

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: October 6, 2008]<sup>2</sup>

**Bill No. and sponsor:** H.R. 5422 (Mr. Bob Etheridge of North Carolina).

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

**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)):**

Mixtures of methyl 2-(4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-yl) carboxamido-sulfonylbenzoate, sodium salt (Propoxycarbazone-sodium) (CAS No. 181274-15-7), 2-[(4,6-dimethoxypyrimidin-2-ylcarbamoyl)sulfamoyl]- $\alpha$ -(methanesulfonamido)-p-toluic acid, methyl ester (Mesosulfuron-methyl) (CAS No. 208465-21-8), 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 product is an herbicide that controls grass and broadleaf weeds, such as foxtails, quackgrass, cheat, downy brome, Japanese brome, Persian darnel, and barnyard grass. The product is imported from Germany.

<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.

**Estimated effect on customs revenue:**

<b>HTS subheading: 3808.93.15</b>					
	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	\$2,307,106	\$2,307,106	\$2,307,106	\$2,307,106	\$2,307,106
Customs revenue loss <sup>1/</sup>	\$0	\$149,962	\$149,962	\$149,962	\$149,962

<sup>1/</sup> There is an existing duty suspension under HTS heading 9902.24.42 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)		
Bayer CropScience (Proponent) William Hensley, 202-756-3781 Jean Reimers, 202-756-3779	04/18/2008	No	No	No
Arkema Inc. (Atofina) Charles Kitchen, Fax: 216-419-7075	04/18/2008	No	No	No
BASF Corp. Greg Thies, Fax: 703-255-7142	04/18/2008	No	No	No
Chemtura Corporation Matt Mattingley, Fax: 202-463-8498	04/18/2008	No	No	No
CropLife America Isi Siddiqui, Fax: 202-463-0474	04/18/2008	No	No	No
Dow AgroSciences Max Turnipseed, Fax: 225-338-0310 Lisa Schroeter, Fax: 202-429-3467	04/18/2008	No	No	No
DuPont Helen McMahon, Fax: 302-355-2994 Elaine Olsen, Fax:302-774-1398	04/18/2008	No	No	No
FMC Corp. Jerry Prout, Fax: 202-956-5235, Steve Ziehm, 202-872-8181	04/18/2008	No	No	No
Monsanto Corp. Michael Parris, Fax: 202-789-1867	04/18/2008	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
			(Yes/No)	
Nufarm Limited Joel R. Junker, Fax: 206-621-8220	04/18/2008	No	No	No
Syngenta Crop Protection, Inc. Angus Kelly, Fax: 336-632-6084	04/18/2008	No	No	No
Valent USA Corp. Robin Demouth, Fax: 925-256-2776	04/18/2008	No	No	No

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

None.

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<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.

110<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5422

To extend the temporary suspension of duty on mixtures containing methyl 2-(4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-yl)carboxamidofonylbenzoate; sodium (4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-ylcarbonyl)(2-methoxycarbonylphenylsulfonyl)azanide & methyl 4-iodo-2-[3-(4-methoxy-6-methyl)].

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 13, 2008

Mr. ETHERIDGE 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 mixtures containing methyl 2-(4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-yl)carboxamidofonylbenzoate; sodium (4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-ylcarbonyl)(2-methoxycarbonylphenylsulfonyl)azanide & methyl 4-iodo-2-[3-(4-methyl)].

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. MIXTURES CONTAINING METHYL 2-(4,5-**  
 2 **DIHYDRO-4-METHYL-5-OXO-3-PROPOXY-1H-**  
 3 **1,2,4-TRIAZOL-1-**  
 4 **YL)CARBOXAMIDOSULFONYLBENZOATE; SO-**  
 5 **DIUM (4,5-DIHYDRO-4-METHYL-5-OXO-3-**  
 6 **PROPOXY-1H-1,2,4-TRIAZOL-1-YLCARBONYL)(2-**  
 7 **METHOXYCARBONYLPHENYLSULFONYL)-**  
 8 **AZANIDE & METHYL 4-iodo-2-[3-(4-METHOXY-**  
 9 **6-METHYL)].**

10 (a) IN GENERAL.—Heading 9902.24.42 of the Har-  
 11 monized Tariff Schedule of the United States (relating to  
 12 mixtures containing methyl 2-(4,5-dihydro-4-methyl-5-  
 13 oxo-3-propoxy-1H-1,2,4-triazol-1-  
 14 yl)carboxamidosulfonylbenzoate; sodium (4,5-dihydro-4-  
 15 methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-ylcarbonyl)(2-  
 16 methoxycarbonylphenylsulfonyl)azanide & methyl 4-iodo-  
 17 2-[3-(4-methoxy-6-methyl)]) is amended by striking “12/  
 18 31/2009” and inserting “12/31/2011”.

19 (b) EFFECTIVE DATE.—The amendment made by  
 20 subsection (a) applies to goods entered, or withdrawn from  
 21 warehouse for consumption, on or after the 15th day after  
 22 the date of the enactment of this Act.

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