

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress <sup>1</sup>**

[Date approved: October 26, 2006]<sup>2</sup>

**Bill No. and sponsor:** S. 3398 (Mr. Jim DeMint of South Carolina).

**Proponent name, location:** Clariant Corporation, Martin, SC.

**Other bills on product (109<sup>th</sup> 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)):**

Synthetic indigo powder; 3H-Indol-3-one,2-(1,3-dihydro-3-oxo-2H-indol-2-ylidene)-1,2-dihydro- (CAS No. 482-89-3) (provided for in subheading 3204.15.10).

**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:**

This synthetic organic product is a dye that is used to color denim; it has coloring and fading properties no other dye can duplicate. The subject product is imported from China, Korea, Germany, Mexico, and Brazil.

**Estimated effect on customs revenue:**

HTS subheading: <u>3204.15.10</u>					
	2006	2007	2008	2009	2010
<del>Col. 1-General rate of duty</del>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$10,000,000	\$10,000,000	\$10,000,000	\$10,000,000	\$10,000,000
Customs revenue loss	\$650,000	\$650,000	\$650,000	\$650,000	\$650,000

Source of estimated dutiable import data: Industry estimates and official U.S. government statistics.

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

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](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	Claims US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Clariant Corporation (Proponent) Andy Zamoyski, 202-415-9159	06/20/2006	No	No	No
BASF Greg Thies, Fax: 703-255-7142	06/20/2006	No	No	No
Bayer Corporation Karen Niedermeyer, 412-777-2058	06/20/2006	No	No	No
Buffalo Color Corp. Lawrence H. Kaminiski, 716-827-4536	06/20/2006	No	No	No
Ciba Specialty Chemicals Michelle Forte, 914-785-2483	06/20/2006	No	No	No
ColorChem Corp. Steven Printz, Fax: 770-993-4780	06/20/2006	No	No	No
Day-Glo Corporation Richard Thornton, 216-391-7070	06/20/2006	No	No	No
Dystar L.P. Ron Pedemonte, 704-561-2651	06/20/2006	No	No	No
ETAD Tucker Helms, 202-721-4154	06/20/2006	No	No	No
Everlight, USA, Inc. Scott Chen, 704-558-1004	06/20/2006	No	No	No
Fanwood Chemical Inc. V.M. (Jim) DeLisi, 908-322-8440	06/20/2006	No	No	No
FujiFilm Imaging Colorants Inc. (Avecia) Michael Gill, 202-508-8843 Pat McGlinchey, Fax: 302-447-8103	06/20/2006	No	No	No
Milliken Industries Ray Saunders, 864-503-1618	06/20/2006	No	No	No
Passaic Color John Wojciechowski, 973-279-0400	06/20/2006	No	No	No
Rohm & Haas Steven Volger, 215-592-3425	06/20/2006	No	No	No
Sensient Color Inc. Dan Victor, 314-286-7167	06/20/2006	No	No	No

**Technical comments:**<sup>3</sup> None.

<sup>3</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.

109TH CONGRESS  
2D SESSION

# S. 3398

To suspend temporarily the duty on synthetic indigo powder.

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IN THE SENATE OF THE UNITED STATES

JUNE 6, 2006

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

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## A BILL

To suspend temporarily the duty on synthetic indigo powder.

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. SYNTHETIC INDIGO POWDER.**

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:

“	9902.39.13	Synthetic indigo powder; 3H-Indol-3-one, 2-(1,3-dihydro-3-oxo-2H-indol-2-ylidene)-1,2-dihydro- (CAS No. 482-89-3) (provided for in subheading 3204.15.10) .....	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 the enactment of this Act.

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