

June 5, 2002

Sent Via email: hearingclerks.waysandmeans@mailhouse.gov

Ms. Allison Giles, Majority Chief of Staff
Committee on Ways and Means
U. S. House of Representatives
1102 Longworth House Office Building
Washington, DC 20515

Re: Comments in Support of Miscellaneous Duty Suspension Bills

Dear Ms. Giles:

We are writing in support of the bills listed in this letter pursuant to the Subcommittee on Trade Notice No. TR-9 requesting public comments. Each of the bills listed below are described in further details in the attachment including the product, its use, source of manufacture and confirmation and this confirms that efforts have been made to determine that no domestic production of the specific chemicals described in subject bills exists.

Information in this letter and attachments has also been provided to the U. S. International Trade Commission and the U. S. Department of Commerce.

Comments in support of the bills listed herein are on behalf of The Dow Chemical Company and Dow AgroSciences LLC. All of subject bills cover chemicals that we must import to use in the production of products we market in the United States. As requested, complete contact information is provided on the supplemental sheet attached.

H.R. 4405 - Amends Heading 9902.29.58 of the Harmonized Tariff Schedules of the United States by striking "12/31/03" and inserting "12/31/05."

H. R. 4406 - Amends Heading 9902.29.58 of the Harmonized Tariff Schedules of the United States by inserting in numerical sequence the following new heading: 9902.30.71 3,4-Dichlorobenzonitrile (CAS No. 6574-99-8) (provided for in subheading 2926.90.12), as temporarily duty-free.

H. R. 4407 - Amends Heading 9902.29.17 of the Harmonized Tariff Schedules of the United States by striking "12/31/03" and inserting "12/31/05."

H.R 4408 – Amends Heading 9902.29.17 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.” 9902.30.70 Propanoic acid,2–[4–

(cyano-2-fluorophenoxy)phenoxy]-butyl ester(2R) (CAS No.122008-85-9) (provided for in subheading 2926.90.25), as temporarily duty-free.

H.R. 4409 – Amends Heading 9902.29.59 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4410 – Amends Heading 9902.29.26 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4411 – Amends Heading 9902.30.49 of the Harmonized Tariff Schedule of the United States —(1) by striking “3.5%” and inserting “Free”; and (2) by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4412 – Amends Heading 9902.29.06 of the Harmonized Tariff Schedule of the United States (relating to diphenyl sulfide) by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4413 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new heading: 9902.38.56 Carbamic acid,[4-aminophenyl)sulfonyl]-, methyl ester, monosodium salt (9CI) (CAS No. 2302-17-2) (provided for in subheading 3808.30.15), as temporarily duty-free.

H.R. 4414 – Amends Heading 9902.29.81 of the Harmonized Tariff Schedule of the United States ded—(1) by striking “2.6%” and inserting “Free”; and (2) by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4415 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new heading: 9902.38.55 [1,2,4] Triazolo[1,5-c] pyrimidine-2-sulfonamide, N-(2,6-difluorophenyl)-8-fluoro-5-methoxy (CAS No. 145701-23-1) (provided for in subheading 3808.30.15), as temporarily duty-free.

H.R. 4416 – Amends Heading 9902.33.92 of the Harmonized Tariff Schedule of the United States 1) by striking “2933.59.80” and inserting “2933.59.95”; and (2) by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4417 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new heading: 9902.30.75 Propanamide, N-(3,4-dichlorophenyl) (CAS No. 709-98-8) (provided for in subheading 2924.29.47), as temporarily duty-free.

H.R. 4418 – Amends Heading 9902.32.93 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4419 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by striking heading 9902.29.36 and inserting the following: 9902.29.36 Benzoic acid, 4-chloro-2-benzoyl-2-(1,1-dimethylethyl) hydrazide (Halofenozide) (CAS No. 112226-61-6 [sic]) (provided for in subheading 2928.00.25), as temporarily duty-free.

H.R. 4420 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new heading: 9902.33.74 a-butyl-a-(4-chloropenyl)-1H-1,2,4-triazole-1-propanenitrile (CAS No. 88671-89-0) (provided for in subheading 2933.99.06), as temporarily duty-free.

H.R. 4421 – Amends Heading 9902.29.77 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4422 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new heading: 9902.30.73 1,2-benzenedicarboxaldehyde (CAS No. 643-79-8) (provided for in subheading 2912.29.60), as temporarily duty-free.

H.R. 4423 – Amends Heading 9902.32.89 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4424 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new subheading: 9902.30.74 Trans 1,3-dichloropentene (CAS No. 10061-02-6) (provided for in subheading 2903.29.00), as temporarily duty-free.

H.R. 4425 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new heading: 9902.30.76 Methacrylamide (CAS No. 79-39-0) (provided for in subheading 2924.19.10), as temporarily duty-free.

H.R. 4426 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new heading: 9902.39.14 Divinylbenzene, acrylic acid polymer (CAS No. 9052-45-3) (provided for in subheading 3914.00.60), as temporarily duty-free.

H.R. 4427 – Amends Heading 9902.29.80 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4428 – Amends Heading 9902.32.92 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4429 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new heading: 9902.33.76 Benzenesulfonamide, 4-(dipropylamino)-3,5-dinitro (CAS No. 19044-88-3) (provided for in subheading 2935.00.95), as temporarily duty-free.

H.R. 4430 – Amends Heading 9902.29.61 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4431 – Amends Heading 9902.29.25 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4432 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by striking heading 9902.29.32 and inserting the following: 9902.29.32 N-tert-Butyl-N-(4-ethylbenzoyl)-3,5-Dimethylbenzoylhydrazide (Tebufenozide) (CAS No. 112410-23-8) (provided for in subheading 2928.00.25), as temporarily duty-free.

H.R. 4433 – Amends Heading 9902.29.08 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4434 – Amends Subchapter II of chapter 99 of the Harmonized Tariff Schedule of the United States by inserting in numerical sequence the following new heading: 9902.30.80 {N-[3-(1-ethyl-1-methylpropyl)-5isoxazolyl]-2,6-dimethoxybenzamide} (CAS No. 82558-50-7) (provided for in subheading 2934.99.15), as temporarily duty-free.

H.R. 4435 – Amends Heading 9902.29.16 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4436 – Amends Heading 9902.32.87 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4437 – Amends Heading 9902.32.90 of the Harmonized Tariff Schedule of the United States by striking “12/31/2003” and inserting “12/31/2005.”

H.R. 4438 – Amends Heading 9902.29.02 of the Harmonized Tariff Schedule of the United States (relating to trifluralin) –(1) by striking “3.3%” and inserting “Free”; and (2) by striking “12/31/2003” and inserting “12/31/2005.”

We respectfully request that each of the bills (as introduced) listed herein be favorably reported out of the Ways and Means Committee to be enacted by the 107th

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Congress. Please contact Mr. Tom Campbell (202-429-3438) in our Washington, DC offices should you have any questions or need further information.

Respectfully submitted,

Tom Campbell
Manager, Federal Government Relations
202-429-3438

Attachments

Cc: Representative Dave Camp
Representative Mike Pence

Listing of DAS / Dow Chemical Company Temporary Duty Suspensions Bills for Public Comment Attachment

H. R. Bill No. Assigned	Abbreviated * Chemical Name	HTSUS Number	Chemical CAS Number	Temporary HTSUS No.	Current Expiration Date	Requested Expiration Date	Country of Origin
4435	DMB Intermediate for use in the manufacture of the active ingredient in Broadstrike and Hornet, both herbicides	2914.50.5000	5436-21-5	9902.29.16	12/31/2003	12/31/2005	Germany
4407	DCA Intermediate used in the formulation of the active ingredient for Strongarm, a herbicide to control broadleaf weeds	2921.42.9000	608-31-1	9902.29.17	12/31/2003	12/31/2005	China
4412	Diphenyl sulfide Intermediate used in the manufacture of the active ingredient used in various herbicide formulations	2930.90.2900	139-66-2	9902.29.06	12/31/2003	12/31/2005	Japan
4438	Trifluralin The technical active ingredient for a selective pre-emergence herbicide, Treflan	2921.43.1500	1582-09-8	9902.29.02	12/31/2003	12/31/2005	Italy
4410	DMI Intermediate used in the manufacture of the active ingredient used in various herbicide formulations like StronArm, Clincher & First Rate	2933.29.9000	80-73-9	9902.29.26	12/31/2003	12/31/2005	Japan
4411	Ethalfuralin The technical active ingredient for a selective pre-emergence herbicide, Sonalan	2921.43.8090	55283-68-6	9902.30.49	12/31/2003	12/31/2005	Italy
4409	Benfluralin The technical active ingredient for a selective pre-emergence herbicide, Benifin	2921.43.8090	1861-40-1	9902.29.59	12/31/2003	12/31/2005	Italy
4433	AMT Intermediate used in the manufacture of the active ingredient for Broadstrike and Hornet, both herbicides	2933.99.9700	16691-43-3	9902.29.08	12/31/2003	12/31/2005	Japan
4405	DEPCT Intermediate used in the manufacture of the active ingredient for Lorsban and Dursban, both insecticides	2920.10.5000	2524-04-1	9902.29.58	12/31/2003	12/31/2005	Denmark
4430	Ref. Quinoline Intermediate used in the manufacture of the active ingredient for Strongarm, a herbicide to control broadleaf weeds	2933.49.7000	91-22-5	9902.29.61	12/31/2003	12/31/2005	China
4416	DMDS Intermediate used in the manufacture of the active of a new end-use herbicide	2933.59.9500	166524-74-9	9902.33.92	12/31/2003	12/31/2005	United Kingdom
4421	Starane F The technical active ingredient for post emergent foliar applications, Starane, Staranet, Salvo & Vista	2933.39.2500	81406-37-3	9902.29.77	12/31/2003	12/31/2005	France
4414	MCPA	2918.90.2015	94-74-6	9902.29.81	12/31/2003	12/31/2005	Netherlands
4414	2-ethylhexyl ester	2918.90.2050	29450-45-1	9902.29.81	12/31/2003	12/31/2005	Netherlands
4414	di-methylamine salt of MCPA	2921.19.6000	2039-46-5	9902.29.81	12/31/2003	12/31/2005	Netherlands

	Intermediate used in the manufacture of phenoxy based herbicides						
4431	OPP	2907.19.8000	90-43-7	9902.29.25	12/31/2003	12/31/2005	Germany
	Primary intermediate for the general purpose antimicrobials, Dowicide 1 and Dowicide A						
4428	BNS	2904.90.4700	7166-19-0	9902.32.92	12/31/2003	12/31/2005	Korea
	The active ingredient in Bioban - BNS, a microbial growth inhibitor with bacteriostatic and fungistatic properties						
4437	DMTS	2930.90.1000	20018-09-1	9902.32.90	12/31/2003	12/31/2005	Japan
	The active ingredient in Amical -48, an antimicrobial agent used as a fungicide/mildewcide preservative						
4427	Propiconazole	2934.99.1200	60207-90-1	9902.29.80	12/31/2003	12/31/2005	
	The technical active ingredient used to produce a broad spectrum fungicide						
4436	Fenbuconazole	2933.99.0600	114369-43-6	9902.32.87	12/31/2003	12/31/2005	Japan
	The technical active ingredient used to produce a narrow spectrum insecticide, MACH 2						
4419	Halofenozide	2928.00.2500	112226-61-6	9902.29.36	12/31/2001	12/31/2005	Italy
	The technical active ingredient used to produce finished fungicides like Indar and Enable						
4432	Tebufenozide	2928.00.2500	112410-23-8	9902.29.32	12/31/2001	12/31/2005	Italy
	The technical active ingredient used to produce a narrow spectrum insecticide, like Mimic and Confirm						
4423	Triazamate	2933.99.1700	112143-82-5	9902.32.89	12/31/2003	12/31/2005	Germany
	The technical active ingredient used to produce a narrow spectrum insecticide, like Aphistar						
4418	Methoxyfenozide	2928.00.2500	161050-58-4	9902.32.93	12/31/2003	12/31/2005	Italy
	The technical active ingredient used to produce a unique narrow spectrum insecticide, like Intrepid						
4426	MAC-3 Cation Exchange R	3914.00.6000	9052-45-3	NEW	NEW	12/31/2005	Italy
	Used in industrial and consumer water purification applications						
4425	Methacrylamide	2924.19.1030	79-39-0	NEW	NEW	12/31/2005	Japan
	A co-monomer used in the manufacture of styrene butadiene latex for the paper coating industry						
4413	Asulam	3808.30.1500	2302-17-2	NEW	NEW	12/31/2005	United Kingdom
	The technical active ingredient for a herbicide used primarily on sugarcane, Asulam 400						
4434	Gallery	2934.99.1500	82558-50-7	NEW	NEW	12/31/2005	United Kingdom
	The technical active ingredient for a unique pre-emergent herbicide used primarily on cool and warm season turf						
4420	Myclobutanil	2933.99.0600	88671-89-0	NEW	NEW	12/31/2005	United Kingdom
	The technical active ingredient for various fungicide products like Rally, Eagle, Laredo, Nuflow, Systhane and Nova						
4408	Clincher	2926.90.2500	122008-85-9	NEW	NEW	12/31/2005	Japan
	The technical active ingredient for herbicide products like the selective weed killer used on rice crops, Clincher						
4415	Florasulam	3808.30.1500	145701-23-1	NEW	NEW	12/31/2005	United Kingdom
	The technical active ingredient for herbicide products like the wide window post emergent Frontline and Spectrum						

4429	Oryzalin The technical active ingredient for the herbicide product , Surflan	2935.00.9500	19044-88-3	NEW	NEW	12/31/2005	Germany
4424	Trans 1,3 DCP Intermediate used in the manufacture of a fungicide formulation	2903.29.0000	10061-02-6	NEW	NEW	12/31/2005	Germany
4417	Propanil The technical active ingredient used in the formulation of herbicide products like Stam and Stampede	2924.29.4700	709-98-8	NEW	NEW	12/31/2005	Italy
4406	3,4-DCBN Intermediate used in the manufacture of the herbicide, Clincher	2926.90.1200	6574-99-8	NEW	NEW	12/31/2005	Germany
4422	OPA The active ingredient in Ucarcide P-200, a chemical sterilant approved by the FDA as a high level disinfectant	2912.29.6000	643-79-8	NEW	NEW	12/31/2005	Austria

* Full chemical names provided in bill and/or in 9902 heading referenced; brief description of chemical's use is on each line under the chemical identified

MT: 5 June 2002