

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 109<sup>th</sup> Congress<sup>1</sup>**

[Date approved: October 26, 2006]<sup>2</sup>

**Bill No. and sponsor:** S. 3249 (Mr. Barack Obama of Illinois).

**Proponent name, location:** Nufarm Americas, Inc., Burr Ridge, IL.

**Other bills on product (109<sup>th</sup> Congress only):** S. 3243 and H.R. 2507.

**Nature of bill:** Temporary duty suspension through December 31, 2009.

**Retroactive effect:** None.

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

Methyl 2-[[[([4-methoxy-6-methyl-1,3,5-triazin-2-yl] amino) carbonyl] amino) sulfonyl] benzoate (CAS No. 74223-64-6) in bulk or mixed with application adjuvants (provided for in subheadings 2935.00.75 or 3808.30.15).

**Check one:**     \_\_\_ Same as that in bill as introduced.  
                  X Different from that in bill as introduced (see Technical comments section).

**Product information, including uses/applications and source(s) of imports:**

The subject product and its formulations are used as postemergence herbicides on wheat, barley, fallow areas, pastures, and rangeland. The product and its formulations are imported from China.

**Estimated effect on customs revenue:**

Total Estimated Revenue loss for this Bill					
	2006	2007	2008	2009	2010
<del> </del>					
Customs revenue loss	\$247,000	\$247,000	\$247,000	\$247,000	\$247,000

Source of estimated dutiable import data: Industry estimates.

<sup>1</sup> Industry analyst preparing report: Philip Stone (202-205-3424); Tariff Affairs contact: David Michels (202-205-3440).

<sup>2</sup> Access to an electronic copy of this memorandum is available at [http://usitc.gov/tata/hts/other/rel\\_doc/bill\\_reports/index.htm](http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm).

<b>HTS subheading: <u>2935.00.75</u></b>					
	2006	2007	2008	2009	2010
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$1,400,000	\$1,400,000	\$1,400,000	\$1,400,000	\$1,400,000
Customs revenue loss	\$91,000	\$91,000	\$91,000	\$91,000	\$91,000

Source of estimated dutiable import data: Industry estimates.

<b>HTS subheading: <u>3808.30.15</u></b>					
	2006	2007	2008	2009	2010
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$2,400,000	\$2,400,000	\$2,400,000	\$2,400,000	\$2,400,000
Customs revenue loss	\$156,000	\$156,000	\$156,000	\$156,000	\$156,000

Source of estimated dutiable import data: 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)		
Nufarm Americas, Inc. (Proponent) Joel Junker, 206-621-7878	08/14/2006	No	No	No
BASF Greg Thies, Fax: 202-558-5101	08/15/2006	No	No	No
Bayer CropScience Williams Hensley, Fax: 202-737-8909 Karen L. Niedermeyer, Fax: 412-777-4740	08/15/2006	No	No	No
Chemtura Corporation Matt Mattingly, Fax: 202-463-8498	08/15/2006	No	No	No
Crop Life America Lawrence Norton, Fax: 202-463-0474	08/15/2006	No	No	No
Dow AgroScience Max Turnipseed, Fax: 225-383-0590 Lisa Schroeter, Fax: 202-429-3467	08/15/2006	No	No	No

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
DuPont Helen McMahon, Fax: 302-355-2994	08/15/2006	Yes	Yes	Yes
FMC Jerry Prout, Fax: 202-956-5235	08/15/2006	No	No	No
LANXESS Corporation Jamie B. Schaeffer, Fax: 412-809-3614	08/15/2006	No	No	No
Monsanto Corporation Michael Parrish, Fax: 202-789-1867 Linda Strachan, Fax: 202-789-1867	08/15/2006	No	No	No
Syngenta Mike Blythe, Fax: 336-632-6084 Dawn Stomp, Fax: 202-347-7772	08/15/2006	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	08/15/2006	No	No	No

**Technical comments:**<sup>3</sup>

The Commission suggests the article description on page 1 of this report be used in the proposed new heading to provide the proper chemical name.

<sup>3</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.

109TH CONGRESS  
2D SESSION

# S. 3249

To suspend temporarily the duty on metsulfuron-methyl.

IN THE SENATE OF THE UNITED STATES

MAY 26, 2006

Mr. OBAMA introduced the following bill; which was read twice and referred to the Committee on Finance

## A BILL

To suspend temporarily the duty on metsulfuron-methyl.

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. METSULFURON-METHYL.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of  
5 the Harmonized Tariff Schedule of the United States is  
6 amended by inserting in numerical sequence the following  
7 new heading:

“ 9902.38.16	Methyl 2-[[[4-methoxy-6-methyl-1.3.5-tiazin-2-yl] amino] carbonyl] amino sulfonyl] benzoate (CAS No. 74223-64-6) (provided for in subheading 2935.00.75) and Methyl 2-[[[4-methoxy-6-methyl-1.3.5.tiazin-2-yl] amino] carbonyl] amino sulfonyl] benzoate (CAS No. 74223-64-6) put up in forms or packings for retail sale or as preparations or articles (provided for in subheading 3808.30.15) .....	Free	No change	No change	On or before 12/31/2009	”.
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1       (b) **EFFECTIVE DATE.**—The amendment made by  
2 subsection (a) applies to goods entered, or withdrawn from  
3 warehouse for consumption, on or after the 15th day after  
4 the date of the enactment of this Act.

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