

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. 4923 (Mr. John M. Spratt Jr. of South Carolina).

**Proponent name,<sup>3</sup> location:** Elgin Fine Chemicals, Elgin, SC.

**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)):**

2,6-Dichlorotoluene (CAS No. 118-69-4) (provided for in subheading 2903.69.80).

**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, a synthetic organic chemical, is used to produce an agricultural intermediate and a pharmaceutical intermediate. These intermediate chemicals are further processed into an insecticide and an AIDS drug. The product is imported from Japan.

**Estimated effect on customs revenue:**

HTS subheading: <u>2903.69.80</u>					
	2009	2010	2011	2012	2013
<del>Col. 1-General rate of duty</del>					
Col. 1-General rate of duty	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports	\$1,477,600	\$1,600,000	\$1,600,000	\$1,600,000	\$1,600,000
Customs revenue loss 1/	\$0	\$88,000	\$88,000	\$88,000	\$88,000

1/ There is an existing duty suspension under HTS heading 9902.32.82 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: Andrew Gately (202-205-3437); 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.

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
Elgin Fine Chemicals (Proponent) Andrew Zamoyksi, Fax: 202-248-9043	04/08/2008	No	No	No
Abbott Laboratories Claude Burcky, Fax: 202-783-6631	04/10/2008	No	No	No
Arkema Charles Kitchen, Fax: 215-419-7075	04/10/2008	No	No	No
BASF Corp. Greg Thies, Fax: 202-558-5101	04/10/2008	No	No	No
Bayer Corp. Karen Niedermeyer, Fax: 412-777-4740 Julie Van Egmund, Fax: 202-737-8909	04/10/2008	No	No	No
Bayer CropScience Will Hensley, Fax: 202-737-8909 Jean Reimers, Fax: 202-737-8909	04/10/2008	No	No	No
Bristol Myers Squibb David Warr, Fax: 202-783-2308	04/10/2008	No	No	No
Chemtura Matt Mattingley, Fax: 202-463-8498	04/10/2008	No	No	No
CropLife America Isi Siddiqui, Fax: 202-463-0474	04/10/2008	No	No	No
Dow AgroSciences Lisa Schroeter, Fax: 202-429-3467 Max Turnipseed, Fax: 225-383-0590	04/10/2008	No	No	No
Dupont Helen McMahon, Fax: 302-355-2994	04/10/2008	No	No	No
Eli Lilly Kathryn Karol, Fax: 202-624-9460	04/10/2008	No	No	No
Emerald Performance Chemicals Tom Dirmyer, Fax: 330-315-6480	04/10/2008	No	No	No
Endo Pharmaceuticals Albert McCorwick, Fax: 484-840-4277	04/10/2008	No	No	No
FMC Corp. Jerry Prout, Fax: 202-956-5235	04/10/2008	No	No	No
Gilead Sciences Cheryl Myriad, Fax: 650-522-5853	04/10/2008	No	No	No
GlaxoSmithKline William Schuyler, Fax: 202-715-1001	04/10/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
			(Yes/No)	
Gowan Company George Rolofson, Fax: 336-854-2772 Cindy Baker, Fax: 928-373-1822	04/10/2008	No	No	No
Interferon Sciences, Inc. Samuel Ronel, Fax: 732-249-6895	04/10/2008	No	No	No
Lonza, Inc. Cheryl Prescott, Fax: 201-696-3558	04/10/2008	No	No	No
Merck & Co. Thomas Bombelles, Fax: 202-638-3670	04/10/2008	No	No	No
Monsanto Corp. Grant Erdel, Fax: 202-789-1867	04/10/2008	No	No	No
Niche Pharmaceuticals Steve Brandon, Fax: 817-491-3533	04/10/2008	No	No	No
Novartis Tracy Haller, Fax: 202-628-4763	04/10/2008	No	No	No
Nufarm Limited Joel R. Junker, Fax: 206-621-8220	04/10/2008	No	No	No
Pfizer Katherine Bennett, Fax: 202-347-2044	04/10/2008	No	No	No
Procter & Gamble Jim McCarthy, Fax: 202-393-4606	04/10/2008	No	No	No
Schering-Plough Rob Lively, Fax: 202-463-8809	04/10/2008	No	No	No
Syngenta Crop Protection, Inc. Mike Blythe, Fax: 336-632-6084 Angus Kelly, Fax: 336-632-6084	04/10/2008	No	No	No
Watson Sarah Sweet, Fax: 951-270-1429	04/10/2008	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	04/10/2008	No	No	No

**Technical comments:**<sup>4</sup> None.

<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. 4923

To extend the temporary suspension of duty on 2,6-Dichlorotoluene.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 19, 2007

Mr. SPRATT 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 2,6-  
Dichlorotoluene.

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. 2,6-DICHLOROTOLUENE.**

4       (a) IN GENERAL.—Heading 9902.32.82 of the Har-  
5       monized Tariff Schedule of the United States (relating to  
6       2,6-Dichlorotoluene) is amended by striking the date in  
7       the effective period column and inserting “12/31/2011”.

8       (b) EFFECTIVE DATE.—The amendment made by  
9       subsection (a) applies to goods entered, or withdrawn from

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- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

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