

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: November 4, 2005]<sup>2</sup>

**Bill No. and sponsor:** H.R. 2405 (Mr. Gene Green of Texas).

**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 until 12/31/2008.

**Retroactive effect:** None.

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

4-Chloro-*N*-[2-[3-methoxy-4-(2-propynyloxy)phenyl]ethyl]- $\alpha$ -(2-propynyloxy)benzeneacetamide (Mandipropamid) (CAS No. 374726-62-2) (provided for in subheading 2924.29.47).

**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, also known as mandipropamid. It is a new fungicide active ingredient that will be used to formulate agricultural crop application fungicides to better control late blight on potatoes and downy blight on a variety of crops. This chemical will be imported from France. There are no imports of this new fungicide anticipated before 2008.

**Estimated effect on customs revenue:**

HTS subheading: <u>2924.29.47</u>					
	2005	2006	2007	2008	2009
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$0 <u>1/</u>	\$0 <u>1/</u>	\$0 <u>1/</u>	\$5,000,000	\$9,500,000
Customs revenue loss	\$0	\$0	\$0	\$325,000	\$617,500

1/ There are no imports of this new fungicide anticipated before 2008.

Source of estimated dutiable import data: Industry estimates.

<sup>1</sup> Industry analyst preparing report: Robert Randall (202-205-3366); Tariff Affairs contact: David 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, 202-347-7772	9/6/2005	No	No	No
AtoFina Cerex Charles Kitchin, FAX: 703-527-2092	9/7/2005	No	No	No
Aventis Jean Reimers, FAX: 202-628-6622	9/7/2005	No	No	No
BASF Corp. Greg Thies, FAX: 202-558-5101	9/7/2005	No	No	No
Bayer Corporate Services Karen Niedermeyer, FAX: 412-777-4700	9/7/2005	No	No	No
Crop Life America Lisa Schroeter, FAX: 202-463-0474	9/7/2005	No	No	No
Dow Agro Sciences Margaret Rogers, FAX: 202-429-3467	9/7/2005	No	No	No
E.I. DuPont Nancy Johnson, FAX: 202-728-3649 Elaine Olsen, FAX: 302-992-2263	9/7/2005	No	No	No
FMC Corp. Jerry Prout, FAX: 202-956-5235	9/7/2005	No	No	No
Griffin Corp. James Whatley, FAX: 800-248-5154	9/7/2005	No	No	No
LANXESS Corp. Jamie B. Schaeffer, FAX: 412-809-3614	9/7/2005	No	No	No
Monsanto Corp. Michael Parrish, FAX: 202-789-1867 Linda Strachan, FAX: 202-789-1867	9/7/2005	No	No	No
Valent USA Robin Demouth, FAX: 925) 246-2776	9/7/2005	No	No	No

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

<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.

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to provide the common industry name in parentheses and to italicize indicated nitrogen.

109TH CONGRESS  
1ST SESSION

# H. R. 2405

To suspend temporarily the duty on NOA 466510 Technical.

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IN THE HOUSE OF REPRESENTATIVES

MAY 17, 2005

Mr. GENE GREEN of Texas 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 NOA 466510 Technical.

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. NOA 466510 TECHNICAL.**

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:

“	9902.09.24	4-chloro-N-[2-[3-methoxy-4-(2-propyloxy)phenyl]ethyl]- $\alpha$ -(2-propyloxy)benzeneacetamide (CAS No. 374726-62-2) (provided for in subheading 2924.29.47) .....	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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