

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. 2575 (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 suspension through December 31, 2011.

Retroactive effect: None.

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

Ethyl 3-amino-4,4,4-trifluorocrotonate (CAS No. 372-29-2) (provided for in subheading 2922.49.80).

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. The product is imported from China, India,⁴ and Switzerland.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 2922.49.80:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty					
Col. 1-General rate of duty	3.7%	3.7%	3.7%	3.7%	3.7%
Estimated value <i>dutiable</i> imports ^a	\$3,000,000	\$3,000,000	\$3,000,000	\$4,000,000	\$4,000,000
Customs revenue loss ^b	\$111,000	\$111,000	\$111,000	\$148,000	\$148,000

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.

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 Imports of the subject product from India are eligible for duty-free treatment under the Generalized System of Preferences.

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?
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

The Commission staff recommends that the article description on page 1 of this report be used in the proposed heading to correct the spelling of the chemical name.

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. 2575

To suspend temporarily the duty on Ethyl 3-amino-4,4,4-trifluorocrotonate.

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 suspend temporarily the duty on Ethyl 3-amino-4,4,4-trifluorocrotonate.

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 3-AMINO-4,4,4-TRIFLUOROCROTONATE.**

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:

“	9902.01.00	Ethyl 3-amino-4,4,4-trifluorocrotonate (CAS No. 372-29-2) (provided for in subheading 2922.49.80)	Free	No change	No change	On or before 12/31/2011	”.
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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 the enactment of this Act.

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