

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 110<sup>th</sup> Congress<sup>1</sup>**

[Date approved: May 16, 2008]<sup>2</sup>

**Bill No. and sponsor:** HR 4629 (Mr. Sam Graves of Missouri).

**Proponent name,<sup>3</sup> location:** Bayer CropScience, Research Triangle Park, NC.

**Other bills on product (110<sup>th</sup> 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)):**

2-(Methylthio)-4-(trifluoromethyl) benzoic acid (CAS No. 142994-05-6) (provided for in subheading 2930.90.29).

**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 the active ingredient in a herbicide for broadleaf weed control in wheat and barley that works by cutting off the photosynthesis process to kill weeds. The subject product is imported from Finland.

**Estimated effect on customs revenue:**

HTS subheading: <u>2930.90.29</u>					
	2009	2010	2011	2012	2013
<del>Col. 1-General rate of duty</del>	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$3,729,600	\$3,729,600	\$3,729,600	\$3,729,600	\$3,729,600
Customs revenue loss	\$242,424	\$242,424	\$242,424	\$242,424	\$242,424

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

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

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

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://www.usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/](http://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/).

<sup>3</sup> The sponsor/proponent did not identify any 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, 202-756-3781	3/10/2008	No	No	No
Arkema Charles Kitchen, Fax: 215-419-7075	3/17/2008	No	No	No
BASF Corp. Gregory A. Thies, 202-904-2332	3/17/2008	No	No	No
CropLife America Lawrence Norton, Fax: 202-463-0474	3/17/2008	No	No	No
Dow AgroSciences Max Turnipseed, Fax: 225-383-0590	3/17/2008	No	No	No
Dupont Helen McMahon, Fax: 302-355-2994	3/17/2008	No	No	No
FMC Corp. Jerry Prout, Fax: 202-956-5235	3/17/2008	No	No	No
LANXESS Jamie Schaeffer, Fax: 412-809-3614	3/17/2008	No	No	No
Monsanto Corp. Michael Parrish, Fax: 202-789-1867	3/17/2008	No	No	No
Syngenta Crop Protection, Inc. Mike Blythe, Fax: 336-632-6084	3/17/2008	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	3/17/2008	No	No	No

**Technical comments:<sup>4</sup>**

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 HTS subheading reference.

<sup>4</sup> 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  
1ST SESSION

# H. R. 4629

To suspend temporarily the duty on 2-(Methylthio)-4-(trifluoromethyl) benzoic acid.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

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

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## A BILL

To suspend temporarily the duty on 2-(Methylthio)-4-(trifluoromethyl) benzoic acid.

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. 2-(METHYLTHIO)-4-(TRIFLUOROMETHYL) BEN-**  
4 **ZOIC ACID.**

5 (a) IN GENERAL.—Subchapter II of chapter 99 of  
6 the Harmonized Tariff Schedule of the United States is  
7 amended by inserting in numerical sequence the following  
8 new heading:

“	9902.____	2-(Methylthio)-4-(trifluoromethyl) benzoic acid (CAS No. 142994-05-6) (provided for in sub-heading 2930.90.43) .....	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 articles entered, or withdrawn  
3 from warehouse for consumption, on or after the 15th day  
4 after the date of the enactment of this Act.

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