MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress

(Date approved: August 26, 2005)

Bill No. and sponsor: HR. 1880, Mr. Cleaver.

Proponent name, location: BayerCropScience
                          St. Louis, MO 63111

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


Retroactive effect: None.

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

2,4-Dichloroaniline (CAS No. 554–00–7) (provided for in subheading 2921.42.18).

Check one: X Same as that in bill as introduced
          ___ Different from that in bill as introduced (explain differences in Technical
          comments section)

Product information, including uses/applications and source(s) of imports:

2,4-Dichloroaniline is a synthetic organic chemical used in the manufacture of a harvest aid defoliant for
  cotton. U.S. imports of this chemical are primarily from Germany, and Bayer CropScience is the
  principle importer. There are no known domestic producers of the chemical. Several companies market
  similar products in the U.S. that compete with this chemical.
## Estimated effect on customs revenue:

<table>
<thead>
<tr>
<th>HTS subheading: 2921.42.18</th>
<th>2005</th>
<th>2006</th>
<th>2007</th>
<th>2008</th>
<th>2009</th>
</tr>
</thead>
<tbody>
<tr>
<td>Col. 1-General rate of duty (AVE)</td>
<td>5.8%</td>
<td>5.8%</td>
<td>5.8%</td>
<td>5.8%</td>
<td>5.8%</td>
</tr>
<tr>
<td>Estimated value of dutiable imports</td>
<td>$615,894</td>
<td>$615,894</td>
<td>$615,894</td>
<td>$615,894</td>
<td>$615,894</td>
</tr>
</tbody>
</table>

1/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

2/ Revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.01.82.

Source of estimated dutiable import data: Industry estimates.

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

<table>
<thead>
<tr>
<th>Name of firm/organization</th>
<th>Date contacted</th>
<th>US production of same or competitive product claimed?</th>
<th>Submission attached?</th>
<th>Opposition noted?</th>
</tr>
</thead>
<tbody>
<tr>
<td>AtoFina Cerex Charles Kitchin, Fax: (703) 527-2092</td>
<td>7/11/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Aventis Jean Reimers, Fax: (202) 628-6622</td>
<td>7/11/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>BASF Corporation Greg Theis, Fax: (202) 558-5101</td>
<td>7/11/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Bayer CropScience Will Hensley, Fax: (202) 628-6662</td>
<td>7/11/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Crop Life America Lawrence Norton, Fax: (202) 463-0474</td>
<td>7/11/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Dow Agro Science Margaret Rogers, Fax: (202) 429-3467</td>
<td>7/11/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>E.I. duPont Elaine Olsen, Fax: (302) 992-2263</td>
<td>7/11/2005</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
</tbody>
</table>
Technical comments:

There is already an existing duty suspension on this chemical under heading 9902.01.82 through December 31, 2006. The Commission suggests that this bill be re-written to amend heading 9902.01.82 by striking the effective date and inserting “12/31/2008” in lieu thereof.

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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.
H. R. 1880

To suspend temporarily the duty on 2,4-Dichloroaniline.

IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2005

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

A BILL

To suspend temporarily the duty on 2,4-Dichloroaniline.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. 2,4-DICHLOROANILINE.

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

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9902.05.74 2,4-Dichloroaniline (CAS No. 554–00–7) (provided for in subheading 2921.42.18) . . . Free No change No change On or before 12/31/2008 . . .
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(b) EFFECTIVE DATE.—The amendment made by subsection (a) applies to goods entered, or withdrawn from
warehouse for consumption, on or after the 15th day after
the date of enactment of this Act.