

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 110th Congress ¹**

[Date approved: June 10, 2008]²

Bill No. and sponsor: H.R. 4808 (Mr. Kenny Hulshof of Missouri).

Proponent name,³ location: BASF Corp., Research Triangle Park, NC.

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

Nature of bill: Renewal of temporary duty suspension through December 31, 2012.

Retroactive effect: None.

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

5-Ethylpyridine-2,3-dicarboxylic acid (CAS No. 102268-15-5) (provided for in subheading 2933.39.61).

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 intermediate that is used to make an active herbicide, which is used for the treatment of broadleaf weeds, primarily in soybeans. It is imported from Japan.

Estimated effect on customs revenue:

HTS subheading: 2933.39.61					
	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	\$9,347,800	\$5,448,432	\$6,036,008	\$5,154,644	\$5,154,644
Customs revenue loss 1/	\$607,607	\$354,148	\$392,341	\$335,052	\$335,052

1/ HTS heading 9902.01.16 expired on December 31, 2006, so there would be customs revenue lost in 2009 were this duty suspension renewed.

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

¹ Industry analyst preparing report: Jack Greenblatt (202-205-3353); 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.

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)		
BASF Corp. (Proponent) Greg Thies, Fax: 202-558-5101	04/16/2008	No	No	No
Arkema Charles Kitchen, Fax: 215-419-7075	04/21/2008	No	No	No
Bayer CropScience Will Hensley, Fax: 202-737-8909 Karen Niedermeyer, Fax: 412-777-4740	04/21/2008	No	No	No
CropLife America Lawrence Norton, Fax: 202-463-0474	04/21/2008	No	No	No
Dow AgroSciences Max Turnipseed, Fax: 225-383-0590	04/21/2008	No	No	No
DuPont Helen McMahon, Fax: 302-355-2994	04/21/2008	No	No	No
FMC Corp. Jerry Prout, Fax: 202-956-5235	04/21/2008	No	No	No
LANXESS Jamie Schaeffer, Fax: 412-809-3614	04/21/2008	No	No	No
Monsanto Corp. Michael Parrish, Fax: 202-789-1867	04/21/2008	No	No	No
Syngenta Crop Protection, Inc. Angus Kelly, Fax: 202-347-8758	04/21/2008	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	04/21/2008	No	No	No

Technical comments:⁴

None.

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. 4808

To extend the temporary suspension of duty on EPDC.

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 EPDC.

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. EPDC.**

4 (a) IN GENERAL.—Heading 9902.01.16 of the Har-
5 monized Tariff Schedule of the United States is amended
6 by striking “12/31/2006” and inserting “12/31/2012”.

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.