



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)):

Methyl (E)-methoxyimino-[(E)-α-[1-(α,α,α-trifluoro-m-tolyl)ethylideneaminoxy]-o-tolyl]acetate (Trifloxystrobin) (CAS No. 141517-21-7) (provided for in subheading 2928.00.25)

(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 used as an active ingredient in fungicides for a variety of crops. It is imported from Switzerland.

The bill is an extension of an existing duty reduction. In addition to extending the provision, the bill would change the duty rate to "Free." The current rate for HTS subheading 9902.10.76 is 5.4 percent.

IV. Estimated effect on customs revenue

| Subject product HTS subheading(s) | 2928.00.25 | | | | |
|--|------------|-----------|-----------|-----------|-----------|
| Item | 2013 | 2014 | 2015 | 2016 | 2017 |
| Col.1-general rate of duty (%) or percentage point reduction | 6.5 | 6.5 | 6.5 | 6.5 | 6.5 |
| Estimated value of <i>dutiable</i> imports (\$) | 8,000,000 | 8,000,000 | 8,000,000 | 8,000,000 | 8,000,000 |
| Customs revenue loss (\$) | 520,000 | 520,000 | 520,000 | 520,000 | 520,000 |

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

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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 | Bayer (Interested entity) Steve Johnsen | 412-777-5616 | No | No | No |
| 2 | 3M Greg Walters | 202-414-3008 | No | No | No |
| 3 | Albaugh Stuart Feldstein | 515-964-9444 | No | No | No |
| 4 | Arkema David Kunz | 202-263-3491 | No | No | No |
| 5 | Ashland Frank Fusiak | 973-628-4123 | No | No | No |
| 6 | BASF Richard J. Salamone | 973-895-8316 | No | No | No |
| 7 | Celanese Samuel Ramirez | 972-443-4689 | No | No | No |
| 8 | Chemtura Elizabeth J. Thomasino | 203-573-2644 | No | No | No |
| 9 | Clariant Andrew Zamoyski | 202-415-9159 | No | No | No |
| 10 | ColorChem Steven Printz | 770-993-5500, x18 | No | No | No |
| 11 | Crowell & Moring, LLP Mike Gill | 202-508-8843 | No | No | No |
| 12 | DSM Sheetal Bhadekar | 973-257-8323 | No | No | No |
| 13 | Dixie Chemical Mal Johnson | 281-291-2659 | No | No | No |
| 14 | Dow Chemical Co. Lisa Schroeter | 202-429-3407 | No | No | No |
| 15 | Drexel Chemical Stanley Bernard | 901-774-4370 | No | No | No |
| 16 | DuPont Elaine M. Olsen | 302-992-2263 | No | No | No |
| 17 | DyStar L.P. Megan Malone | 202-344-4621 | No | No | No |
| 18 | Eastman Greg Riddle | 212-835-1620 | No | No | No |

| # | Firm/organization and contact name | Telephone number | Claims same or competing product made in the United States | Submission attached | Opposition noted |
|----|---|-------------------|--|---------------------|------------------|
| 19 | Emerald Performance Materials Thomas Dirmyer | 330-916-6706 | No | No | No |
| 20 | Evonik Russell Mait | 804-452-5711 | No | No | No |
| 21 | FMC Jerry Prout | 202-956-5209 | No | No | No |
| 22 | Fanwood Chemical V. M. (Jim) DeLisi | 908-322-8440 | No | No | No |
| 23 | Honeywell Art Simonetti | 202-662-2671 | No | No | No |
| 24 | Kemira Rajesh Sharma | 678-819-4577 | No | No | No |
| 25 | LANXESS Jamie B. Schaeffer | 412-809-3666 | No | No | No |
| 26 | Lonza Joe Robinson | 201-316-9364 | No | No | No |
| 27 | Monsanto James K. Travis | 202-383-2864 | No | No | No |
| 28 | Nation Ford Chemical Jay Dickson | 803-548-3210, x15 | No | No | No |
| 29 | Nufarm Americas Joel Junker | 206-621-7878 | No | No | No |
| 30 | PPG Industries Bill Ries | 412-434-1717 | No | No | No |
| 31 | Procter & Gamble Matt Mattingley | 202-841-5601 | No | No | No |
| 32 | Purolite Gary Thundercliffe | 484-384 2708 | No | No | No |
| 33 | Royce Associates, ALP Terry Scheirer | 201-438-5200 | No | No | No |
| 34 | SOCMA Robert E. Branand, Esq. | 202-345-2717 | No | No | No |
| 35 | Sensient Technologies Ken Goldacker | 314-658-7363 | No | No | No |
| 36 | Sigma Aldrich Jared Fenton | 314-286-8326 | No | No | No |
| 37 | Solutia Kassie Wooton | 314-674-3297 | No | No | No |

| | | | | | |
|----|--|--------------|----|----|----|
| 38 | Solvay Andrew K. Jones | 856-251-3412 | No | No | No |
| 39 | Symrise Elizabeth Scharlat | 908-429-6821 | No | No | No |
| 40 | Syngenta Mike Blythe | 336-632-2824 | No | No | No |
| 41 | United Color Manufacturing Tom Nowakowski | 215-860-2165 | No | No | No |
| 42 | Valent Robin Demouth | 925-256-2758 | No | No | No |

112TH CONGRESS
2D SESSION

H. R. 4662

To suspend temporarily the duty on Trifloxystrobin.

IN THE HOUSE OF REPRESENTATIVES

APRIL 25, 2012

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

A BILL

To suspend temporarily the duty on Trifloxystrobin.

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. TRIFLOXYSTROBIN.**

4 (a) IN GENERAL.—Heading 9902.10.76 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 Trifloxystrobin) is amended—

7 (1) by striking “5.4%” and inserting “Free”;

8 and

9 (2) by striking “12/31/2012” and inserting
10 “12/31/2015”.

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

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