

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress ¹**

[Date approved: June 9, 2006]²

Bill No. and sponsor: S. 2211 (Mr. Jim DeMint of South Carolina).

Proponent name, location: Clariant Corporation, Coventry, RI.

Other bills on product (109th Congress only): H.R. 4335.

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

Retroactive effect: None.

Article description(s) (including appropriate HTS classification(s)):

Fluorobenzene (CAS No. 462-06-6) (provided for in subheading 2903.69.80).

Check one: Same as in the HTS heading(s) in the bill as introduced.
 Different from the HTS heading(s) in the bill (see Technical comments).

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

Fluorobenzene is a synthetic organic chemical that is used to produce an agricultural intermediate, which is further processed into an insecticide. The subject product is imported from China and India.

Estimated effect on customs revenue:

HTS subheading: <u>2903.69.80</u>					
 	2006	2007	2008	2009	2010
Col. 1-General rate of duty	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports ^{1/}	\$0	\$0	\$0	\$0	\$0
Customs revenue loss ^{2/}	\$0	\$0	\$0	\$0	\$0

^{1/} The proponent imports the subject product under the Temporary Importation Bond (TIB) program. This program allows an importer to post a bond rather than pay duties for the imported product, but the importer must export or destroy the imported material within a specified time frame. Since the TIB program is used, there are no dutiable imports.

^{2/} The estimated Customs revenue loss data for 2006 reflect the existing duty suspension under HTS heading 9902.03.05 that expires December 31, 2006.

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	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Clariant Corporation (Proponent) Andrew Zamoyiski, 401-823-2230 William Lyons, 202-326-0290	04/04/2006 04/11/2006	No	No	No
AtoFina Cerex Charles Kitchin, Fax: 703-527-2092	04/14/2006	No	No	No
BASF Corp. Greg Thies, 202-904-2332	04/14/2006	No	No	No
Bayer Corp. Karen Niedermeyer, 412-777-2058	04/14/2006	No	No	No
Bayer CropScience Will Hensley, 202-756-3781	04/14/2006	No	No	No
Crop Life America Lawrence Norton, Fax: 202-463-0474	04/14/2006	No	No	No
Dow AgroSciences Lisa Schroeter, Fax: 202-429-3467	04/14/2006	No	No	No
Dupont Helen McMahon, Fax: 302-355-2994	4/14/2006	No	No	No
FMC Corp. Jerry Prout, 202-956-5219	4/14/2006	No	No	No
LANXESS Jamie Schaeffer, 412-809-3666 Seth Tomei, 412-809-3666	4/14/2006	No	No	No
Monsanto Corp. Linda Strachan, 202-383-2849	4/14/2006	No	No	No
Syngenta Crop Protection Mike Blythe, 336-632-6000	4/14/2006	No	No	No
Valent USA Robin Demouth, 925-256-2776	4/14/2006	No	No	No

Technical comments:³

The Commission suggests that a technical amendment be added to the bill which amends HTS heading 9902.03.05 by striking “2903.69.70” and inserting “2903.69.80” in lieu thereof.

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
2^D SESSION

S. 2211

To extend the temporary suspension of duty on Fluorobenzene.

IN THE SENATE OF THE UNITED STATES

JANUARY 30, 2006

Mr. DEMINT introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To extend the temporary suspension of duty on
Fluorobenzene.

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. FLUOROBENZENE.**

4 (a) **IN GENERAL.**—Heading 9902.03.05 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 Fluorobenzene) is amended in the effective period column
7 by striking “12/31/2006” and inserting “12/31/2008”.

8 (b) **EFFECTIVE DATE.**—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

2

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

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