

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: March 14, 2006]²

Bill No. and sponsor: H.R. 2785 (Mrs. Nancy Johnson of Connecticut).

Proponent name, location: Chemtura, Middlebury, CT.

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)):

(+)-Tetrahydrofurfuryl)-(R)-2-[4-(6-chloroquinoxalin-2-yloxy)phenoxy]propionate (Quizalofop p-
tefuryl) (CAS No. 119738-06-6) (provided for in subheading 2934.99.15) and any formulations
containing such compound (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:

The subject product is a synthetic organic chemical used as a post-emergence herbicide to eliminate a wide range of annual and perennial grass weeds. The subject product is imported from Austria.

Estimated effect on customs revenue:

Total Estimated Revenue loss for this Bill					
	2005	2006	2007	2008	2009
Customs revenue loss	\$3,250	\$3,250	\$3,250	\$3,250	\$3,250

Source of estimated dutiable import data: Industry estimates.

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

HTS subheading: <u>2934.99.15</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	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000
Customs revenue loss	\$325	\$325	\$325	\$325	\$325

Source of estimated dutiable import data: Industry estimates.

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	\$45,000	\$45,000	\$45,000	\$45,000	\$45,000
Customs revenue loss	\$2,925	\$2,925	\$2,925	\$2,925	\$2,925

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?
Chemtura (Proponent) Carly Seymour, 202-463-8493	10/05/2005 10/11/2005 10/14/2005 11/23/2005	No	No	No
AtoFina Cerex Charles Kitchin, Fax: 703-527-2092	10/18/2005	No	No	No
BASF Corp. Greg Thies, 202-904-2332	10/18/2005	No	No	No
Bayer Corporate Services Karen Niedermeyer, 412-777-2058	10/18/2005	No	No	No

Bayer CropScience Will Hensley, 202-756-3781	10/18/2005	No	No	No
Crop Life America Lawrence Norton, Fax: 202-463-0474	10/18/2005	No	No	No
Dow Agro Science Margaret Rogers, Fax: 202-429-3467	10/18/2005	No	No	No
Du Pont Elaine Olsen, 302-992-2263	10/18/2005	No	No	No
FMC Corp. Jerry Prout, 202-956-5219	10/18/2005	No	No	No
LANXESS Jamie Schaeffer, Fax: 412-809-3666	10/18/2005	No	No	No
Monsanto Corp. Linda Strachan, 202-383-2849	10/18/2005	No	No	No
Syngenta Crop Protection Mike Blythe, 336-632-6000	10/18/2005	No	No	No
Valent USA Robin Demouth, 925-256-2758	10/18/2005	No	No	No

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to provide the common insecticide name in parentheses with the chemical name. The Commission also suggests that the words “No change” be inserted in lieu of the word “Free” in the Special rate of duty column.

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. 2785

To suspend temporarily the duty on Pantera Technical.

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2005

Mrs. JOHNSON of Connecticut introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To suspend temporarily the duty on Pantera Technical.

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. PANTERA TECHNICAL.**

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:

“	9902.05.95	(+/-)-tetrahydrofurfuryl-(R)-2-[4-(6-chloroquinoxalin-2-yloxy)phenoxy] propanoate (CAS No. 119738-06-6) (provided for in subheading 2934.99.15) and any mixtures containing such compound (provided for in subheading 3808.30.15)	Free	Free	No change	On or before 12/31/2008	”.
---	------------	---	------	------	-----------	-------------------------	----

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 enactment of this Act.

○