

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 23, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4596 (Mr. Emanuel Cleaver of Missouri).

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

**Other bills on product (110<sup>th</sup> Congress only):** H.R. 4625 (Mr. English of Pennsylvania).

**Nature of bill:** Renewal of temporary duty reduction through December 31, 2011.

**Retroactive effect:** None.

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

Hydroxylamine (CAS No. 7803-49-8) (provided for in subheading 2825.10.00).

**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 an inorganic chemical that is used as an intermediate to make chemicals that are used in crop protection, in the manufacture of medicines, in the production of foam plastics, and in the corrosion protection of pipes. The subject product is imported from Germany.

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<sup>1</sup> Industry analyst preparing report: Robert Randall (202-205-3366); 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.

**Estimated effect on customs revenue:**

<b>HTS subheading: 2825.10.00</b>					
	2009	2010	2011	2012	2013
Col. 1-General rate of duty	3.7%	3.7%	3.7%	3.7%	3.7%
Estimated value <i>dutiable</i> imports <sup>1/</sup>	\$36,872,000	\$36,872,000	\$36,872,000	\$36,872,000	\$36,872,000
Customs revenue loss <sup>2/</sup>	\$1,143,032	\$1,143,032	\$1,143,032	\$1,143,032	\$1,143,032

<sup>1/</sup> The estimates are based on total U.S. imports under HTS subheading 2825.10.00 because the proponent did not provide estimates of future imports of the subject product.

<sup>2/</sup> The estimated customs revenue loss is based on a temporary reduction of the general rate of duty from 3.7 percent ad valorem to 0.6 percent ad valorem, a reduction of 3.1 percentage points.

Source of estimated dutiable import data: Official U.S. Government statistics.

**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)		
Bayer CropScience (Proponent) William H. Hensley, 202-756-3781	3/25/2008	No	No	No
Arkema Charles A. Kitchen, Fax: 215-419-7075	3/25/2008	No	No	No
BASF Greg Thies, Fax: 202-558-5101	3/25/2008	No	No	No
Chemtura Corporation Matt Mattingley, Fax: 202-463-8498	3/25/2008	No	No	No
CropLife America Isi Siddiqui, Fax: 202-463-0474	3/25/2008	No	No	No
Dow Chemical/Dow AgroScience Lisa Schroeter, Fax: 202-429-3467 Max Turnipseed, Fax: 225-383-0590	3/25/2008	No	No	No
DuPont Helen McMahon, Fax: 302-355-2994	3/25/2008	No	No	No
Emerald Performance Chemicals Tom Dirmyer, Fax: 330-315-6480	3/25/2008	No	No	No
FMC Jerry Prout, Fax: 202-956-5235	3/25/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
Gowan Company Cindy Baker, Fax: 928-373-1822 George L. Rolofson, Fax: 336-854-2772	3/25/2008	No	No	No
Monsanto Corp. Grant Erdel, Fax: 202-789-1867	3/25/2008	No	No	No
Nufarm Limited Joel R. Junker, Fax: 206-621-8220	3/25/2008	No	No	No
Syngenta Crop Protection, Inc. Angus Kelly, Fax: 336-632-6084	3/25/2008	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	3/25/2008	No	No	No

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

The Commission staff notes that H.R. 4596 and H.R. 4625 each would renew the expired duty reduction that was provided for in HTS heading 9902.01.03. Only one bill should be enacted. The Commission staff notes that the proponent of H.R. 4596, Bayer CropScience, has indicated that it is no longer interested in the renewal of HTS heading 9902.01.03.

<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. 4596

To extend the temporary suspension of duty on Hydroxylamine.

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IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 2007

Mr. CLEAVER 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  
Hydroxylamine.

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. HYDROXYLAMINE.**

4 (a) IN GENERAL.—Heading 9902.01.03 of the Har-  
5 monized Tariff Schedule of the United States is amended  
6 by striking “12/31/2006” 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.