

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: November 8, 2005]²

Bill No. and sponsor: H.R. 2394 (Mr. Jim Costa of California).

Proponent name, location: Bayer CropScience, Washington, DC.

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)):

2,2-Dimethylbutanoic acid, 3-(2,4-dichlorophenyl)-2-oxo-1-oxaspiro(4.5)dec-3-en-4-yl ester (Spirodiclofen) (CAS No. 148477-71-8) (provided for in subheading 2932.29.10).

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, imported from Germany, is used in an insecticide to control mites in citrus crops.

Estimated effect on customs revenue:

HTS subheading: <u>2932.29.10</u>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$746,235	\$746,235	\$746,235	\$746,235	\$746,235
Customs revenue loss	\$48,505	\$48,505	\$48,505	\$48,505	\$48,505

Source of estimated dutiable import data: Industry estimates.

Contacts with domestic firms/organizations (including the proponent):

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.

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Bayer CropScience (proponent) Mike Gill 202-508-8843	9/14/2005	No	No	No
Atofina Cerex Charles Kitchin : 703-527-2092	9/12/2005	No	No	No
Crop Life America Lawrence Norton : 202-463-0474	9/12/2005	No	No	No
Dow Chemical/Dow Agro Science Lisa Schroeter : 202-429-3467	9/12/2005	No	No	No
E.I. DuPont Nancy Johnson : 202-728-3649	9/12/2005	No	No	No
FMC Corp. Jerry Prout : 202-956-5235	9/12/2005	No	No	No
Monsanto Corp. Michael Parrish : 202-789-1867	9/12/2005	No	No	No
Syngenta Mike Blythe : 336-632-6084	9/12/2005	No	No	No
Valent USA Robin Demouth : 925-256-2776	9/12/2005	No	No	No
LANXESS Corp. James Schaeffer : 412-809-3614	9/12/2005	No	No	No
BASF Corp. Greg Thies : 202-558-5101	9/12/2005	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. 2394

To suspend temporarily the duty on Spirodiclofen.

IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2005

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

A BILL

To suspend temporarily the duty on Spirodiclofen.

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. SPIRODICLOFEN.**

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:

“	9902.09.01	2,2-Dimethylbutanoic acid, 3-(2,4-dichlorophenyl)-2- oxo-1-oxaspiro(4.5)dec-3-en- 4-yl ester (Spirodiclofen) (CAS No. 148477-71-8) (provided for in subheading 2932.29.10)	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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