

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. 1894 (Mr. Cleaver).

Proponent name, location: Bayer Crop Science
Washington, DC, 20004

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)):

2-(1,1-Dimethylethyl)-5-hydroxypyrimidine sodium salt (CAS No. 146237-62-9) (provided for in subheading 2933.59.70)

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 chemical is an active ingredient in a broad-spectrum soil insecticide that controls major corn insect pests including corn rootworm, cutworm, wireworm and white grub. The chemical is imported from China.

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

Estimated effect on customs revenue:

HTS subheading: <u>2933.59.70</u>					
 	2005	2006	2007	2008	2009
Col. 1-General rate of duty (AVE) <u>1/</u>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$7,612,708	\$7,612,708	\$7,612,708	\$7,612,708	\$7,612,708
Customs revenue loss	\$494,826	\$494,826	\$494,826	\$494,826	\$494,826

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 Crop Science (proponent) Mike Gill Tel: 202-508-8843	7/14/2005	No	No	No
AtoFina Cerexagri Charles Kitchin Fax: 703- 527- 2092	7/14/2005	No	No	No
Aventis Jean Rimers Fax: 202- 628- 6622	7/14/2005	No	No	No
BASF Corp Greg Theis Fax: 202- 682- 9459	7/14/2005	No	No	No
Crop Life America Lawrence Norton Fax: 202- 463 0474	7/14/2005	No	No	No
Dow Agro Science Margaret Rogers Fax: 202-429-3467	7/14/2005	No	No	No
E.I. duPont Elaine Olsen Fax: 302- 892- 7343	7/14/2005	No	No	No
FMC Corp Jerry Prout. Fax: 202- 956- 5235	7/14/2005	No	No	No

Syngenta. Mike Blythe Fax: 336- 632- 6084	7/14/2005	No	No	No
Valent USA. Robin Demouth Fax: 925- 256- 2776	7/14/2005	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. 1894

To suspend temporarily the duty on NaHP.

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 suspend temporarily the duty on NaHP.

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. NAHP.**

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:

“	9902.05.88	2-(1,1-dimethylethyl)-5-hydroxypyrimidine sodium salt (CAS No. 146237-62-9) (provided for in sub-heading 2933.59.70)	Free	No change	No change	On or before 12/31/2008	”.
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8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of enactment of this Act.

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