

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: November 29, 2005]²

Bill No. and sponsor: H.R. 2615 (Mr. Lee Terry of Nebraska).

Proponent name, location: Syngenta Crop Protection, Inc., Greensboro, NC.

Other bills on product (109th Congress only): H.R. 2252, H.R. 2506, and H.R. 1907.

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:

The subject product is a synthetic organic chemical used as an insecticide. It is imported from India and China.

Estimated effect on customs revenue:

HTS subheading: <u>2916.20.50</u>					
	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	\$11,200,000	\$11,200,000	\$11,200,000	\$11,200,000	\$11,200,000
Customs revenue loss	\$414,400	\$414,400	\$414,400	\$414,400	\$414,400

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

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.

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)		
Syngenta Crop Protection, Inc. (Proponent) Dawn Stump 202-347-7772 Mike Blythe Fax:336-632-6084	8/24/2005	No	No	No
AtoFina Cerexagri Charles Kitchin Fax: 703-527-2092	10/04/2005	No	No	No
Bayer CropScience Karen L. Niedermeyer, Fax: 412-777-4740 William Hensley Fax: 202-628-6622	10/04/2005	No	No	No
BASF Corp. Greg Thies Fax: 202-558-5101	10/04/2005	No	No	No
Crop Life America Lawrence Norton Fax: 202-463-0474	10/04/2005	No	No	No
Dow AgroScience Lisa Schroeter Fax: 202-429-3467	10/04/2005	No	No	No
DuPont Helen McMahon Fax: 302-774-1398	10/04/2005	No	No	No
FMC Sidney McDaniel Fax:215-299-6954	10/04/2005	No	No	No
Griffin Corp. Stephen Glennon Fax: 800-248-5154 James Whatley Fax: 800-248-5154	10/04/2005	No	No	No
Lanxess Corp. Jamie B. Schaeffer Fax: 412-809-3614	10/04/2005	No	No	No
Monsanto Corp. Linda Strachan Fax: 202-789-1867 Michael Parrish Fax: 202-789-1867	10/04/2005	No	No	No
Syngenta Mike Blythe Fax: 336-632-6084	10/04/2005	No	No	No
Valent USA Robin Demouth Fax:925-256-2776	10/04/2005	No	No	No

Technical comments:³

The Commission suggests that the article description on page 1 of this report be used in the proposed heading in order to provide the same nomenclature as on previously introduced bills. The Commission also notes that a single bill should be produced from the 4 similar bills H.R. 1907, H.R. 2252, H.R. 2506, and H.R. 2615 that would provided a temporary duty suspension for Permethrin.

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. 2615

To suspend temporarily the duty on Permethrin Technical.

IN THE HOUSE OF REPRESENTATIVES

MAY 24, 2005

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

A BILL

To suspend temporarily the duty on Permethrin Technical.

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 TECHNICAL.**

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:

“	9902.90.21	Permethrin Technical - (3-phenoxyphenyl) methyl(+/-)cis/trans-3-(2,2-dichloro vinyl)-2,2-dimethylcyclopropanecarboxylate (CAS No. 52645-53-1) (provided for in sub-heading 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 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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