

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: November 8, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2503 (Mr. Jim McCrery of Louisiana)

**Proponent name, location:** BASF Corporation, Florham Park, NJ.

**Other bills on product (109<sup>th</sup> Congress only):** H.R. 1895.

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

**Retroactive effect:** None.

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

3-(3-5, dichlorophenyl)-*N*-(1-methylethyl)-2,4-dioxo-1-imidazolidinecarboxamide (Iprodione) (CAS No. 36734-19-7) (provided for in subheading 2933.21.00)

**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:**

This product (Iprodione), a synthetic organic product, is the active ingredient in a formulated fungicide that provides protection for cotton seeds, peanuts, potatoes, vegetables, and fruits. The product is imported from China, India, Japan, and France.

<sup>1</sup> Industry analyst preparing report: Jack Greenblatt (202-205-3353); 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: 2933.21.00</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	\$11,089,865	\$11,089,865	\$11,089,865	\$11,089,865	\$11,089,865
Customs revenue loss <sup>1/</sup>	\$720,841	\$720,841	\$720,841	\$720,841	\$720,841

1/ A portion of the estimated revenue loss for 2005 and 2006 results from a temporary duty reduction to 4.1 percent ad valorem that is provided in heading 9902.01.51, which expires on December 31, 2006. 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)	
BASF Corporation (Proponent) Tom Coleman Tel: 202-289-3900	9/20/2005	No	No	No
Bayer CropScience William Hensley FAX: 202-628-6622	9/29/2005	No	No	No
Atofina Cerex Charles Kitchin FAX: 703-527-2092	9/29/2005	No	No	No
Crop Life America Lawrence Norton FAX: 202-463-0474	9/29/2005	No	No	No
Dow Chemical/Dow Agro Science Lisa Schroeter FAX: 202-429-3467	9/29/2005	No	No	No
E.I. DuPont Nancy Johnson FAX: 202-728-3649	9/29/2005	No	No	No
FMC Corp. Jerry Prout FAX: 202-956-5235	9/29/2005	No	No	No
Monsanto Corp. Michael Parrish FAX: 202-789-1867	9/29/2005	No	No	No
Syngenta Mike Blythe FAX: 336-632-6084	9/29/2005	No	No	No

LANXESS Corp. James Schaeffer FAX: 412-809-3614	9/29/2005	No	No	No
Valent USA Robin Demouth FAX: 925-256-2776	9/29/2005	No	No	No

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

The Commission notes that the bill would modify HTS heading 9902.01.51, which provides a temporary duty reduction for the subject chemical, so that the heading would provide a temporary duty suspension for the chemical. In HTS heading 9902.01.51, the current, temporary rate of duty is 4.1 percent ad valorem, yet line 7 of the bill incorrectly refers to a rate of “4.9%”. The Commission suggests that line 7 of the bill be amended to insert “4.1%” in lieu of “4.9%”. In addition, the word “free” in line 7 of the bill should be capitalized.

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<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  
1<sup>ST</sup> SESSION

# H. R. 2503

To suspend the duty on Iprodione.

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IN THE HOUSE OF REPRESENTATIVES

MAY 19, 2005

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

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## A BILL

To suspend the duty on Iprodione.

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. IPRODIONE.**

4       (a) IN GENERAL.—Heading 9902.01.51 of the Har-  
5       monized Tariff Schedule of the United States (relating to  
6       Iprodione) is amended—

7               (1) by striking “4.9%” and inserting “free”;

8       and

9               (2) by striking “12/31/2006” and inserting  
10       “12/31/2008”.

11       (b) EFFECTIVE DATE.—The amendment made by  
12       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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