

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: May 12, 2006]<sup>2</sup>

**Bill No. and sponsor:** H.R. 3247 (Mr. Steve Buyer of Indiana).

**Proponent name, location:** Dow Agrosiences LLC, Indianapolis, IN.

**Other bills on product (109<sup>th</sup> Congress only):** None.

**Nature of bill:** Extension of temporary duty suspension through December 31, 2008.

**Retroactive effect:** None.

**Article description(s) (including appropriate HTS classification(s)):**

Mixed cis and trans isomers of 1,3-dichloropropene (CAS No. 10061-02-6) (provided for in subheading 2903.29.00).

**Check one:**     Same as in the HTS heading(s) in the bill as introduced.  
                   Different from the HTS heading(s) in the bill (see Technical comments).

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

The subject product is used both as a soil fumigant for nematodes and as a component in certain soil fumigant mixtures. The subject product is imported from Germany.

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<sup>1</sup> Industry analyst preparing report: Larry Johnson (202-205-3351); 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).

**Estimated effect on customs revenue:**

<b>HTS subheading: 2903.29.00</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	\$1,200,000	\$1,200,000	\$1,200,000	\$1,200,000	\$1,200,000
Customs revenue loss <sup>1/</sup>	\$66,000	\$66,000	\$66,000	\$66,000	\$66,000

<sup>1/</sup> The estimated Customs revenue loss data for 2005 and 2006 reflect the existing duty suspension under HTS heading 9902.02.93 that expires on December 31, 2006.

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)		
Dow Agrosciences LLC (Proponent) Max Turnipseed, 225-338-0310 John Hong, 317-337-4410	11/07/2005	No	No	No
Abbott Elaine Leavenworth, Fax: 202-783-6631	11/14/2005	No	No	No
American Chemistry Council Jim O'Connor Fax: 703-741-6922	11/14/2005	No	No	No
Atofina Cerex Charles Kitchin, Fax: 703-527-2092	11/14/2005	No	No	No
BASF Greg Thies, Fax: 202-558-5101	11/14/2005	No	No	No
Bayer CropScience William Hensley, Fax: 202-628-6622 Karen Niedermeyer, Fax: 412-777-4740	11/14/2005	No	No	No
Biddle Sawyer William Thonack, Fax: 212-239-1089	11/14/2005	No	No	No

Ciba Specialty Chemicals John Deming, Fax: 302-479-5152	11/14/2005	No	No	No
Clariant Corp. Andrew Zamoyski, Fax: 401-823-2700	11/14/2005	No	No	No
Crop Life America Lawrence Norton, Fax: 202-463-0474	11/14/2005	No	No	No
DuPont Nancy Johnson, Fax: 202-728-3649	11/14/2005	No	No	No
Eastman Chemical Greg Riddle, Fax: 703-524-7707	11/14/2005	No	No	No
FMC Corp. Jerry Prout, Fax: 202-956-5235	11/14/2005	No	No	No
Honeywell International Art Simonetti, Fax: 202-662-2675	11/14/2005	No	No	No
LANXESS Corp. James Schaeffer, Fax: 412-809-3614	11/14/2005	No	No	No
Monsanto Corp. Michael Parrish, Fax: 202-789-1867 Linda Strachan, Fax: 202-789-1867	11/14/2005	No	No	No
Noveon Tom Dirmyer, Fax: 216-447-5720	11/14/2005	No	No	No
Rhodia Dominick Cangiana, Fax: 609-860-1841	11/14/2005	No	No	No
Solutia Corp. Dan Jenkins, Fax: 314-674-1585	11/14/2005	No	No	No
Syngenta Dawn Stump, 202-347-7772	11/14/2005	No	No	No
Uniroyal Chemical Co. Lloyd Moon, Fax: 203-573-4430	11/14/2005	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	11/14/2005	No	No	No

**Technical comments:**<sup>3</sup> None.

<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. 3247

To extend the temporary suspension of duty on mixed isomers of 1,3-dichloropropene.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 12, 2005

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

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## A BILL

To extend the temporary suspension of duty on mixed isomers of 1,3-dichloropropene.

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. MIXED ISOMERS OF 1,3-DICHLOROPROPENE.**

4       (a) IN GENERAL.—Heading 9902.02.93 of the Har-  
5       monized Tariff Schedule of the United States (relating to  
6       mixed isomers of 1,3-dichloropropene) is amended by  
7       striking “12/31/2006” and inserting “12/31/2008”.

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 the enactment of this Act.

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