

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: August 2, 2006]²

Bill No. and sponsor: S. 2530 (Mr. James M. Talent of Missouri).

Proponent name, location: Bayer CropScience, St. Louis, MO.

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

Nature of bill: Temporary duty suspension through December 31, 2009.

Retroactive effect: None.

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

4-Methyl-5-n-propoxy-2,4-dihydro-1,2,4-triazol-3-one (CAS No. 145027-96-9) (provided for in subheading 2933.99.97).

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 chemical is a synthetic organic chemical that is used in a formulation as a post-emergence herbicide product for winter wheat. The subject product is imported from Germany.

Estimated effect on customs revenue:

HTS subheading: <u>2933.99.97</u>					
	2006	2007	2008	2009	2010
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	\$1,100,000	\$1,100,000	\$1,100,000	\$1,100,000	\$1,100,000
Customs revenue loss	\$71,500	\$71,500	\$71,500	\$71,500	\$71,500

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.

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?
Bayer CropScience (Proponent) Mike Gill, 202-508-8843 Karen L. Niedermeyer, Fax: 412-777-4740	05/09/2006	No	No	No
BASF Greg Thies, Fax: 202-558-5101	05/09/2006	No	No	No
Crop Life America Lawrence Norton, Fax: 202-463-0474	05/09/2006	No	No	No
Dow AgroScience Max Turnipseed, Fax: 225-383-0590 Lisa Schroeter, Fax: 202-429-3467	05/09/2006	No	No	No
DuPont Helen McMahon, Fax: 302-355-2994	05/09/2006	No	No	No
FMC Jerry Prout, Fax: 202-956-5235	05/09/2006	No	No	No
LANXESS Corporation Jamie B. Schaeffer, Fax: 412-809-3614	05/09/2006	No	No	No
Monsanto Corporation Michael Parrish, Fax: 202-789-1867 Linda Strachan, Fax: 202-789-1867	05/09/2006	No	No	No
Syngenta Mike Blythe, Fax: 336-632-6084 Dawn Stomp, Fax: 202-347-7772	05/09/2006	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	05/09/2006	No	No	No

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used in the proposed new heading in order to provide the correct HTS classification.

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
2^D SESSION

S. 2530

To suspend temporarily the duty on 4-Methyl-5-n-propoxy-2,4-dihydro-1,2,4-triazol-3-one.

IN THE SENATE OF THE UNITED STATES

APRIL 5, 2006

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

A BILL

To suspend temporarily the duty on 4-Methyl-5-n-propoxy-2,4-dihydro-1,2,4-triazol-3-one.

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. 4-METHYL-5-N-PROPOXY-2,4-DIHYDRO-1,2,4-**
4 **TRIAZOL-3-ONE.**

5 (a) IN GENERAL.—Subchapter II of chapter 99 of
6 the Harmonized Tariff Schedule of the United States is
7 amended by inserting in numerical sequence the following
8 new heading:

“	9902.38.25	4-Methyl-5-n-propoxy-2,4-dihydro-1,2,4-triazol-3-one (CAS No. 145027-96-9) (provided for in subheading 3824.90.28)	Free	No change	No change	On or before 12/31/2009	”.
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1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies with respect to goods entered, or
3 withdrawn from warehouse for consumption, on or after
4 the 15th day after the date of the enactment of this Act.

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