

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: November 29, 2005]²

Bill No. and sponsor: H.R. 2774 (Mr. Wm. Lacy Clay of Missouri).

Proponent name, location: Sensient Technologies, St. Louis, MO.

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)):

Basic yellow 40 chloride based (CAS No. 29556-33-0) (provided for in subheading 3204.13.10).

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:

The subject product is a synthetic organic chemical used as a dye in the textile industry. It is imported from China and India.

Estimated effect on customs revenue:

HTS subheading: <u>3204.13.10</u>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$400,000	\$400,000	\$400,000	\$400,000	\$400,000
Customs revenue loss	\$26,000	\$26,000	\$26,000	\$26,000	\$26,000

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Robert Randall (202-205-3366); 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	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Sensient Technologies (Proponent) Jim DeLisi, Fax: 908-322-8494	10/7/2005	No	No	No
BASF Corporation Joseph C. Breunig, Fax: 704-587-7903	10/7/2005	No	No	No
Bayer Corporation Karen Niedermeyer, Fax: 412-777-7743	10/7/2005	No	No	No
Carey Industries, Inc. Raymond J. Carey, Fax: 203-791-2762	10/7/2005	No	No	No
Ciba Specialty Chemicals Corp. Michelle Forte, Fax: 914-785-4831	10/7/2005	No	No	No
Clariant Corporation Ken Golder Fax: 704-377-1063	10/7/2005	No	No	No
CMPA Larry Robinson, Fax: 703-684-1795	10/7/2005	No	No	No
Color Resources Int'l Inc. Wayne Jones, Fax: 864-862-6824	10/7/2005	No	No	No
Colorants & Textile Leather Chemicals Michael Strumpp, Fax: 973-426-3542	10/7/2005	No	No	No
ColorChem Steve Printz, Fax: 770-993-4780	10/7/2005	No	No	No
Day-Glo Michael Thornton, Fax: 216-391-1408	10/7/2005	No	No	No
DuPont Helen McMahon, Fax: 302-774-3980	10/7/2005	No	No	No
DyStar L.P. Van Hawkins, Fax: 704-561-3005	10/7/2005	No	No	No
ETAD Tucker Helms, Fax: 209-296-8120	10/7/2005	No	No	No

Everlight USA, Inc. Scott Chen, Fax: 704-588-0051	10/7/2005	No	No	No
Milliken Ray Sanders, Fax: 864-503-1618	10/7/2005	No	No	No
NFC John Dickson, Fax: 803-548-2683	10/7/2005	No	No	No
Noveon Tom Dirmyer, Fax: 214-415-6001	10/7/2005	No	No	No
Noviant Paul Schmidt, Fax: 513-841-4841	10/7/2005	No	No	No
Passaic Color John Wojciechowski, Fax: 973-279-3175	10/7/2005	No	No	No
Rohm & Haas Steven Volger, Fax: 215-592-2550	10/7/2005	No	No	No
United Color Tom Nowakowski, Fax: 215-860-8560	10/7/2005	No	No	No
Yorkshire Americas, Inc. Allen Hughes, Fax: 704-376-3091	10/7/2005	No	No	No

Technical comments:³ None.

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
1ST SESSION

H. R. 2774

To suspend temporarily the duty on basic yellow 40 chloride based.

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2005

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

A BILL

To suspend temporarily the duty on basic yellow 40 chloride based.

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. BASIC YELLOW 40 CHLORIDE BASED.**

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:

“	9902.05.70	Basic yellow 40 chloride based (CAS No. 29556-33-0) provided for in subheading 3204.13.10	Free	No change	No change	On or before 12/31/2009	”.
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1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of enactment of this Act.

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