



## 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)):**

Acrylic fiber tow containing 98 percent or more by weight of acrylonitrile units, 2 percent or more but not more than 4 percent of water, and not more than 30 ppm of sodium, the foregoing consisting of up to 3 sub-bundles each containing 50,000 filaments (plus or minus 10 percent) and with average filament measuring 1.2 decitex (plus or minus 0.1 decitex) (provided for in subheading 5501.30.00)

(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**

The subject products are used to make carbon fibers for sporting goods, structural reinforcement, cement systems, and flooring. Imports are primarily from Japan and Germany. Opposition to this bill is noted below in the Contacts table.

**IV. Estimated effect on customs revenue**

Subject product HTS subheading(s)	5501.30.00				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty (%) or percentage point reduction	7.5	7.5	7.5	7.5	7.5
Estimated value of <i>dutiable</i> imports (\$)	2,000,000	2,100,000	2,200,000	2,300,000	2,400,000
Customs revenue loss (\$)	150,000	157,500	165,000	172,500	180,000

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**

The article description has been modified for greater clarity and for conformity with other headings.

**VI. Continuation**

## 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	SGL Carbon Fibers, LLC (Interested entity) Scott Carlton	704-593-5195	No	No	No
2	American Fiber Manufacturers Association Frank Horne	404-266-0764	No	No	No
3	American Manufacturing Trade Action Coalition Sara Beatty	202-452-0866	No	No	No
4	Hexcel Corporation Tom Haulik	864-868-4289	Yes	Yes	Yes
5	National Council of Textile Organizations Mike Hubbard	704-215-4540	No	No	No
6	Sterling Fibers, Inc. Suzie Allender	850-994-5311	No	No	No
7	Toho Tenax America, Inc. Rob Klawonn	865-354-5512	No	No	No
8	Toray Carbon Fibers, Inc. Greg Clemons	256-260-1004	No	No	No
9	Zoltek Zsolt Rummy	314-291-5110	No	Yes	Yes

112TH CONGRESS  
2D SESSION

# H. R. 5161

To suspend temporarily the duty on certain acrylic fiber tow.

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IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2012

Mrs. LUMMIS 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 certain acrylic fiber  
tow.

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 ACRYLIC FIBER TOW.**

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:

“	9902.01.00	Acrylic fiber tow containing 98 percent or more by weight of acrylonitrile units, 2 percent or more but not more than 4 percent of water, and not more than 30 ppm sodium, the foregoing consisting of up to 3 sub-bundles each containing 50,000 filaments and with average filament measuring 1.2 decitex (plus or minus 0.1) (provided for in sub-heading 5501.30.00) .....	Free	No change	No change	On or before 12/31/2015	”.
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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 the enactment of this Act.

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