MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress

[Date approved: June 1, 2006]

Bill No. and sponsor: H.R. 3527 (Mr. Steve Buyer of Indiana).

Proponent name, location: Dow AgroSciences, Indianapolis, IN.

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


Retroactive effect: None.

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

N-Ethyl-N-(2-methyl-2-propenyl)-2,6-dinitro-4-(trifluoromethyl)benzenamine (Ethalfluralin) (CAS No. 55283-68-6) (provided for in subheading 2921.43.22).

Check one:

   Same as that in bill as introduced.
   X 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 the active ingredient for a selective pre-emergence herbicide that is used to control weeds as a preplant for soybeans, dry beans, peanuts, and other crops. The proponent imports the subject product from Italy.

Estimated effect on customs revenue:

<table>
<thead>
<tr>
<th>HTS subheading: 2921.43.22</th>
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<tbody>
<tr>
<td></td>
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<td>2005</td>
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<tr>
<td>Col. 1-General rate of duty</td>
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<tr>
<td>Estimated value dutiable imports</td>
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<tr>
<td>Customs revenue loss 1/</td>
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1/ The estimated Customs revenue loss data for 2005 and 2006 reflect the existing duty suspension under heading 9902.30.49 that expires on December 31, 2006.

Source of estimated dutiable import data: Industry estimates.

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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](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm).
The Commission suggests that the common chemical name be inserted in the article description of HTS heading 9902.30.49, as reflected in the article description on page 1 of this report.

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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.
To extend the temporary suspension of duty on Ethalfluralin.

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

SECTION 1. ETHALFLURALIN.

(a) In General.—Heading 9902.30.49 of the Harmonized Tariff Schedule of the United States (relating to N-Ethyl-N-(2-methyl-2-propenyl)-2,6-dinitro-4-(trifluoromethyl)benzenamine) is amended by striking “12/31/2006” and inserting “12/31/2008”.

(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 the enactment of this Act.