

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 111th Congress ¹**

[Date approved: July 9, 2010]²

Bill No. and sponsor: S. 2681 (Mr. Richard Burr of North Carolina).

Proponent name,³ location: CABB Corporation, Huntersville, NC.

Other bills on product (111th 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)):

Methyl chloroacetate (CAS No. 96-34-4) (provided for in subheading 2915.40.50).

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 that is used as a raw material in the production of various products for the agricultural, pharmaceutical, specialty solvents, and flavors and fragrances industries. The product is imported from Germany. The proponent is aware that the product is produced domestically by Dow Chemical in Midland, MI. Dow confirmed that they produce the subject product, but only for internal consumption.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 2915.40.50:

	2010	2011	2012	2013	2014
Col. 1-General rate of duty					
Col. 1-General rate of duty	3.7%	3.7%	3.7%	3.7%	3.7%
Estimated value <i>dutiable</i> imports ^a	\$3,000,000	\$3,000,000	\$3,000,000	\$3,000,000	\$3,000,000
Customs revenue loss ^b	\$111,000	\$111,000	\$111,000	\$111,000	\$111,000

a/ Dutiable import estimates were based on official U.S. Government statistics and import estimates provided by industry sources.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

¹ Industry analyst preparing report: Eric Land (202-205-3349); Tariff Affairs contact: Dave Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.

³ The sponsor/proponent did not identify any additional beneficiaries of this bill.

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?
CABB Corporation (Proponent) John W. Chapman, john.chapman@cabb-chemicals.com Andrew Zamoyski, az@zamoyski.com	03/16/2010	No	No	No
Archimica Andrew Zamoyski, az@zamoyski.com	03/16/2010	No	No	No
BASF Corporation Richard Salamone, richard.salamone@basf.com	03/16/2010	No	No	No
Bayer Corp. Mike Gill, mgill@crowell.com Karen Niedermeyer, karen.niedermeyer.b@bayer.com	03/16/2010	No	No	No
Chemtura Matt Mattingley, matt@mattingleygroup.com	03/16/2010	No	No	No
Clariant Andrew Zamoyski, az@zamoyski.com	03/16/2010	No	No	No
Crop Life America Lawrence H. Norton, Lnorton@wcsr.com	03/16/2010	No	No	No
Dow Max Turnipseed, mctint@att.net	03/16/2010	Yes	Yes	No
DuPont Elaine Olson, Elaine.m.olsen@usa.dupont.com	03/16/2010	No	No	No
FMC Corp. Jerry Prout, jerry_prout@fmc.com	03/16/2010	No	No	No
LANXESS Jamie Schaeffer, Jamie.Schaeffer@Lanxess.com	03/16/2010	No	No	No
Monsanto Michael Parrish, Michael.Parrish@monsanto.com Jim Travis, james.k.travis@monsanto.com	03/16/2010	No	No	No
Syngenta Crop Protection, Inc. Mike Blythe, mike.blythe@syngenta.com	03/16/2010	No	No	No
Valent USA Robin Demouth, Robin.Demouth@valent.com	03/16/2010	No	No	No
Weylchem US Andrew Zamoyski, az@zamoyski.com	03/16/2010	No	No	No

Technical comments:⁴ None.

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.

111TH CONGRESS
1ST SESSION

S. 2681

To suspend temporarily the duty on Methyl chloroacetate.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 2, 2009

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

A BILL

To suspend temporarily the duty on Methyl chloroacetate.

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. METHYL CHLOROACETATE.**

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	Methyl chloroacetate (CAS No. 96–34–4) (provided for in subheading 2915.40.50) ...	Free	No change	No change	On or before 12/31/2011	”.
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8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

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

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