

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: May 22, 2010]²

Bill No. and sponsor: S. 2680 (Mr. Richard Burr of North Carolina).

Proponent name,³ location: Chemtura Corp., Middlebury, CT.

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

Nature of bill: Extension of temporary duty suspension through December 31, 2011.⁴

Retroactive effect: None.

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

Butralin (CAS No. 33629-47-9) (Benzenamine, 4-(1,1-dimethylethyl)-N- (1-methylpropyl)-2,6-dintro-) (provided for in subheading 2921.43.90).

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 chemical that is used as a pre-emergent selective herbicide and plant growth regulator. It is used to control broadleaf weeds and grasses in beans, cotton, rice, and soybeans, and to control the growth of suckers on tobacco. The product is imported from France as a technical material and used in formulated products that are packaged for sale.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 2921.43.90:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports ^a	\$800,000	\$800,000	\$800,000	\$800,000	\$800,000
Customs revenue loss ^b	\$52,000	\$52,000	\$52,000	\$52,000	\$52,000

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: Elizabeth R. Nesbitt (202-205-3355); 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 Heading 9902.12.01 expired on December 31, 2009.

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?
Chemtura Corp. (Proponent) Lloyd N. Moon, lloyd.moon@chemtura.com	11/30/2009	No	No	No
3M Company Megan Ivory Carr, mmivory@mmm.com	11/30/2009	No	No	No
BASF Corporation Gregory A. Thies, gregory.thies@basf.com	11/30/2009	No	No	No
Bayer Corporation Karen Niedermeyer, karen.niedermeyer.b@bayer.com	11/30/2009	No	No	No
Ciba Specialty Chemicals Michelle Forte, Michelle.Forte@cibasc.com	11/30/2009	No	No	No
Daikin America Inc. Gary Stanitis, gstanitis@daikin-america.com	11/30/2009	No	No	No
Dow Chemical Co. Lisa Schroeter, LMSchroeter@dow.com Max Turnipseed, mctint@att.net	11/30/2009	No	No	No
Dupont Elaine M. Olsen, Elaine.M.Olsen@USA.dupont.com	11/30/2009	No	No	No
Evonik Industries AG Russell Mait, russell.mait@evonik.com	11/30/2009	No	No	No
Fanwood Chemical Inc. V. M. (Jim) DeLisi, JdeLisi@fanwoodchemical.com	11/30/2009	No	No	No
Freudenberg-NOK Ronald Guest, rsg@fnacc.com	11/30/2009	No	No	No
Monsanto Company Michael Parrish, Michael.Parrish@monsanto.com	11/30/2009	No	No	No
Solutia Inc. Bob Hurley, Rhurley@TheAccordGroup.com Kassie Wooton, KDWoot@solutia.com	11/30/2009 12/01/2009	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. 2680

To extend temporarily the suspension of duty on Butralin.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 2, 2009

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

A BILL

To extend temporarily the suspension of duty on Butralin.

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. BUTRALIN.**

4 (a) IN GENERAL.—Heading 9902.12.01 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 Butralin) is amended by striking the date in the effective
7 column period and inserting “12/31/2011”.

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 the enactment of this Act.