

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: December 16, 2005]²

Bill No. and sponsor: H.R. 2908 (Mr. Sanford D. Bishop, Jr. of Georgia).

Proponent name, location: DuPont, Valdosta, GA.

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)):

Formulations of 3-(3,4-dichlorophenyl)-1,1-dimethylurea (Diuron) (CAS No. 330-54-1) 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:

The subject products are herbicide formulations. These products are used for weed control on corn, soybeans, and certain vegetables. The products are imported from Israel, Germany, Hungary, and Brazil.

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	\$5,400,000	\$6,900,000	\$7,400,000	\$7,500,000	\$7,600,000
Customs revenue loss	\$351,000	\$448,500	\$481,000	\$487,500	\$494,000

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Philip Stone (202-205-3424); 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)		
DuPont (Proponent) Sharee Lawler, 202-728-3664	10/17/2005	No	No	No
AtoFina Cerex Charles Kitchin, Fax: 703-527-2092	10/18/2005	No	No	No
BASF Corporation Greg Thies, Fax: 202-558-5101	10/18/2005	No	No	No
Bayer Corporation Karen L. Niedermeyer, Fax: 412-777-4740	10/18/2005	No	No	No
Crop Life America Lawrence Norton, Fax: 202-463-0474	10/18/2005	No	No	No
Dow Agro Science Lisa Schroeter, Fax: 202-429-3467	10/18/2005	No	No	No
FMC Jerry Prout, Fax: 202-956-5235	10/18/2005	No	No	No
LANXESS Corporation Jamie B. Schaeffer, Fax: 412-809-3614	10/18/2005	No	No	No
Monsanto Corporation Michael Parrish, Fax: 202-789-1867 Linda Strachan, Fax: 202-789-1867	10/18/2005	No	No	No
Syngenta Mike Blythe, Fax: 336-632-6084	10/18/2005	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	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 simpler language denoting formulations of the chemical product, and to include the common industry name in parentheses after the chemical name.

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. 2908

To suspend temporarily the duty on diuron.

IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2005

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

A BILL

To suspend temporarily the duty on diuron.

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. DIURON.**

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:

“	9902.05.70	formulated product(s) containing mixtures of the active ingredient [3-(3,4-dichlorophenyl)-1,1-dimethylurea] and application adjuvants (CAS No. 330-54-1) (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 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.

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