

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. 2613 (Mr. Lee Terry of Nebraska).

Proponent name, location: Syngenta Crop Protection, Inc, Greensboro, NC.

Other bills on product (109th 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)):

Mixtures of 2-[1-(ethoxyimino)propyl]-3-hydroxy-5-(2,4,6-trimethylphenyl)-2-cyclohexen-1-one (tralkoxydim) (CAS No. 87820-88-0) and application adjuvants (provided for in subheading 3808.30.15)

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:

Herbicides containing tralkoxydim formulations, imported from Canada and the United Kingdom, are used to control grass weeds in wheat and barley. Tralkoxydim formulations from Canada are not eligible for NAFTA duty preference because the Tralkoxydim technical which is imported from the United Kingdom represents greater than 50 percent of the formulation cost.

Estimated effect on customs revenue:

HTS subheading: <u>3808.30.15</u>					
	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	\$3,546,554	\$3,209,664	\$3,338,051	\$3,471,573	\$3,471,573
Customs revenue loss	\$230,526	\$208,628	\$216,973	\$225,652	\$225,652

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Jack Greenblatt (202-205-3353); 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)		
Syngenta Crop Protection, Inc (Proponent) Dawn Stump Tel: 202-347-8348	09/29/2005	No	No	No
Atofina Cerex Charles Kitchin Fax: 703-527-2092	10/07/2005	No	No	No
BASF Greg Thies Fax: 202-558-5101	10/07/2005	No	No	No
Bayer CropScience William Hensley Fax: 202-628-6622	10/07/2005	No	No	No
Crop Life America Lawrence Norton Fax: 202-463-0474	10/07/2005	No	No	No
Dow Chemical/Dow Agro Science Lisa Schroeter Fax: 202-429-3467	10/07/2005	No	No	No
DuPont Nancy Johnson Fax: 202-728-3649	10/07/2005	No	No	No
FMC Corp. Jerry Prout Fax: 202-956-5235	10/07/2005	No	No	No
LANXESS Corp. James Schaeffer Fax: 412-809-3614	10/07/2005	No	No	No
Monsanto Corp. Michael Parrish Fax: 202-789-1867	10/07/2005	No	No	No
Valent USA Robin Demouth Fax: 925-256-2776	10/07/2005	No	No	No

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used because it is simpler.

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. 2613

To suspend temporarily the duty on Formulations of Tralkoxydim.

IN THE HOUSE OF REPRESENTATIVES

MAY 24, 2005

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

A BILL

To suspend temporarily the duty on Formulations of
Tralkoxydim.

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. FORMULATIONS OF TRALKOXYDIM.**

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:

“	9902.90.17	Formulations of Tralkoxydim which include Tralkoxydim Technical 2-Cyclohexen-1-one,2-[1-(ethoxyimino)propyl]-3-hydroxy-5(2,4,6-trimethylphenyl)-(9C1) (CAS No. 87820-88-0) (provided for in subheading 3808.30.15)	Free	No change	No change	On or before 12/31/2008	”.
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1 (b) **EFFECTIVE DATE.**—The amendment made by
2 subsection (a) applies with respect to goods entered, or
3 withdrawn from warehouse for consumption, on or after
4 the 15th day after the date of the enactment of this Act.

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