

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress <sup>1</sup>**

[Date approved: March 14, 2006]<sup>2</sup>

**Bill No. and sponsor:** H.R. 1966 (Mr. Richard H. Baker of Louisiana).

**Proponent name, location:** Syngenta Crop Protection, St. Gabriel, LA

**Other bills on product (109<sup>th</sup> 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)):**

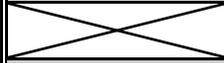
2-Bromo-1,3-diethyl-5-methylbenzene (DEMBB) (CAS No. 314084-61-2) (provided for in subheading 2903.69.80)

**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 that is used as an intermediate in the production of an active ingredient in herbicides for post-emergence grass weed control in wheat and barley. The proponent imports this product from China.

**Estimated effect on customs revenue:**

<b>HTS subheading: <u>2903.69.80</u></b>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports	\$1,350,000	\$1,350,000	\$1,400,000	\$1,450,000	\$1,500,000
Customs revenue loss	\$74,250	\$74,250	\$77,000	\$79,750	\$82,500

Source of estimated dutiable import data: Industry and Commission estimates.

<sup>1</sup> Industry analyst preparing report: Eric Land (202-205-3349); Tariff Affairs contact: Dave Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](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 (Proponent) Dawn Stump Email: <a href="mailto:dawn.stump@syngenta.com">dawn.stump@syngenta.com</a> Mike Blythe Fax: 336-632-6084	8/16/2005 8/29/2005	No	No	No
AtoFina Cerexagri Charles Kitchin Fax: 703-527-2092	8/29/2005	No	No	No
BASF Corp. Greg Thies Fax: 202-558-5101	8/29/2005	No	No	No
Bayer CropScience Williams Hensley Fax: 202-628-6622	8/29/2005	No	No	No
Crop Life America Lawrence Norton Fax: 202-463-0474	8/29/2005	No	No	No
Dow Agro Science Lisa Schroeter Fax: 202-429-3467	8/29/2005	No	No	No
E.I. DuPont Nancy Johnson Fax: 202-728-3649 Elaine Olson Fax: 302-892-7343 Helen McMahon Fax: 302-774-1398	8/29/2005	No	No	No
FMC Corp. Jerry Prout Fax: 202-956-5235	8/29/2005	No	No	No
Monsanto Corp. Michael Parrish Fax: 202-789-1867 Linda Strachan Fax: 202-789-1867	8/29/2005	No	No	No
Valent USA Robin Demouth Fax: 925-256-2776	8/29/2005	No	No	No

**Technical comments:**<sup>3</sup>

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

<sup>3</sup> 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.

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1966

To suspend temporarily the duty on DEMBB Distilled-ISO Tank.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 28, 2005

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

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## A BILL

To suspend temporarily the duty on DEMBB Distilled-ISO Tank.

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. DEMBB DISTILLED—ISO TANK.**

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:

“	9902.07.04	DEMBB Distilled which contains Pinoxaden Technical - Propanoic acid, 2,2-dimethyl-,8-(2,6-diethyl-4-methylphenyl)-1,2,4,5-tetrahydro-7-oxo-7H-pyrazolo[1,2-d][1,4,5]oxadiazepin-9-yl ester (CAS No. 314084-61-2) (provided for in sub-heading 2903.69.80) .....	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 the enactment of this Act.

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