



MEMORANDUM ON PROPOSED TARIFF LEGISLATION of the 112th Congress

Date approved

I. Background

Bill number:

Sponsor name:

Sponsor state:

Interested entity:

Name

City

State

Other bills on product (112th Congress only):

Nature of bill:

Expiration date:

Current or previous chapter 99 heading:

Retroactive date:

CAS number (if applicable):

Industry analyst:

Telephone:

Tariff Affairs contact:

Telephone:

Note:

1. Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.
2. In regard to the country(ies) of origin listed in section III, this report focuses on dutiable imports and does not take into account any tariff preference programs or special rates of duty.

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

2-Methyl-4-chlorophenoxyacetic acid (MCPA) (CAS No. 94-74-6) (provided for in subheading 2918.99.20)

(If enacted, the tariff relief provided for in this bill would be available to any entity that imports the product that is covered by the bill.)

Description above compared with bill as introduced:

- Same
- Different (see Technical Comments section)

III. Other product information, including uses/applications and source(s) of imports

The subject product is a synthetic organic chemical herbicide that is used to control a wide variety of broad leaf weeds in cereals, grasses, flax, and non-crop areas. It is imported from the Netherlands and the United Kingdom.

IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	2918.99.20				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty (%) or percentage point reduction	3.7	3.7	3.7	3.7	3.7
Estimated value of <i>dutiable</i> imports (\$)	185,000,000	18,500,000	18,500,000	18,500,000	18,500,000
Customs revenue loss (\$)	6,845,000	684,500	684,500	684,500	684,500

Note: Customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ. Regarding the HTS subheading listed in the article description of the bill, the Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only U.S. Customs and Border Protection is authorized to issue a binding ruling on this matter. The Commission believes that Customs should be consulted prior to enactment of the bill.

Dutiable imports were based on (more than one may apply):

- Official statistics of the U.S. Department of Commerce
- Provided by industry sources
- Industry information
- Commission estimates

Duty reduction notes:

- This bill is not a duty reduction
- This bill is a temporary duty reduction. Rates are shown below.

Col.1-general duty rate (%) Temporary rate (%) Percentage point reduction (%)

V. Technical comments

None

VI. Continuation

VII. Contacts with domestic firms/organizations

#	Firm/organization and contact name	Telephone number	Claims same or competing product made in the United States	Submission attached	Opposition noted
1	Nufarm Americas (Interested entity) Joel Junker	206-621-7878	No	No	No
2	Arkema David Kunz	202-263-3491	No	No	No
3	BASF Richard J. Salamone	973-895-8316	No	No	No
4	Bayer Steve Johnsen	412-777-5616	No	No	No
5	Chemtura Elizabeth J. Thomasino	203-573-2644	No	No	No
6	Crowell & Moring, LLP Mike Gill	202-508-8843	No	No	No
7	Dow Chemical Co. Lisa Schroeter	202-429-3407	No	No	No
8	DuPont Elaine M. Olsen	302-992-2263	No	No	No
9	Emerald Performance Materials Thomas Dirmyer	330-916-6706	No	No	No
10	FMC Jerry Prout	202-956-5209	No	No	No
11	Fanwood Chemical V. M. (Jim) DeLisi	908-322-8440	No	No	No
12	LANXESS Jamie B. Schaeffer	412-809-3666	No	No	No
13	Monsanto James K. Travis	202-383-2864	No	No	No
14	Rhodia Jackie Guscott	609-860-3379	No	No	No
15	Solutia Kassie Wooton	314-674-3297	No	No	No
16	Solvay Andrew K. Jones	856-251-3412	No	No	No
17	Syngenta Mike Blythe	336-632-2824	No	No	No
18	Valent Robin Demouth	925-256-2758	No	No	No

112TH CONGRESS
2D SESSION

H. R. 4496

To extend the temporary suspension of duty on 2-methyl-4-chlorophenoxyacetic acid.

IN THE HOUSE OF REPRESENTATIVES

APRIL 24, 2012

Mrs. BIGGERT introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To extend the temporary suspension of duty on 2-methyl-4-chlorophenoxyacetic 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. 2-METHYL-4-CHLOROPHENOXYACETIC ACID.**

4 (a) IN GENERAL.—Heading 9902.13.60 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 2-methyl-4-chlorophenoxyacetic acid) is amended by strik-
7 ing the date in the effective period column and inserting
8 “12/31/2015”.

9 (b) EFFECTIVE DATE.—The amendment made by
10 subsection (a) applies with respect to goods entered, or

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

