

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: December 16, 2005]²

Bill No. and sponsor: H.R. 2915 (Mr. Michael Castle of Delaware).

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

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

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-[3-(4'-Bromo[1,1'-biphenyl]-4-yl)-1,2,3,4-tetrahydro-1-naphthalenyl]-4-hydroxy-2H-1-benzopyran-2-one (Brodifacoum) (CAS No. 56073-10-0) (provided for in subheading 2932.29.10).

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 in rodenticides. It is imported from the United Kingdom.

Estimated effect on customs revenue:

| HTS subheading: <u>2932.29.10</u> | | | | | |
|---|-----------|-----------|-----------|-----------|-----------|
| | 2005 | 2006 | 2007 | 2008 | 2009 |
| 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 | \$500,000 | \$650,000 | \$700,000 | \$750,000 | \$150,000 |
| Customs revenue loss | \$32,500 | \$42,250 | \$45,500 | \$48,750 | \$9,750 |

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Jeff Clark (202-205-3318); 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? |
|---|--|---|----------------------|-------------------|
| | | | | |
| Syngenta Crop Protection (Proponent) Mike Blythe, 336-632-6000 Dawn Stump, 202-347-7772 | 10/05/2005 10/06/2005 10/19/2005 | No | No | No |
| AtoFina Cerex Charles Kitchin, Fax: 703-527-2092 | 10/19/2005 | No | No | No |
| BASF Corp. Greg Thies, 202-904-2332 | 10/19/2005 | No | No | No |
| Bayer Corporate Services Karen Niedermeyer, 412-777-2058 | 10/19/2005 | No | No | No |
| Bayer CropScience Will Hensley, 202-756-3781 | 10/19/2005 | No | No | No |
| Crop Life America Lawrence Norton, Fax: 202-463-0474 | 10/19/2005 | No | No | No |
| Dow Agro Science Lisa Schroeter, Fax: 202-429-3467 | 10/19/2005 | No | No | No |
| DuPont Elaine Olsen, 302-992-2263 | 10/19/2005 | No | No | No |
| FMC Corp. Jerry Prout, 202-956-5219 | 10/19/2005 | No | No | No |
| LANXESS Jamie Schaeffer, Fax: 412-809-3666 | 10/19/2005 | No | No | No |
| Monsanto Corp. Linda Strachan, 202-383-2849 | 10/19/2005 | No | No | No |
| Valent USA Robin Demouth, 925-256-2758 | 10/19/2005 | 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 provide the common industry name in parentheses after 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. 2915

To suspend temporarily the duty on Brodifacoum Technical.

IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2005

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

A BILL

To suspend temporarily the duty on Brodifacoum 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. BRODIFACOUM 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:

| | | | | | | | |
|---|------------|---|------|-----------|-----------|----------------------------|----|
| “ | 9902.07.42 | Brodifacoum Technical 3-[3-(4'-bromo[1,1'-biphenyl]-4-yl)-1,2,3,4-tetrahydro-1-naphthalenyl]-4-hydroxy-2H-1-benzopyran-2-one (CAS No. 56073-10-0) (provided for in subheading 2932.29.10) | Free | No change | No change | On or before 12/31/2008 | ”. |
|---|------------|---|------|-----------|-----------|----------------------------|----|

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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