

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: July 3, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 4813 (Mr. Kenny Hulshof of Missouri).

**Proponent name,<sup>3</sup> location:** BASF Corporation, Florham Park, NJ.

**Other bills on product (110<sup>th</sup> Congress only):** H.R. 4281 (Mr. Jim McCrery of Louisiana).

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

**Retroactive effect:** None.

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

Methoxyacetic acid (CAS No. 625-45-6) (provided for in subheading 2918.99.50).

**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 an intermediate in the production of herbicides for corn. The subject product is imported from China and Germany.

**Estimated effect on customs revenue:**

HTS subheading: <u>2918.99.50</u>					
	2009	2010	2011	2012	2013
<del>Col. 1-General rate of duty</del>	4.0%	4.0%	4.0%	4.0%	4.0%
Estimated value <i>dutiable</i> imports	\$1,000,000	\$1,500,000	\$1,500,000	\$1,500,000	\$1,500,000
Customs revenue loss 1/	\$0	\$60,000	\$60,000	\$60,000	\$60,000

1/ There is an existing duty suspension under HTS heading 9902.22.05 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):**

<sup>1</sup> Industry analyst preparing report: Larry Johnson (202-205-3351); Tariff Affairs contact: Dave 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.

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
BASF Corporation (Proponent) Gregory Thies, Fax: 703-255-7142	1/25/2008 2/4/2008	No	No	No
Bayer CropScience Will Hensley, Fax: 202-737-8909 Karen Niedermeyer, Fax: 412-777-4740	1/25/2008	No	No	No
Chemtura Matt Mattingly, Fax: 202-463-8498	1/25/2008	No	No	No
CropLife America Isi Siddiqui, Fax: 202-463-0474	1/25/2008	No	No	No
Dow AgroSciences Lisa Schroeter, Fax: 202-429-3467 Max Turnipseed, Fax: 225-383-0590	1/25/2008	No	No	No
Dupont Helen McMahon, Fax: 302-355-2994	1/25/2008	No	No	No
Emerald Performance Chemicals Tom Dirmyer, Fax: 330-315-6480	1/25/2008	No	No	No
FMC Corp. Jerry Prout, Fax: 202-956-5235	1/25/2008	No	No	No
LANXESS Jamie Schaeffer, Fax: 412-809-3614	1/25/2008	No	No	No
Monsanto Corp. Michael Parrish, Fax: 202-789-1867	1/25/2008	No	No	No
Nufarm Limited Joel R. Junker, Fax: 206-621-8220	1/25/2008	No	No	No
Syngenta Crop Protection, Inc. Mike Blythe, Fax: 336-632-6084	1/25/2008	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	1/25/2008	No	No	No

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

The Commission staff notes that H.R. 4281 and H.R. 4813 each extend the temporary duty suspension in HTS heading 9902.22.05. Only one bill should be enacted.

<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. 4813

To extend the temporary suspension of duty on methoxyacetic acid.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 18, 2007

Mr. HULSHOF 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  
methoxyacetic acid.

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. METHYOXYACETIC ACID.**

4 (a) IN GENERAL.—Heading 9902.22.05 of the Har-  
5 monized Tariff Schedule of the United States is amended  
6 by striking “12/31/2009” 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.