

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: October 5, 2005]²

Bill No. and sponsor: H.R. 1907 (Mr. Bob Etheridge of North Carolina)

Proponent name, location: Bayer CropScience, Research Triangle Park, NC 27709

Other bills on product (109th Congress only): H.R. 2252, H.R. 2615.

Nature of bill: Temporary duty suspension through December 31, 2008.

Retroactive effect: None.

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

(3-Phenoxyphenyl)methyl 3-(2,2-dichloroethenyl)-2,2-dimethylcyclopropanecarboxylate (Permethrin)
(CAS No. 52645-53-1) (provided for in subheading 2916.20.50).

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:

Permethrin is a synthetic organic chemical used as an insecticide to control pests on numerous crops and in other areas. Formulations with permethrin are used in the mosquito control market as well as the household market. This product is imported from India and China as a technical material and then formulated and packaged for sale.

¹ Industry analyst preparing report: Ed Cappuccilli (202-205-3368); 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.

Estimated effect on customs revenue:

HTS subheading: 2916.20.50					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	3.7%	3.7%	3.7%	3.7%	3.7%
Estimated value <i>dutiable</i> imports	\$8,700,000	\$8,700,000	\$8,700,000	\$8,700,000	\$8,700,000
Customs revenue loss	\$321,900	\$321,900	\$321,900	\$321,900	\$321,900

Source of estimated dutiable import data: Industry and Commission estimates.

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

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Bayer CropScience (Proponent) William Hensley 202-756-3781	8/16/2005	No	No	No
AtoFina Cerexagri Charles Kitchin Fax: 703-527-2092	8/16/2005	No	No	No
BASF Corp. Greg Thies Fax: 202-682-9459	8/16/2005	No	No	No
Crop Life America Lawrence Norton Fax: 202-463-0474	8/16/2005	No	No	No
Dow/Dow AgroScience Lisa Schroeter Fax: 202-429-3467	8/16/2005	No	No	No
E.I. duPont Elaine Olsen Fax: 302-774-1398	8/16/2005	No	No	No
FMC Sidney McDaniel Fax:215-299-6954	8/16/2005	No	No	No
FMC Corp. Jerry Prout Fax: 202-956-5235	8/16/2005	No	No	No

Griffin Corp. James Whatley Fax: 800-248-5154	8/16/2005	No	No	No
Griffin Corp. Stephen Glennon Fax: 800-248-5154	8/16/2005	No	No	No
Syngenta Mike Blythe Fax: 336-632-6084	8/16/2005	No	No	No
Valent USA Robin Demouth Fax:925-256-2776	8/16/2005	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 correct spacing and hyphenation in the chemical name.

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
1ST SESSION

H. R. 1907

To suspend temporarily the duty on Permethrin.

IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2005

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

A BILL

To suspend temporarily the duty on Permethrin.

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. PERMETHRIN.**

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:

“	9902.04.45	3- Phenoxybenzy- l(1RS,3RS;1RS,SR) -3-(2,2- dichlorovinyl) -2,2dimethylcyclopropane carboxylate (Permethrin) (CAS No. 52645-53-1) (provided for in subheading 2916.20.50)	Free	No change	No change	On or before 12/31/2008	”.
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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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