

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

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

[Date approved: May 23, 2008]²

Bill No. and sponsor: H.R. 4817 (Mr. Kenny Hulshof of Missouri).

Proponent name,³ location: Novus International Inc., St. Louis, MO.

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)):

Ethoxyquin (1,2-dihydro-6-ethoxy-2,2,4-trimethylquinoline) (CAS No. 91-53-2) (provided for in subheading 2933.49.10).

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 food preservative, typically in animal feed. It is also used to preserve color in some fruits and spices. The product is imported primarily from China and Korea.

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://www.usitc.gov/tata/hts/other/rel_doc/bill_reports/.

³ The sponsor/proponent identified 12 additional beneficiaries of this bill. USITC staff sent inquiries to the named beneficiaries and received responses from six. Four did not submit written representations that they would benefit from this bill, and two submitted written representations that they would benefit from this bill.

Estimated effect on customs revenue:

HTS subheading: 2933.49.10					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$9,000,000	\$10,000,000	\$10,000,000	\$11,000,000	\$11,000,000
Customs revenue loss 1/	\$0	\$650,000	\$650,000	\$715,000	\$715,000

1/ There is an existing duty suspension under HTS heading 9902.22.32 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: Industry and Commission estimates.

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)		
Novus International Inc. (Proponent) Steven Bass, 314-576-8452	3/6/2008 3/13/2008 3/19/2008 3/28/2008 3/31/2008 4/3/2008	No	No	No
Alfa Chem Alfred Khalily, 516-504-0059	3/31/2008 4/4/2008	No	No	No
American Seafoods Richard Draves, 206-448-0300	3/31/2008	No	No	No
Arkema Charles Kitchen, Fax: 215-419-7075	3/13/2008	No	No	No
Bayer CropScience Will Hensley, Fax: 202-737-8909 Jean Reimers, Fax: 202-737-8909	3/13/2008	No	No	No
C.F. Zeiler and Co. Charlie Zeiler, 410-828-7181	4/3/2008	No	No	No
Chemtura Matt Mattingley, Fax: 202-463-8498	3/13/2008 3/31/2008	No	No	No
CropLife America Isi Siddiqui, Fax: 202-463-0474	3/13/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
Dow AgroSciences Lisa Schroeter, Fax: 202-429-3467 Max Turnipseed, Fax: 225-383-0590	3/13/2008	No	No	No
Dupont Helen McMahon, Fax: 302-355-2994	3/13/2008	No	No	No
Emerald Performance Chemicals Tom Dirmyer, Fax: 330-315-6480	3/13/2008	No	No	No
FMC Corp. Jerry Prout, Fax: 202-956-5235	3/13/2008	No	No	No
Gowan Company George Rolofson, Fax: 336-854-2772 Cindy Baker, Fax: 928-373-1822	3/13/2008	No	No	No
Hecny Transportation Peter Bussa, 718-656-5537	4/3/2008	No	No	No
Kemin Industries Inc. Libby Nelson, 515-559-5347	3/31/2008	No	No	No
Monsanto Corp. Grant Erdel, Fax: 202-789-1867	3/13/2008	No	No	No
NovaLink Jason Wolf, 956-465-4305	3/31/2008	No	No	No
Nufarm Limited Joel R. Junker, Fax: 206-621-8220	3/13/2008	No	No	No
Premium Ingredients Brent Laffey, 630-868-0300	3/31/2008 4/4/2008	No	No	No
Sanimax Mike Armstrong, 519-824-2381	4/3/2008	No	No	No
Syngenta Crop Protection, Inc. Mike Blythe, Fax: 336-632-6084 Angus Kelly, Fax: 336-632-6084	3/13/2008	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	3/13/2008	No	No	No

Technical comments:⁴

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.

None.

110TH CONGRESS
1ST SESSION

H. R. 4817

To extend the temporary suspension of duty on Ethoxyquin.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 18, 2007

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

A BILL

To extend the temporary suspension of duty on Ethoxyquin.

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. ETHOXYQUIN.**

4 (a) IN GENERAL.—Heading 9902.22.32 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 Ethoxyquin) is amended by striking “12/31/2009” and in-
7 serting “12/31/2011”.

8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from
10 warehouse for consumption, on or after the 15th day after
11 the date of enactment of this Act.