

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress¹**

[Date approved: July 11, 2008]²

Bill No. and sponsor: H.R. 5122 (Mr. Kenny Hulshof of Missouri).

Proponent name,³ location: Bayer CropScience, Research Triangle Park, NC.

Other bills on product (110th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2011.

Retroactive effect: None.

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

(5-Hydroxy-1,3-dimethylpyrazol-4-yl)(α,α,α -trifluoro-2-mesyl-p-tolyl)methanone (Pyrasulfotole) (CAS No. 365400-11-9) (provided for in subheading 2933.19.23).

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 in HUSKIE™, which controls broadleaf weeds, including kochia, Russian thistle, and redroot pigweed. The product is imported from Germany.

Estimated effect on customs revenue:

HTS subheading: 2933.19.23					
	2009	2010	2011	2012	2013
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	\$7,520,000	\$7,520,000	\$7,520,000	\$7,520,000	\$7,520,000
Customs revenue loss	\$488,800	\$488,800	\$488,800	\$488,800	\$488,800

Source of estimated dutiable import data: U.S. industry estimates.

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

¹ Industry analyst preparing report: Jack Greenblatt (202-205-3353); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/.

³ The sponsor/proponent identified no additional beneficiaries of this bill.

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
			(Yes/No)	
Bayer CropScience (Proponent) Will Hensley, Fax: 202-737-8909 Karen Niedermeyer, Fax: 412-777-4740	04/28/2008	No	No	No
Arkema Charles Kitchen, Fax: 215-419-7075	05/09/2008	No	No	No
BASF Corp. Greg Thies, Fax: 202-558-5101	05/09/2008	No	No	No
CropLife America Lawrence Norton, Fax: 202-463-0474	05/09/2008	No	No	No
Dow AgroSciences Max Turnipseed, Fax: 225-383-0590	05/09/2008	No	No	No
DuPont Helen McMahon, Fax: 302-355-2994	05/09/2008	No	No	No
FMC Corp. Jerry Prout, Fax: 202-956-5235	05/09/2008	No	No	No
LANXESS Jamie Schaeffer, Fax: 412-809-3614	05/09/2008	No	No	No
Monsanto Corp. Michael Parrish, Fax: 202-789-1867	05/09/2008	No	No	No
Syngenta Crop Protection, Inc. Angus Kelly, Fax: 202-347-8758	05/09/2008	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	05/09/2008	No	No	No

Technical comments:⁴

The Commission staff suggests that the article description on page 1 of this report be used in the proposed new heading in order to provide the correct chemical name.

⁴ 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.

110TH CONGRESS
2^D SESSION

H. R. 5122

To suspend temporarily the duty on Pyrasulfotole.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 23, 2008

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

A BILL

To suspend temporarily the duty on Pyrasulfotole.

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. PYRASULFOTOLE.**

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:

“	9902.01.00	5-Hydroxy-1,3-dimethylpyrazol-4-yl 2-mesyl-4-(trifluoromethyl)phenyl ketone (Pyrasulfotole) (CAS No. 365400-11-9) (provided for in subheading 2933.19.23)	Free	No change	No change	On or before 12/31/2011	”.
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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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