

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: May 8, 2008]²

Bill No. and sponsor: H.R. 4528 (Mr. Jo Bonner of Alabama).

Proponent name,³ location: DuPont, Wilmington, DE.

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

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

Retroactive effect: None.

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

5-Chloro-1-indanone (CAS No. 42348-86-7) (provided for in subheading 2914.39.90).

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, a synthetic organic chemical, is an intermediate that is used in the manufacture of an active ingredient of an insecticide, which is further formulated for distribution and application. The proponent declined to identify the source(s) of imports for competitive business reasons.

Estimated effect on customs revenue:

HTS subheading: <u>2914.39.90</u>					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty					
Col. 1-General rate of duty	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports	15,000,000	15,000,000	15,000,000	15,000,000	15,000,000
Customs revenue loss 1/	\$0	\$825,000	\$825,000	\$825,000	\$825,000

1/ There is an existing duty suspension under HTS heading 9902.12.44 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill for 2009.

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

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

¹ Industry analyst preparing report: Robert Randall (202-205-3366); 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 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)		
DuPont (Proponent) Sharee C. Lawler, 202-728-3664 Helen McMahon, Fax: 302-355-2994	3/7/2008	No	No	No
Arkema Charles A. Kitchen, Fax: 215-419-7075	3/20/2008	No	No	No
BASF Greg Thies, Fax: 202-558-5101	3/20/2008	No	No	No
Bayer CropScience William Hensley, Fax: 202-737-8909	3/20/2008	No	No	No
Chemtura Corporation Matt Mattingley, Fax: 202-463-8498	3/20/2008	No	No	No
CropLife America Isi A. Siddiqui, Fax: 202-463-0474	3/20/2008	No	No	No
Dow Chemical/Dow AgroScience Lisa Schroeter, Fax: 202-429-3467 Max Turnipseed, Fax: 225-383-0590	3/20/2008	No	No	No
Emerald Performance Chemicals Tom Dirmyer, Fax: 330-315-6480	3/20/2008	No	No	No
FMC Jerry Prout, Fax: 202-956-5235	3/20/2008	No	No	No
Gowan Company Cindy Baker, Fax: 928-373-1822 George L. Rolofson, Fax: 336-854-2772	3/20/2008	No	No	No
Monsanto Corp. Grant Erdel, Fax: 202-789-1867	3/20/2008	No	No	No
Nufarm Limited Joel R. Junker, Fax: 206-621-8220	3/20/2008	No	No	No
Syngenta Mike Blythe Angus Kelly, Fax: 336-632-6084	3/20/2008	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	3/20/2008	No	No	No

Technical comments:⁴

The Commission staff suggests that, in line 6 of the bill, "12/31/11" be deleted and "12/31/2011" be inserted in lieu thereof.

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
1ST SESSION

H. R. 4528

To extend temporarily the duty on 5-Chloro-1-indanone, CAS Number 42348–86–7.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

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

A BILL

To extend temporarily the duty on 5-Chloro-1-indanone, CAS
Number 42348–86–7.

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. TEMPORARY EXTENSION OF DUTY.**

4 (a) IN GENERAL.—Heading 9902.12.44 (pertaining
5 to 5-chloro-1-indanone) is amended by striking the date
6 in the effective date column and inserting “12/31/11” in
7 lieu thereof.

8 (b) EFFECTIVE DATE.—The amendment made by
9 this section applies with respect to goods entered, or with-

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

