

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: August 10, 2006]<sup>2</sup>

**Bill No. and sponsor:** S. 2931 (Mr. Thomas R. Carper of Delaware).

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

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

**Nature of bill:** Extension of existing temporary duty suspension through December 31, 2009.

**Retroactive effect:** None.

**Article description (including appropriate HTS classification):**

2-[[4-Chloro-6-[[8-hydroxy-3,6-disulfonate-7-[(1-sulfo-2-naphthalenyl)azo]-1-naphthalenyl]amino]-1,3,5-triazin-2-yl]amino]-5-sulfobenzoic acid, sodium/lithium salts (Magenta 3B-OA stage) (CAS No. 12237-00-2) (provided for in subheading 3204.16.30).

**Check one:**  Same as in the HTS heading in the bill as introduced.  
 Different from the HTS heading in the bill (see Technical comments).

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

The subject product is a synthetic organic chemical that is used as a proprietary ink-jet colorant that delivers unique performance characteristics to ink-jet printer inks. The subject product is imported from the United Kingdom.

**Estimated effect on customs revenue:**

HTS subheading: <b>3204.16.30</b>					
	2006	2007	2008	2009	2010
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$330,000	\$330,000	\$330,000	\$330,000	\$330,000
Customs revenue loss 1/	\$21,450	\$21,450	\$21,450	\$21,450	\$21,450

1/ The estimated Customs revenue loss for 2006 reflects the existing duty suspension under HTS heading 9902.04.28 that expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

<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).

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

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Avecia Inc. (Proponent) Mike Gill, 202-508-8843	06/29/2006	No	No	No
Abbott Laboratories Elaine Leavenworth, Fax: 202-783-6631	06/29/2006	No	No	No
American Chemistry Council Jim O'Connor, Fax: 703-741-6922	06/29/2006	No	No	No
BASF Corp., Functional Polymers Group Cenan Ozmeral, Fax: 704-587-7903	06/29/2006	No	No	No
Bayer Corp. Karen Niedermeyer, 412-777-2058	06/29/2006	No	No	No
Biddle Sawyer Corp. William Thonack, Fax: 212-239-1089	06/29/2006	No	No	No
Ciba Specialty Chemicals Corp. John Deming, 302-479-5499	06/29/2006	No	No	No
Clariant Corporation Andrew Zamoyiski, 202-415-9159	06/29/2006	No	No	No
ColorChem Steve Printz, Fax: 770-993-4780	06/29/2006	No	No	No
Color Resources International, Inc. Wayne Jones, Fax: 864-862-6824	06/29/2006	No	No	No
CPMA Larry Robinson, Fax: 703-684-1795	06/29/2006	No	No	No
Day-Glo Richard Thornton, Fax: 216-391-1408	06/29/2006	No	No	No
Dupont Helen McMahon, Fax: 302-355-2994	06/29/2006	No	No	No
DyStar L.P. Van Hawkins, Fax: 704-561-3005	06/29/2006	No	No	No
Eastman Chemical Jorge San Pedro, Fax: 703-524-7707	06/29/2006	No	No	No
ETAD Tucker Helms, Fax: 202-296-8120	06/29/2006	No	No	No
Everlight USA, Inc. Scott Chen, Fax: 704-588-0051	06/29/2006	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
Fanwood Chemical Jim DeLisi, 908-322-8440	06/29/2006	No	No	No
Honeywell International Art Simonetti, Fax: 202-662-2675	06/29/2006	No	No	No
LANXESS Jamie Schaeffer, 412-809-3666	06/29/2006	No	No	No
Milliken Ray Sanders, Fax: 864-503-1618	06/29/2006	No	No	No
Monsanto Linda Strachan, Fax: 202-789-1867 Michael Parrish, Fax: 202-789-1867	06/29/2006	No	No	No
NFC John Dickson, Fax: 803-548-2683	06/29/2006	No	No	No
Noveon Tom Dirmyer, Fax: 216-447-5720	06/29/2006	No	No	No
Passaic Color John Wojciechowski, Fax: 973-279-3175	06/29/2006	No	No	No
Rhodia Dominick Cangiana, Fax: 609-860-2256	06/29/2006	No	No	No
Rohm & Haas Steven Volger, Fax: 215-592-2550	06/29/2006	No	No	No
Solutia Sue Cannon, Fax: 314-674-1585	06/29/2006	No	No	No
Uniroyal Chemical Lloyd Moon, Fax: 203-573-4430	06/29/2006	No	No	No
United Color Tom Nowakowski, Fax: 215-860-8560	06/29/2006	No	No	No

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

The Commission suggests that the article description of heading 9902.04.28 be amended by adding the common name, “(Magenta 3B-OA stage)”.

<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.

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 2931

To extend temporarily the suspension of duty on Magenta 3B–OA Stage.

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IN THE SENATE OF THE UNITED STATES

MAY 23, 2006

Mr. CARPER introduced the following bill; which was read twice and referred  
to the Committee on Finance

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## A BILL

To extend temporarily the suspension of duty on Magenta  
3B–OA Stage.

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. MAGENTA 3B–OA STAGE.**

4       (a) **IN GENERAL.**—Heading 9902.04.28 of the Har-  
5       monized Tariff Schedule of the United States (relating to  
6       Magenta 3B–OA Stage) is amended by striking “12/31/  
7       2006” and inserting “12/31/2009”.

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 enactment of this Act.

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