

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: June 7, 2006]²

Bill No. and sponsor: H.R. 3342 (Mr. William Jefferson of Louisiana).

Proponent name, location: Bayer CropScience, Kansas City, MO.

Other bills on product (109th Congress only): None.

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

Retroactive effect: None.

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

2-Ethoxy-2,3-dihydro-3,3-dimethyl-5-benzofuranylmethanesulfonate (Ethofumesate) (CAS No. 26225-79-6) in bulk or mixed with application adjuvants (provided for in subheading 2932.99.08 or 3808.30.15)

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:

Ethofumesate is a synthetic organic chemical that is used as a preemergence herbicide in formulations to control a variety of weeds that grow among sugar beets. Bayer imports the subject product from the United Kingdom.

Estimated effect on customs revenue:

Total Revenue Loss for this Bill					
	2005	2006	2007	2008	2009
 					
Customs revenue loss ^{1/}	\$195,000	\$195,000	\$195,000	\$195,000	\$195,000

^{1/} The estimated Customs revenue loss data for 2005 and 2006 reflect the existing duty suspension under heading 9902.05.19 that expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Philip Stone (202-205-3424); 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.

HTS subheading: 2932.99.08					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$3,000,000	\$3,000,000	\$3,000,000	\$3,000,000	\$3,000,000
Customs revenue loss <u>1/</u>	\$195,000	\$195,000	\$195,000	\$195,000	\$195,000

1/ The estimated Customs revenue loss data for 2005 and 2006 reflect the existing duty suspension under heading 9902.05.19 that expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

HTS subheading: 3808.30.15					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports <u>1/</u>	\$0	\$0	\$0	\$0	\$0
Customs revenue loss <u>2/</u>	\$0	\$0	\$0	\$0	\$0

1/ The proponent does not currently have plans to import packaged formulations.

2/ This product is eligible for duty-free treatment under heading 9902.05.19 through December 31, 2006.

Source of estimated dutiable import data: Commission 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 CropScience (Proponent) Will Hensley, 202-756-3781 Karen L. Niedermeyer, Fax: 412-777-4740	11/14/2005	No	No	No
AtoFina Cerex Charles Kitchin, Fax: 703-527-2092	11/14/2005	No	No	No
BASF Corporation Greg Thies, Fax: 202-558-5101	11/14/2005	No	No	No

Crop Life America Lawrence Norton, Fax: 202-463-0474	11/14/2005	No	No	No
Dow Agro Science Lisa Schroeter, Fax: 202-429-3467	11/14/2005	No	No	No
DuPont Helen McMahon, Fax: 302-355-2944	11/14/2005	No	No	No
FMC Jerry Prout, Fax: 202-956-5235	11/14/2005	No	No	No
LANXESS Corporation Jamie B. Schaeffer, Fax: 412-809-3614	11/14/2005	No	No	No
Monsanto Corporation Michael Parrish, Fax: 202-789-1867	11/14/2005	No	No	No
Syngenta Mike Blythe, Fax: 336-632-6084	11/14/2005	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	11/14/2005	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. 3342

To extend the temporary suspension of duty on ethofumesate.

IN THE HOUSE OF REPRESENTATIVES

JULY 19, 2005

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

A BILL

To extend the temporary suspension of duty on ethofumesate.

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. ETHOFUMESATE.**

4 (a) IN GENERAL.—Heading 9902.05.19 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 ethofumesate) is amended by striking “12/31/2006” and
7 inserting “12/31/2008”.

8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from
10 warehouse for consumption, on or after the 15th day after
11 the date of enactment of this Act.