

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: August 26, 2005]²

Bill No. and sponsor: H.R. 1893 (Mr. Cleaver)

Proponent name, location: Bayer CropScience
Washington, D.C. 20004

Other bills on product (109th Congress only): H.R. 1826

Nature of bill: Renewal of temporary duty provision through December 31, 2008.

Retroactive effect: None.

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

Heading 9902.01.56 is amended by striking "12/31/2006" and inserting "12/31/2008".

Check one: Same as that in bill as introduced
 Different from that in bill as introduced (explain differences in Technical
 comments section)

Product information, including uses/applications and source(s) of imports:

The subject compound is a synthetic organic chemical intermediate used to produce a pesticide, prothioconazole. This pesticide is used to control leaf and head diseases on wheat and barley and to suppress mycotoxins in the grain. Prothioconazole can also be used on peanuts to control foliar and soilborne diseases.

The subject compound is imported from China, Belgium, Germany, and Japan. There are no competing imports and no other known importers of the subject product.

There is no known production of this chemical in the United States.

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

Estimated effect on customs revenue:

HTS subheading: <u>2903.69.80</u>					
 	2005	2006	2007	2008	2009
Col. 1-General rate of duty (AVE) ^{1/}	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports	\$1,115,000	\$1,115,000	\$1,115,000	\$1,115,000	\$1,115,000
Customs revenue loss	\$61,325	\$61,325	\$61,325	\$61,325	\$61,325

^{1/} The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

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)		
Bayer CropScience (proponent) Will Hensley, 202-756-3781	7/12/2005	No	No	No
Dow AgroSciences Lisa Schroeder, 202-429-3400	7/12/2005	No	No	No
E. I. du Pont Elaine Olsen, 302-992-2263	7/12/2005	No	No	No
FMC Corp. Jerry Prout, 202-956-5200	7/12/2005	No	No	No
Monsanto Corp. Linda Strachan, 202-783-2460	7/12/2005	No	No	No
Syngenta Mike Blythe, 336-632-6000	7/12/2005	No	No	No

Technical comments:³ None.

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. 1893

To extend the temporary suspension of duty on 2-Chlorobenzyl chloride.

IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2005

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

A BILL

To extend the temporary suspension of duty on 2-
Chlorobenzyl chloride.

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. 2-CHLOROBENZYL CHLORIDE.**

4 (a) IN GENERAL.—Heading 9902.01.56 of the Har-
5 monized Tariff Schedule of the United States is amended
6 by striking “12/31/2006” and inserting “12/31/2008”.

7 (b) EFFECTIVE DATE.—The amendment made by
8 subsection (a) applies to goods entered, or withdrawn from
9 warehouse for consumption, on or after the 15th day after
10 the date of enactment of this Act.