



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)):

(S)-Cyano(3-phenoxyphenyl)methyl (S)-4-chloro- α -(1-methylethylbenzeneacetate) (Esfenvalerate) (CAS No. 66230-04-4) (provided for in subheading 2926.90.30)

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 product is an active ingredient used to formulate a pyrethroid insecticide that offers insect control across a wide range of crops. This product is imported primarily from India, China, and Japan.

IV. Estimated effect on customs revenue

Subject product HTS subheading(s)	2926.90.30				
Item	2013	2014	2015	2016	2017
Col.1-general rate of duty (%)	6.5	6.5	6.5	6.5	6.5
Estimated value of <i>dutiable</i> imports (\$)	8,000,000	8,500,000	9,000,000	9,500,000	10,000,000
Customs revenue loss (\$)	520,000	552,500	585,000	617,500	650,000

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

Suggested Article Description... -- continued:

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.

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	DuPont (Interested entity) Elaine M. Olsen	302-992-2263	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 CropScience Jean Reimers	202-756-3779	No	No	No
5	Chemtura Elizabeth J. Thomasino	203-573-2644	No	No	No
6	Clariant Andrew Zamoyski	202-415-9159	No	No	No
7	CropLife America Beau Greenwood	202-872-3871	No	No	No
8	Crowell & Moring, LLP Mike Gill	202-508-8843	No	No	No
9	Dow Chemical Co. Lisa Schroeter	202-429-3407	No	No	No
10	FMC Jerry Prout	202-956-5209	No	No	No
11	International Business-Government Counsellors Steve Ziehm	202-872-8181	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	Nufarm Emily Lawson	206-621-7878	No	No	No
15	Syngenta Mike Blythe	336-632-2824	No	No	No
16	Valent Robin Demouth	925-256-2758	No	No	No

112TH CONGRESS
2D SESSION

H. R. 4501

To extend the temporary suspension of duty on Esfenvalerate.

IN THE HOUSE OF REPRESENTATIVES

APRIL 24, 2012

Mr. BISHOP of Georgia introduced the following bill; which was referred to
the Committee on Ways and Means

A BILL

To extend the temporary suspension of duty on
Esfenvalerate.

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. ESFENVALERATE.**

4 (a) **IN GENERAL.**—Heading 9902.01.45 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 Esfenvalerate) is amended by striking the date in the ef-
7 fective period column and inserting “12/31/2015”.

8 (b) **EFFECTIVE DATE.**—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from

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

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