

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: June 1, 2006]²

Bill No. and sponsor: H.R. 3611 (Mr. Curt Weldon of Pennsylvania).

Proponent name, location: Arkema Inc., Philadelphia, PA.

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)):

4,4'-*o*-Phenylenebis-(3-thioallophanic acid), dimethyl ester (Thiophanate methyl) (CAS No. 23564-05-8) (provided for in subheading 2930.90.10).

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 is a synthetic organic fungicide, which is formulated with chemical adjuvants and used on crops and turf ornamentals. The subject product is imported from China and Japan.

Estimated effect on customs revenue:

HTS subheading: <u>2930.90.10</u>					
	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	\$4,500,000	\$4,500,000	\$4,500,000	\$4,500,000	\$4,500,000
Customs revenue loss 1/	\$292,500	\$292,500	\$292,500	\$292,500	\$292,500

1/ The estimated Customs revenue loss data for 2005 and 2006 reflect the existing duty suspension under heading 9902.03.77 that expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Stephen Wanser (202-205-3363); 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.

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?
Arkema Inc. (Proponent) Charles Kitchin, Fax: 703-527-2092	9/12/2005	No	No	No
BASF Corp. Greg Thies, Fax: 202-558-5101	9/12/2005	No	No	No
Bayer CropScience Mike Gill, 202-508-8843	9/12/2005	No	No	No
Crop Life America Lawrence Norton, Fax: 202-463-0474	9/12/2005	No	No	No
Dow Chemical/Dow AgroScience Max Turnipseed 225-338-0310	9/12/2005	No	No	No
Du Pont Nancy Johnson, Fax: 202-728-3649	9/12/2005	No	No	No
FMC Corp. Jerry Prout, Fax: 202-956-5235	9/12/2005	No	No	No
LANXESS Corp. James Schaeffer, Fax: 412-809-3614	9/12/2005	No	No	No
Monsanto Corp. Michael Parrish, Fax: 202-789-1867	9/12/2005	No	No	No
Syngenta Mike Blythe, Fax: 336-632-6084	9/20/2005	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	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. 3611

To extend the temporary suspension of duty on thiophanate methyl.

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2005

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

A BILL

To extend the temporary suspension of duty on thiophanate methyl.

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. THIOPHANATE METHYL.**

4 (a) **IN GENERAL.**—Heading 9902.03.77 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 thiophanate methyl) is amended by striking “12/31/2006”
7 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 enactment of this Act.

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