

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 111th Congress¹**

[Date approved: July 9, 2010]²

Bill No. and sponsor: S. 2574 (Mr. Christopher S. Bond of Missouri).

Proponent name,³ location: BASF Corporation, Florham Park, NJ.

Other bills on product (111th Congress only): None.

Nature of bill: Temporary duty reduction through December 31, 2011.

Retroactive effect: None.

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

Ethyl [4-chloro-2-fluoro-5-[[[[methyl(1-methylethyl)amino]sulfonyl]amino]carbonyl]phenyl] carbamate (CAS No. 874909-61-2) (provided for in subheading 2929.90.15).

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:

The subject product is a raw material that is used in the production of an herbicide that is used on a variety of crops and turf grasses. The product will be imported from China and India.⁴

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://www.usitc.gov/tariff_affairs/congress_reports/.

³ The sponsor/proponent did not identify any additional beneficiaries of this bill.

⁴ Although India is a designated beneficiary of the Generalized System of Preferences (GSP), imports of the subject product are eligible for duty-free treatment under the GSP program only if they are imported from countries that are designated as least-developed beneficiary developing countries, and India has not been designated as a least-developed beneficiary developing country.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 2929.90.15:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports ^a	\$35,000,000	\$35,000,000	\$35,000,000	\$50,000,000	\$50,000,000
Customs revenue loss ^{b c}	\$525,000	\$525,000	\$525,000	\$750,000	\$750,000

a/ Dutiable import estimates were provided by industry sources.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

c/ The estimated customs revenue loss is based on a temporary reduction of the general rate of duty from 6.5 percent ad valorem to 5 percent ad valorem, a reduction of 1.5 percentage points.

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

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
BASF Corporation (Proponent) Greg Thies, gregory.thies@basf.com	01/25/2010	No	No	No
Albaugh, Inc. Stuart Feldstein, stuartf@albaughinc.com	01/26/2010	No	No	No
Arkema Brian Sowa, brian@strategicmi.com	01/26/2010	No	No	No
Bayer CropScience William Hensley, william.hensley@bayercropscience.com	01/26/2010	No	No	No
Chemtura Matt Mattingley, matt@mattingleygroup.com	01/26/2010	No	No	No
Dow AgroSciences Max Turnipseed, mctint@att.net	01/26/2010	No	No	No
Dupont Elaine M. Olsen, elaine.m.olsen@usa.dupont.com	01/26/2010	No	No	No
Monsanto James K. Travis, james.k.travis@monsanto.com	01/26/2010	No	No	No
Nufarm Emily Lawson, emily@jrjtradelaw.com	01/26/2010	No	No	No
Valent Robin Demouth, robin.demouth@valent.com	01/26/2010	No	No	No

Technical comments:⁵ None.

⁵ 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.

111TH CONGRESS
1ST SESSION

S. 2574

To reduce temporarily the duty on Ethyl [4-chloro-2-fluoro-5-[[[[methyl(1-methylethyl)amino]sulfonyl]amino]carbonyl]phenyl] carbamate.

IN THE SENATE OF THE UNITED STATES

OCTOBER 30, 2009

Mr. BOND introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To reduce temporarily the duty on Ethyl [4-chloro-2-fluoro-5-[[[[methyl(1-methylethyl)amino]sulfonyl]amino]carbonyl]phenyl] carbamate.

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. ETHYL [4-CHLORO-2-FLUORO-5-[[[[METHYL(1-**
4 **METHYLETHYL)AMINO]**
5 **SULFONYL]AMINO]CARBONYL]PHENYL] CAR-**
6 **BAMATE.**

7 (a) IN GENERAL.—Subchapter II of chapter 99 of
8 the Harmonized Tariff Schedule of the United States is

1 amended by inserting in numerical sequence the following
 2 new heading:

“ 9902.01.00	Ethyl [4-chloro-2-fluoro-5- [[[methyl(1- methylethyl)amino]sulfonyl] amino]carbonyl]phenyl] ear- bamate (CAS No. 874909- 61-2) (provided for in sub- heading 2929.90.15)	5%	No change	No change	On or before 12/31/2011	”.
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3 (b) EFFECTIVE DATE.—The amendment made by
 4 subsection (a) applies to goods entered, or withdrawn from
 5 warehouse for consumption, on or after the 15th day after
 6 the date of the enactment of this Act.

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