

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 8, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4467 (Mr. Sanford D. Bishop, Jr. of Georgia).

**Proponent name,<sup>3</sup> location:** DuPont, Wilmington, DE.

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

Formulations of 3-(3,4-dichlorophenyl)-1,1-dimethylurea (CAS No. 330-54-1) (Diuron) and application adjuvants (provided for in subheading 3808.93.15).

**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 products are herbicide formulations. These products are used for weed control on corn, soybeans, and certain vegetables. The products are imported from Israel,<sup>4</sup> Germany, Hungary, and Brazil.<sup>5</sup>

<sup>1</sup> Industry analyst preparing report: Stephen Wanser (202-205-3363); Tariff Affairs contact: David G. 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.

<sup>4</sup> Imports of the subject product from Israel are eligible for duty-free treatment under the U.S.-Israel Free Trade Agreement.

<sup>5</sup> Imports of the subject product from Brazil are eligible for duty-free treatment under the Generalized System of Preferences.

**Estimated effect on customs revenue:**

<b>HTS subheading: 3808.93.15</b>					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty (AVE)	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$7,000,000	\$7,000,000	\$7,000,000	\$7,000,000	\$7,000,000
Customs revenue loss 1/	\$0	\$455,000	\$455,000	\$455,000	\$455,000

1/ There is an existing duty suspension under HTS heading 9902.13.26 that expires on December 31, 2009. Therefore, there will be no customs revenue loss related to this bill in 2009.

Source of estimated dutiable import data: U.S. industry 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)	
DuPont (Proponent) Helen McMahon, Fax: 302-355-2994 Elaine Olsen, Fax: 302-774-1398	01/18/2008	No	No	No
Arkema Inc. (Atofina) Charles Kitchen, Fax: 216-419-7075	01/18/2008	No	No	No
Bayer CropScience William Hensley, 202-756-3781 Jean Reimers, 202-756-3779	01/18/2008	No	No	No
BASF Corp. Greg Thies, Fax: 703-255-7142	01/18/2008	No	No	No
Chemtura Corporation Matt Mattingley, Fax: 202-463-8498	01/18/2008	No	No	No
CropLife America Isi Siddiqui Fax: 202-463-0474	01/18/2008	No	No	No
Dow AgroSciences Max Turnipseed, Fax: 225-338-0310 Lisa Schroeter, Fax: 202-429-3467	01/18/2008	No	No	No
FMC Corp Jerry Prout, Fax: 202-956-5235 Steve Ziehm, 202-872-8181	01/18/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Monsanto Corp. Michael Parris, Fax: 202-789-1867	01/18/2008	No	No	No
Nufarm Limited Joel R. Junker, Fax: 206-621-8220	01/18/2008	No	No	No
Syngenta Crop Protection, Inc. Angus Kelly, Fax: 336-632-6084	01/18/2008	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	01/18/2008	No	No	No

**Technical comments:**<sup>6</sup>

None.

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<sup>6</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. 4467

To extend the temporary suspension of duty on diuron.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 12, 2007

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

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## A BILL

To extend the temporary suspension of duty on diuron.

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. DIURON.**

4       (a) IN GENERAL.—Heading 9902.13.26 of the Har-  
5       monized Tariff Schedule of the United States is amended  
6       by striking “12/31/2009” and inserting “12/31/2011”.

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