

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 108th Congress ¹**

[Date approved: August 27, 2004]²

Bill No. and sponsor: H.R. 4401 (Mrs. Myrick)

Proponent name, location: Ciba Specialty Chemicals, Tarrytown, NY.

Other bills on product (108th Congress only): None.

Nature of bill: Temporary duty suspension through 12/31/2007.

Retroactive effect: None.

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

Disperse blue 54 (a mixture of 9,10-anthracenedione, 1,8-dihydroxy-4-nitro-5-(phenylamino)- (CAS No. 20241-76-3) and 9,10-anthracenedione, 1,8-dihydroxy-4-nitro-8-(phenylamino)-) (CAS No. 3065-87-0) (provided for in subheading 3204.11.35)

Check one: Same as that in bill as introduced
 Different from that in bill as introduced (explain differences in Technical comments section)

Product information, including uses/applications and source(s) of imports:

The product is a synthetic organic dyestuff, used to color polyester fiber and fabric. It is imported from Switzerland.

¹ Industry analyst preparing report: Rob Randall (202-205-3366); Tariff Affairs contact: Dave Beck (202-205-2603).

² Access to an electronic copy of this memorandum is available at <http://www.usitc.gov/billrpts.htm> Access to a paper copy is available at the Commission's Law Library (202-205-3287) or at the Commission's Main Library (202-205-2630).

Estimated effect on customs revenue:

HTS subheading: 3204.11.3500					
 	2004	2005	2006	2007	2008
Col. 1-General rate of duty (AVE) <u>1/</u>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$540,000	\$540,000	\$540,000	\$540,000	\$540,000
Customs revenue loss	\$35,100	\$35,100	\$35,100	\$35,100	\$35,100

1/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

Source of estimated dutiable import data: Industry and Commission estimates.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Ciba Specialty Chemicals John Deming, 302/479-5152	7/8/2004	No	No	No
Alfa Aesar, div. of Johnson Matthey Marketing Mgr. Fax: 978/521-6366	7/22/2004	No	No	No
BASF, Functional Polymers Bus. Group Joseph Breunig, 704/587-7900	7/19/2004	No	No	No
Bayer Corporation, Karen Neidermeyer, 412/777-2058	7/19/2004	No	No	No
Burlington Bio-Medical & Scientific Co. Marketing Mgr. Fax: 631/694-9177	7/22/2004	No	No	No
Clariant Corporation, Ken Golder, 704/331-7086	7/19/2004	No	No	No

Day-Glo Corporation Richard Thornton, 216/391-7070	7/19/2004	No	No	No
Dystar L.P. Van Hawkins; 704/561-3020	7/19/04	No	No	No
ETAD Tucker Helms, PhD, 202/721-4154	7/19/2004	No	No	No
Everlight, USA, Inc., Scott Chen, 704/558-1004	7/19/2004	No	No	No
Fanwood Chemical Inc. Mr. V.M. (Jim) DiLisi, 908/322-8440	7/19/2004	No	No	No
Milliken Industries, Ray Saunders, 864/503-1618	7/19/2004	No	No	No
National Starch & Chemical Co. Marketing Mgr., Fax: 609/409-5699	7/22/2004	No	No	No
Passaic Color, John Wojciechowski, 973/279-0400	7/19/2004	No	No	No
Penta Manufacturing Co., Marketing Mgr., Fax: 973/740-1839	7/22/2004	No	No	No
Rohm and Haas, Steven Volger, 215/592-3425	7/19/2004	No	No	No
Seltzer Chemicals, Inc. Marketing Mgr., Fax: 760/438-0336	7/22/2004	No	No	No
Sensient Technologies Corp. Dan Victor, 314/286-7167	7/19/2004	No	No	No

Technical comments:³

The Commission recommends adding the Chemical Abstracts System (CAS) registry numbers and Colour Index name (Disperse blue 54) to the proposed article description.

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.

108TH CONGRESS
2D SESSION

H. R. 4401

To suspend temporarily the duty on 9,10-Anthracenedione, 1,8-dihydroxy-4-nitro-5-(phenylamino)-; 9,10-Anthracenedione, 1,5-dihydroxy-4-nitro-8-(phenylamino)-.

IN THE HOUSE OF REPRESENTATIVES

MAY 19, 2004

Mrs. MYRICK introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To suspend temporarily the duty on 9,10-Anthracenedione, 1,8-dihydroxy-4-nitro-5-(phenylamino)-; 9,10-Anthracenedione, 1,5-dihydroxy-4-nitro-8-(phenylamino)-.

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. TEMPORARY SUSPENSION OF DUTY.**

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:

“	9902.01.01	9,10-Anthracenedione, 1,8-dihydroxy-4-nitro-5-(phenylamino)-; 9,10-Anthracenedione, 1,5-dihydroxy-4-nitro-8-(phenylamino)- (CAS Nos. 20241-76-3 and 3065-87-0) (provided for in sub-heading 3204.11.35)	Free	Free	No change	12/31/07	”.
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1 (b) **EFFECTIVE DATE.**—The amendment made by
2 subsection (a) applies with respect to goods entered, or
3 withdrawn from warehouse for consumption, on or after
4 the 15th day after the date of the enactment of this Act.

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