

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: May 18, 2006]<sup>2</sup>

**Bill No. and sponsor:** H.R. 3288 (Mr. Michael Castle of Delaware).

**Proponent name, location:** Avecia Inc., Wilmington, DE.

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2008.

**Retroactive effect:** None.

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

Nickel [substituted naphthenyl azo] substituted triazole, sodium salt (PMN No. P-03-307) (provided for in subheading 3204.14.30).

**Check one:**      Same as that in bill as introduced.  
                   Different from that in bill as introduced (see Technical comments section).

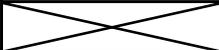
**Product information, including uses/applications and source(s) of imports:**

The subject product is a synthetic organic colorant that is used specifically in inkjet printing. The subject product is imported from the United Kingdom. The proponent, Avecia Inc., reports that a majority of the subject product is re-exported after U.S. processing, thereby qualifying for drawback.

<sup>1</sup> Industry analyst preparing report: Jeff Clark (202-205-3318); 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).

**Estimated effect on customs revenue:**

<b>HTS subheading: 3204.14.30</b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$10,800,000	\$10,800,000	\$10,800,000	\$10,800,000	\$10,800,000
Customs revenue loss 1/	\$142,000	\$142,000	\$142,000	\$142,000	\$142,000

1/ The estimated Customs revenue loss has been reduced by \$560,000 for each year because Avecia, the proponent company, estimates that that is the amount of Customs duties that will be refunded as drawback when a majority of the subject product is re-exported.  
Source of estimated dutiable import data: Industry 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)		
Avecia, Inc. (Proponent) Gregory Kurey, 302-477-8201 Mike Gill, 202-508-8843	10/28/2005 11/14/2005 11/18/2005 11/21/2005 11/28/2005	No	No	No
BASF Corp., Functional Polymers Group Joseph Breunig, Fax: 704-587-7903	11/18/2005	No	No	No
Bayer Corp. Karen Niedermeyer, 412-777-2058	11/18/2005	No	No	No
Ciba Specialty Chemicals Corp. John Deming, 302-479-5499	11/18/2005	No	No	No
Clariant Corporation Andrew Zamoyski, 401-823-2230	11/18/2005	No	No	No
ColorChem Steve Printz, Fax: 770-993-4780	11/18/2005	No	No	No
Color Resources International, Inc. Wayne Jones, Fax: 864-862-6824	11/18/2005	No	No	No

CPMA Larry Robinson, Fax: 703-684-1795	11/18/2005	No	No	No
Day-Glo Richard Thornton, Fax: 216-391-1408	11/18/2005	No	No	No
DyStar L.P. Van Hawkins, Fax: 704-561-3005	11/18/2005	No	No	No
ETAD Tucker Helms, Fax: 202-296-8120	11/18/2005	No	No	No
Everlight USA, Inc. Scott Chen, Fax: 704-588-0051	11/18/2005	No	No	No
Fanwood Chemical Jim DeLisi, 908-322-8440	11/18/2005	No	No	No
LANXESS Jamie Schaeffer, 412-809-3666	11/18/2005	No	No	No
Milliken Ray Sanders, Fax: 864-503-1618	11/18/2005	No	No	No
NFC John Dickson, Fax: 803-548-2683	11/18/2005	No	No	No
Noveon Tom Dirmyer, Fax: 216-447-5720	11/18/2005	No	No	No
Passaic Color John Wojciechowski, Fax: 973-279-3175	11/18/2005	No	No	No
Rohm & Haas Steven Volger, Fax: 215-592-2550	11/18/2005	No	No	No
United Color Tom Nowakowski, Fax: 215-860-8560	11/18/2005	No	No	No

**Technical comments:**<sup>3</sup>

In order to facilitate the effective administration of this duty suspension by Customs and Border Protection, the Commission suggests that the proponent provide a more specific article description that includes a valid chemical name and a CAS registry number.

<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  
1ST SESSION

# H. R. 3288

To suspend temporarily the duty on pro-jet magenta M700.

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IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2005

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

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## A BILL

To suspend temporarily the duty on pro-jet magenta M700.

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. PRO-JET MAGENTA M700.**

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:

“	9902.13.05	Nickel [substituted naphthyl azo] substituted triazole, sodium salt (PMN No. P-03-307) (provided for in subheading 3204.14.30) ..	Free	No change	No change	On or before 12/31/2008	”.
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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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