



## MEMORANDUM ON PROPOSED TARIFF LEGISLATION of the 112th Congress

Date approved

### I. Background

Bill number:

Sponsor name:

Sponsor state:

Interested entity:

Name

City

State

Other bills on product (112th Congress only):

Nature of bill:

Expiration date:

Current or previous chapter 99 heading:

Retroactive date:

CAS number (if applicable):

Industry analyst:

Telephone:

Tariff Affairs contact:

Telephone:

Note:

1. Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tariff\\_affairs/congress\\_reports/](http://www.usitc.gov/tariff_affairs/congress_reports/).
2. In regard to the country(ies) of origin listed in section III, this report focuses on dutiable imports and does not take into account any tariff preference programs or special rates of duty.

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

Acrylic staple fibers (polyacrylonitrile staple) containing 85 percent or more by weight of acrylonitrile units and 2 percent or more but not over 3 percent of water, colored, crimped, with an average decitex of 2.2 (plus or minus 10 percent) and fiber length of 45 mm (plus or minus 10 percent) (provided for in subheading 5503.30.00)

(If enacted, the tariff relief provided for in this bill would be available to any entity that imports the product that is covered by the bill.)

Description above compared with bill as introduced:

- Same  
 Different (see Technical Comments section)

## III. Other product information, including uses/applications and source(s) of imports

Such fibers are used to make fabrics with high ultraviolet resistance for marine and furniture applications. Imports are primarily from Turkey.

## IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	5503.30.00				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty (%) or percentage point reduction	4.3	4.3	4.3	4.3	4.3
Estimated value of <i>dutiable</i> imports (\$)	30,000,000	30,000,000	30,000,000	30,000,000	30,000,000
Customs revenue loss (\$)	1,290,000	1,290,000	1,290,000	1,290,000	1,290,000

Note: Customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ. Regarding the HTS subheading listed in the article description of the bill, the Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only U.S. Customs and Border Protection is authorized to issue a binding ruling on this matter. The Commission believes that Customs should be consulted prior to enactment of the bill.

Dutiable imports were based on (more than one may apply):

- Official statistics of the U.S. Department of Commerce  
 Provided by industry sources  
 Industry information  
 Commission estimates

Duty reduction notes:

- This bill is not a duty reduction  
 This bill is a temporary duty reduction. Rates are shown below.

Col.1-general duty rate (%)  Temporary rate (%)  Percentage point reduction (%)

## V. Technical comments

We note that the enactment of this bill and H.R. 4447, H.R. 4450, H.R. 4451, H.R. 4452, or H.R. 4453, or any combination thereof, would result in overlapping product coverage. This overlapping scope makes it impossible to estimate with any certainty the volume of imports or customs revenue lost under each bill. Section IV of this report estimates the value of dutiable imports and customs revenue lost per year should only this bill pass. The estimates do not contemplate the effect of overlapping product coverage.

This bill will extend heading 9902.40.17 which encompasses fibers that would also qualify under the new headings

proposed in H.R. 4452 and H.R. 4453. The article descriptions for the headings in those two bills contain the same language as heading 9902.40.17, plus additional criteria in reference to the tenacity of the fiber.

Heading 9902.40.17 also overlaps with fibers that would qualify under the proposed extension of heading 9902.40.10 in H.R. 4447, and the new headings proposed in H.R. 4450 and H.R. 4451. The article descriptions for the headings in those three bills contain the same language as heading 9902.40.10, but differ as to the length of the fiber. H.R. 4450 and H.R. 4451 have additional criteria in reference to the tenacity of the fiber. The bills overlap because the fiber length criterion has a range of + 10 percent.

## **VI. Continuation**

Other bills on product ... -- continued:

Bills on overlapping products include: H.R. 4446, H.R. 4450, H.R. 4451, H.R. 4452, and H.R. 4453 (Mr. Howard Coble, NC) (see technical comments section).

## VII. Contacts with domestic firms/organizations

	# Firm/organization and contact name	Telephone number	Claims same or competing product made in the United States	Submission attached	Opposition noted
1	Glen Raven, Inc. (Interested entity) John Coates	336-227-6211	No	No	No
2	American Fiber Manufacturers Association Frank Horne	404-266-0764	No	No	No
3	Coats North America Chris Smith	704-329-5800	No	No	No
4	Mitsui USA, Inc. Takeshi Buck Ogaku	212-878-4000	No	No	No
5	National Spinning Co., Inc. Jim Chesnutt	252-975-7218	No	No	No
6	Patrick Yarn Mills Gilbert Patrick	704-739-4119	No	No	No
7	Sterling Fibers, Inc. Suzie Allender	850-994-5311	No	No	No
8	Tuscarora Yarns, Inc. Joe S. McLester	704-436-6527	No	No	No

112TH CONGRESS  
2D SESSION

# H. R. 4447

To extend the temporary suspension of duty on certain acrylic staple fibers.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 19, 2012

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

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## A BILL

To extend the temporary suspension of duty on certain acrylic staple fibers.

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. CERTAIN ACRYLIC STAPLE FIBERS.**

4 (a) IN GENERAL.—Heading 9902.40.10 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 certain acrylic staple fibers) is amended by striking the  
7 date in the effective period column and inserting “12/31/  
8 2015”.

9 (b) EFFECTIVE DATE.—The amendment made by  
10 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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