C.I. Azoic Diazo Component 5. The product is imported from India, China, and Germany.

Estimated effect on customs revenue:

HTS subheading: 2922.29.80					
	2006	2007	2008	2009	2010
Col. 1-General rate of duty <u>1/</u>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$440,000	\$440,000	\$440,000	\$440,000	\$440,000
Customs revenue loss	\$28,600	\$28,600	\$28,600	\$28,600	\$28,600

1/ Under general note 14 of the HTS, this chemical may be entered free of duty because it is included in the Intermediate Chemicals for Dyes Appendix to the HTS.

Source of estimated dutiable import data: Commission estimates.

¹ Industry analyst preparing report: Philip Stone (202-205-3424); 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)		
EC Pigments (Proponent) Jim DeLisi, 908-322-8440	08/10/2006	No	No	No
BASF, Functional Polymers Business Group Cenan Ozmeral, Fax: 704-587-7903	08/21/2006	No	No	No
Bayer Corporation Karen L. Niedermeyer, Fax: 412-777-4740	08/21/2006	No	No	No
Ciba Specialty Chemicals John Deming, Fax: 302-479-5152	08/21/2006	No	No	No
ColorChem Steve Printz, Fax: 770-993-4780	08/21/2006	No	No	No
Color Resources International Inc. Wayne Jones, Fax: 864-862-6824	08/21/2006	No	No	No
CPMA Larry Robinson, Fax: 703-684-1795	08/21/2006	No	No	No
Day-Glo Richard Thornton, Fax: 216-391-1408	08/21/2006	No	No	No
DyStar L.P. Van Hawkins, Fax: 704-561-3005	08/21/2006	No	No	No
ETAD Tucker Helms, Fax: 202-296-8120	08/21/2006	No	No	No
Everlight USA, Inc. Scott Chen, Fax: 704-588-0051	08/21/2006	No	No	No
Fujifilm Imaging Colorants, Inc. Mike Gill, Fax: 202-628-5116 Pat McGlinchey, Fax: 302-477-8103	08/21/2006	No	No	No
Lanxess Corporation Jamie Schaeffer, Fax: 412-809-3614 Seth Tomei, Fax: 412-809-3614	08/21/2006	No	No	No
Milliken Ray Sanders, Fax: 864-503-1618	08/21/2006	No	No	No
NFC John Dickson, Fax: 803-548-2683	08/21/2006	No	No	No
Passaic Color John Wojciechowski, Fax: 973-279-3175	08/21/2006	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Rohm & Haas Steven Volger, Fax: 215-592-2550	08/21/2006	No	No	No
United Color Tom Nowakowski, Fax: 215-860-8560	08/21/2006	No	No	No

Technical comments:³

The Commission suggests the article description on page 1 of this report be used in the proposed new heading to provide the proper capitalization of the chemical name.

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. 3355

To suspend temporarily the duty on Fast Red B Base.

IN THE SENATE OF THE UNITED STATES

JUNE 5, 2006

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

A BILL

To suspend temporarily the duty on Fast Red B Base.

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. FAST RED B BASE.**

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:

“	9902.31.18	p-Nitro-o-Anisidine (CAS No. 97-52-9) (provided for in subheading 2922.29.80)	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

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

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