# UNITED STATES INTERNATIONAL TRADE COMMISSION <br> Washington, DC 20436 

# MEMORANDUM ON PROPOSED TARIFF LEGISLATION of the $109^{\text {th }}$ Congress ${ }^{1}$ 

[Date approved: November 8, 2005] ${ }^{2}$

Bill No. and sponsor: H.R. 2394 (Mr. Jim Costa of California).
Proponent name, location: Bayer CropScience, Washington, DC.
Other bills on product ( $\mathbf{1 0 9}^{\text {th }}$ Congress only): None.
Nature of bill: Temporary duty suspension through December 31, 2008.
Retroactive effect: None.

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

2,2-Dimethylbutanoic acid, 3-(2,4-dichlorophenyl)-2-oxo-1-oxaspiro(4.5)dec-3-en-4-yl ester (Spirodiclofen) (CAS No. 148477-71-8) (provided for in subheading 2932.29.10).

Check one: $\quad \underline{X}$ 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, imported from Germany, is used in an insecticide to control mites in citrus crops.

## Estimated effect on customs revenue:

| HTS subheading: $\mathbf{2 9 3 2 . 2 9 . 1 0}$ |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| $\rightarrow$ | 2005 | 2006 | 2007 | 2008 | 2009 |
| Col. 1-General rate of duty | 6.5\% | 6.5\% | 6.5\% | 6.5\% | 6.5\% |
| Estimated value dutiable imports | \$746,235 | \$746,235 | \$746,235 | \$746,235 | \$746,235 |
| Customs revenue loss | \$48,505 | \$48,505 | \$48,505 | \$48,505 | \$48,505 |

Source of estimated dutiable import data: Industry estimates.
Contacts with domestic firms/organizations (including the proponent):

[^0]| Name of firm/organization | Date <br> contacted | US production <br> of same or <br> competitive <br> product <br> claimed? | Submission <br> attached? | Opposition <br> noted? |
| :--- | :--- | :--- | :--- | :--- |
|  |  |  |  |  |
| Bayer CropScience (proponent) <br> Mike Gill 202-508-8843 | $9 / 14 / 2005$ | No | No | No |
| Atofina Cerex <br> Charles Kitchin : 703-527-2092 | $9 / 12 / 2005$ | No | No | No |
| Crop Life America <br> Lawrence Norton : 202-463-0474 | $9 / 12 / 2005$ | No | No | No |
| Dow Chemical/Dow Agro Science <br> Lisa Schroeter : 202-429-3467 | $9 / 12 / 2005$ | No | No | No |
| E.I. DuPont <br> Nancy Johnson : 202-728-3649 | $9 / 12 / 2005$ | No | No | No |
| FMC Corp. <br> Jerry Prout : 202-956-5235 | $9 / 12 / 2005$ | No | No | No |
| Monsanto Corp. <br> Michael Parrish : 202-789-1867 | $9 / 12 / 2005$ | No | No | No |
| Syngenta <br> Mike Blythe : 336-632-6084 | $9 / 12 / 2005$ | No | No | No |
| Valent USA <br> Robin Demouth : 925-256-2776 | $9 / 12 / 2005$ | No | No | No |
| LANXESS Corp. <br> James Schaeffer : 412-809-3614 | $9 / 12 / 2005$ | No | No | No |
| BASF Corp. <br> Greg Thies : 202-558-5101 | $9 / 12 / 2005$ | No | No | No |

Technical comments: ${ }^{3}$ None.

[^1]To suspend temporarily the duty on Spirodiclofen.

## IN THE HOUSE OF REPRESENTATIVES

May 17, 2005
Mr. Costa introduced the following bill; which was referred to the Committee on Ways and Means

## A BILL

To suspend temporarily the duty on Spirodiclofen.
Be it enacted by the Senate and House of Representa-
2 tives of the United States of America in Congress assembled,

## 3

(a) In General.-Subchapter II of chapter 99 of

6 amended by inserting in numerical sequence the following 7 new heading:

| 9902.09.01 | 2,2-Dimethylbutanoic acid, 3-(2,4-dichlorophenyl)-2-oxo-1-oxaspiro(4.5)dec-3-en4 -yl ester (Spirodiclofen) (CAS No. 148477-71-8) (provided for in subheading 2932.29.10) $\qquad$ | Free | No change | No change | On or before 12/31/2008 |
| :---: | :---: | :---: | :---: | :---: | :---: |

(b) Effective Date.-The amendment made by subsection (a) applies to goods entered, or withdrawn from warehouse for consumption, on or after the 15th day after the date of enactment of this Act.


[^0]:    ${ }^{1}$ Industry analyst preparing report: Jack Greenblatt (202-205-3353); Tariff Affairs contact: David Michels (202-205-3440).
    ${ }^{2}$ Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

[^1]:    ${ }^{3}$ 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.

