

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress ¹**

[Date approved: October 24, 2006]²

Bill No. and sponsor: S. 3167 (Mr. Christopher S. Bond of Missouri).

Proponent name, location: BASF Corporation, Palmyra, MO.

Other bills on product (109th Congress only): None.

Nature of bill: Extension of a temporary duty reduction through December 31, 2009.

Retroactive effect: None.

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

3-(1-Methylethyl)-1H-2,1,3-benzothiadiazin-4(3H)-one-2,2-dioxide, sodium salt (Bentazon, sodium salt) (CAS No. 50723-80-3) (provided for in subheading 2934.99.15).

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:

This product, a synthetic organic chemical, is the active ingredient in an herbicide formulation (Basagram). Basagram is a selective postemergent herbicide that is used to control many broad leaf weeds in commercial agriculture and home use. The subject product is imported from Germany.

Estimated effect on customs revenue:

HTS subheading: <u>2934.99.15</u>					
	2006	2007	2008	2009	2010
Col. 1-General rate of duty					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$14,367,444	\$2,685,150	\$2,416,635	\$2,174,972	\$2,174,972
Customs revenue loss ^{1/}	\$560,330	\$104,721	\$94,250	\$84,824	\$84,824

^{1/} The estimated customs revenue loss for 2006 reflects the existing duty reduction under HTS heading 9902.05.10 that expires on December 31, 2006. The estimated customs revenue loss is based on a temporary reduction of the general rate of duty from 6.5 percent ad valorem to 2.6 percent ad valorem, a reduction of 3.9 percentage points.

Source of estimated dutiable import data: Industry estimates.

¹ Industry analyst preparing report: Stephen Wanser (202-205-3363); 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.

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)		
BASF Corporation (Proponent) Greg Thies, Fax: 703-255-7142	06/12/2006	No	No	No
Arkema Inc. (Atofina) Charles Kitchin, Fax: 703-527-2002	06/12/2006	No	No	No
Bayer CropScience Mike Gill, 202-205-8843	06/12/2006	No	No	No
Crop Life America Lawrence Norton, Fax: 202-463-0474	06/12/2006	No	No	No
Dow Chemical/Dow AgroScience Max Turnipseed, 225-338-0310	06/12/2006	No	No	No
DuPont Nancy Johnson, Fax: 202-728-3649	06/12/2006	No	No	No
FMC Corp Jerry Prout, Fax: 202-956-5235	06/12/2006	No	No	No
LANXESS Corp. Jamie B. Schaeffer, Fax 412-809-3614	06/12/2006	No	No	No
Monsanto Corp. Michael Parris, Fax: 202-789-1867	06/12/2006	No	No	No
Nufarm Limited Joel R. Junker, Fax: 206-621-8220	06/12/2006	No	No	No
Syngenta Mike Blythe, Fax: 336-632-6084	06/12/2006	No	No	No
Valent USA Robin Demouth, Fax: 925-256-2776	06/12/2006	No	No	No

Technical comments:³ None.

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.

109TH CONGRESS
2^D SESSION

S. 3167

To extend temporarily the duty on Bentazon.

IN THE SENATE OF THE UNITED STATES

MAY 25, 2006

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

A BILL

To extend temporarily the duty on Bentazon.

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. BENTAZON.**

4 (a) IN GENERAL.—Heading 9902.05.10 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 Bentazon) is amended—

7 (1) by striking “(bentazon, sodium slat)” and
8 inserting “(Bentazon, sodium salt)”; and

9 (2) by striking “12/31/2006” and inserting
10 “12/31/2009”.

11 (b) EFFECTIVE DATE.—The amendments made by
12 subsection (a) apply 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 enactment of this Act.

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