



## 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)):**

Modacrylic staple fibers containing 35 percent or more but not over 85 percent by weight of acrylonitrile units and 2 percent or more but not over 3 percent of water, not pigmented (ecru), crimped, with an average decitex of 1.9 (plus or minus 10 percent) and fiber length of 51 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**

These fibers are used to make fire resistant yarns for industrial and military apparel. Imports are primarily from Japan.

**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 (\$)	1,500,000	1,600,000	1,700,000	1,800,000	1,900,000
Customs revenue loss (\$)	64,500	68,800	73,100	77,400	81,700

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**

None

**VI. Continuation**

Criteria specified in the article description of HTS heading 9902.40.05 overlap those specified for identical or very similar products in heading 9902.25.62, 9902.40.03, and 9902.40.09, making an accurate estimate of future imports under each such heading difficult.

## 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	National Spinning Co., Inc. (Interested entity) Jim Chesnutt	252-975-7218	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	Glen Raven, Inc. John Coates	336-227-6211	No	No	No
5	Mitsui USA, Inc. Takeshi Buck Ogaku	212-878-4000	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. 4542

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

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 24, 2012

Mr. JONES 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 modacrylic 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 MODACRYLIC STAPLE FIBERS.**

4 (a) IN GENERAL.—Heading 9902.40.05 of the Har-  
5 monized Tariff Schedule of the United States (relating to  
6 certain modacrylic staple fibers) is amended by striking  
7 “12/31/2012” and inserting “12/31/2015”.

8 (b) EFFECTIVE DATE.—The amendments made by  
9 subsection (a) apply with respect to goods entered, or

- 1 withdrawn from warehouse for consumption, on or after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

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