

# U.S. Customs and Border Protection



## **DISCONTINUATION OF CUSTOMS BROKER IMPORTER SELF-ASSESSMENT PRE-CERTIFICATION TEST**

**AGENCY:** U.S. Customs and Border Protection; Department of Homeland Security.

**ACTION:** General notice.

**SUMMARY:** On April 17, 2013, U.S. Customs and Border Protection (CBP) announced a test allowing customs brokers to pre-certify importers for participation in the Importer Self-Assessment (ISA) program. The Customs Broker Importer Self-Assessment Pre-Certification (Broker ISA PC) test was intended to leverage customs brokers' relationships with importers to facilitate and promote importer participation in the ISA program. Unfortunately, there was minimal importer participation in the test; thus, CBP has determined that it is not effective to continue with the Broker ISA PC test. This notice announces CBP's intention to discontinue the test and not to move forward with a permanent Broker ISA PC program.

**DATES:** As of September 21, 2018, the test is discontinued.

**FOR FURTHER INFORMATION CONTACT:** Lori Mennitt, Acting Chief, Trade Compliance Branch, Cargo & Conveyance Security, Office of Field Operations, 202-344-3285, [lori.mennitt@cbp.dhs.gov](mailto:lori.mennitt@cbp.dhs.gov).

### **SUPPLEMENTARY INFORMATION:**

#### **Background**

##### *The Broker ISA PC Test*

On April 17, 2013, U.S. Customs and Border Protection (CBP) announced a test in the **Federal Register** (78 FR 22895) allowing customs brokers to pre-certify importers for participation in the Importer Self-Assessment program. The primary goal of the test, known as the Customs Broker Importer Self-Assessment (ISA) Pre-Certification (Broker ISA PC) test, was to leverage customs brokers' relationships to facilitate and promote importer participation in the ISA program, especially for small and medium enterprises. The

Broker ISA PC test allowed selected brokers, referred to as ISA pre-certifiers, to pre-certify importers for the ISA program.

The ISA program was established in 2002 to enable interested importers to voluntarily participate in a program that allows them to self-assess their own compliance with customs laws and regulations on a continuing basis. *See* 67 FR 41298 (June 17, 2002). The ISA program is a joint government-business trade facilitation partnership program that recruits trade compliant companies to build cooperative relationships that strengthen trade compliance. It is based on the premise that importers with strong internal controls are more likely to achieve a high level of compliance with customs laws and regulations; thus the program enables CBP to recognize and support importers who have implemented such programs. Importers wishing to participate in the ISA program submit a complete application package to CBP. CBP then reviews the application and begins the vetting process including a risk assessment and a determination of the applicant's readiness to assume the responsibilities of ISA.

When the Broker ISA PC test was in operation, importers interested in applying to participate in the ISA program had the option of using either the Broker ISA PC services (most likely for a fee) of an ISA pre-certifier to facilitate participation in the ISA program or the importers could continue to apply for participation in the ISA program without the services of a pre-certifier. Under the Broker ISA PC test, an interested importer who wished to use the services of a pre-certifier submitted a complete ISA application package to both CBP and the ISA pre-certifier whom they selected. If an importer used the services of an ISA pre-certifier, the importer noted this at the time it submitted its ISA application. The key benefit of using the services of an ISA pre-certifier was the facilitation of the ISA application process. In the April 17, 2013 **Federal Register** notice, CBP anticipated that the use of an ISA pre-certifier would reduce the time period from application to presentation to the ISA Review Board from the average processing time for CBP which is between 9 and 12 months to between 90 and 120 days.

#### *Discontinuation of the Broker ISA PC Test*

CBP announced in the April 17, 2013 **Federal Register** notice that it would review the effectiveness and feasibility of the Broker ISA PC test one (1) year after the date of the ISA Pre-Certifiers Orientation and that based on the results and lessons learned from the test, CBP would determine if the Broker ISA PC would be fully implemented as a permanent program.

While a total of 23 brokers volunteered to participate in the test and 9 brokers were selected to participate in the test per the guidelines of the notice, the test proved unsuccessful as there was little participa-

tion from importers. Several importers expressed reservations about securing the services of a broker to conduct the ISA evaluations and indicated that the broker fees were cost prohibitive. Only three (3) importers signed up to be reviewed by the brokers. Because of the low participation rate, CBP has determined that the test and test program are not effective and has decided to terminate the test. As a result, the Broker ISA PC test is discontinued effective immediately and the test program will not be implemented as a permanent program.

The discontinuation of the test and the publication of this notice will have no effect on the ISA program.

Dated: September 18, 2018.

TODD C. OWEN,  
*Executive Assistant Commissioner,  
Office of Field Operations.*

[Published in the Federal Register, September 21, 2018 (83 FR 47931)]



### AGENCY INFORMATION COLLECTION ACTIVITIES:

#### **Entry and Manifest of Merchandise Free of Duty, Carrier's Certificate and Release**

**AGENCY:** U.S. Customs and Border Protection (CBP), Department of Homeland Security.

**ACTION:** 60-Day notice and request for comments; extension of an existing collection of information.

**SUMMARY:** The Department of Homeland Security, U.S. Customs and Border Protection will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (PRA). The information collection is published in the **Federal Register** to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted (no later than November 23, 2018) to be assured of consideration.

**ADDRESSES:** Written comments and/or suggestions regarding the item(s) contained in this notice must include the OMB Control Number 1651-0013 the subject line and the agency name. To avoid duplicate submissions, please use only *one* of the following methods to submit comments:

(1) Email. Submit comments to: *CBP\_PRA@cbp.dhs.gov*.

(2) Mail. Submit written comments to CBP Paperwork Reduction Act Officer, U.S. Customs and Border Protection, Office of Trade,

Regulations and Rulings, Economic Impact Analysis Branch, 90 K Street NE, 10th Floor, Washington, DC 20229–1177.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional PRA information should be directed to Seth Renkema, Chief, Economic Impact Analysis Branch, U.S. Customs and Border Protection, Office of Trade, Regulations and Rulings, 90 K Street NE, 10th Floor, Washington, DC 20229–1177, Telephone number (202) 325–0056 or via email [CBP\\_PRA@cbp.dhs.gov](mailto:CBP_PRA@cbp.dhs.gov). Please note that the contact information provided here is solely for questions regarding this notice. Individuals seeking information about other CBP programs should contact the CBP National Customer Service Center at 877–227–5511, (TTY) 1–800–877–8339, or CBP website at <https://www.cbp.gov/>.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on the proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). This process is conducted in accordance with 5 CFR 1320.8. Written comments and suggestions from the public and affected agencies should address one or more of the following four points: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency’s estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) suggestions to enhance the quality, utility, and clarity of the information to be collected; and (4) suggestions to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submission of responses. The comments that are submitted will be summarized and included in the request for approval. All comments will become a matter of public record.

### Overview of This Information Collection

**Title:** Entry and Manifest of Merchandise Free of Duty, Carrier’s Certificate and Release.

**OMB Number:** 1651–0013.

**Form Number:** CBP Form 7523.

**Current Actions:** CBP proposes to extend the expiration date of this information collection. There is no change to the burden hours or the information collected.

**Type of Review:** Extension (without change).

**Affected Public:** Businesses.

**Abstract:** CBP Form 7523, *Entry and Manifest of Merchandise Free of Duty, Carrier's Certificate and Release*, is used by carriers and importers as a manifest for the entry of merchandise free of duty under certain conditions. CBP Form 7523 is also used by carriers to show that articles being imported are to be released to the importer or consignee, and as an inward foreign manifest for a vehicle or a vessel of less than 5 net tons arriving in the United States from Canada or Mexico with merchandise conditionally free of duty. CBP uses this form to authorize the entry of such merchandise. CBP Form 7523 is authorized by 19 U.S.C. 1433, 1484 and 1498. It is provided for by 19 CFR 123.4 and 19 CFR 143.23. This form is accessible at <https://www.cbp.gov/newsroom/publications/forms?title=7523&=Apply>.

**Estimated Number of Respondents:** 4,950.

**Estimated Number of Responses per Respondent:** 20.

**Estimated Total Annual Responses:** 99,000.

**Estimated Time per Response:** 5 minutes.

**Estimated Total Annual Burden Hours:** 8,247.

Dated: September 19, 2018.

SETH D RENKEMA,  
*Branch Chief,*  
*Economic Impact Analysis Branch,*  
*U.S. Customs and Border Protection.*

[Published in the Federal Register, September 24, 2018 (83 FR 48321)]

## AGENCY INFORMATION COLLECTION ACTIVITIES:

### Customs Declaration

**AGENCY:** U.S. Customs and Border Protection (CBP), Department of Homeland Security.

**ACTION:** 30-Day notice and request for comments; Extension of an existing collection of information.

**SUMMARY:** The Department of Homeland Security, U.S. Customs and Border Protection will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (PRA). The information collection is published in the **Federal Register** to obtain comments from the public and affected agencies.

**DATES:** Comments are encouraged and will be accepted (no later than October 29, 2018) to be assured of consideration.

**ADDRESSES:** Interested persons are invited to submit written comments on this proposed information collection to the Office of Information and Regulatory Affairs, Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for Customs and Border Protection, Department of Homeland Security, and sent via electronic mail to *dhdeskofficer@omb.eop.gov*.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional PRA information should be directed to Seth Renkema, Chief, Economic Impact Analysis Branch, U.S. Customs and Border Protection, Office of Trade, Regulations and Rulings, 90 K Street NE, 10th Floor, Washington, DC 20229–1177, Telephone number (202) 325–0056 or via email *CBP\_PRA@cbp.dhs.gov*. Please note that the contact information provided here is solely for questions regarding this notice. Individuals seeking information about other CBP programs should contact the CBP National Customer Service Center at 877–227–5511, (TTY) 1–800–877–8339, or CBP website at <https://www.cbp.gov/>.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on the proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). This proposed information collection was previously published in the **Federal Register** (Volume 83 FR Page 34602) on July 20, 2018, allowing for a 60-day comment period. This notice allows for an additional 30 days for public comments. This process is conducted in accordance with 5 CFR 1320.8. Written comments and suggestions from the public and affected agencies should address one or more of the following four points: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) suggestions to enhance the quality, utility, and clarity of the information to be collected; and (4) suggestions to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of

information technology, *e.g.*, permitting electronic submission of responses. The comments that are submitted will be summarized and included in the request for approval. All comments will become a matter of public record.

### Overview of This Information Collection

**Title:** Customs Declaration.

**OMB Number:** 1651–0009.

**Form Number:** CBP Form 6059B.

**Abstract:** CBP Form 6059B, Customs Declaration, is used as a standard report of the identity and residence of each person arriving in the United States. This form is also used to declare imported articles to U.S. Customs and Border Protection (CBP) in accordance with 19 CFR 122.27, 148.12, 148.13, 148.110, 148.111; 31 U.S.C. 5316 and section 498 of the Tariff Act of 1930, as amended (19 U.S.C. 1498).

Section 148.13 of the CBP regulations prescribes the use of the CBP Form 6059B when a written declaration is required of a traveler entering the United States. Generally, written declarations are required from travelers arriving by air or sea. Section 148.12 requires verbal declarations from travelers entering the United States. Generally, verbal declarations are required from travelers arriving by land. CBP continues to find ways to improve the entry process through the use of mobile technology to ensure it is safe and efficient. To that end, CBP is testing the operational effectiveness of a process which allows travelers to use a mobile app to submit information to CBP prior to arrival. This process, called Mobile Passport Control (MPC) which is a mobile app that allows travelers to self-segment upon arrival into the United States—a process also known as intelligent queuing. Another electronic process that CBP is testing in lieu of the paper 6059B is the Automated Passport Control (APC). This is a CBP program that facilitates the entry process for travelers by providing self-service kiosks in CBP’s Primary Inspection area that travelers can use to make their declaration.

A sample of CBP Form 6059B can be found at: <http://www.cbp.gov/travel/us-citizens/sample-declaration-form>.

**Current Actions:** This submission is being made to extend the expiration date of this information collection with no change to the burden hours or to the information collected.

**Type of Review:** Extension (without change).

**Affected Public:** Individuals.

*CBP Form 6059B:*

**Estimated Number of Respondents:** 34,006,000.

**Estimated Number of Total Annual Responses:** 34,006,000.

**Estimated Time per Response:** 4 minutes.

**Estimated Total Annual Burden Hours:** 2,278,402.

*Verbal Declarations:*

**Estimated Number of Respondents:** 233,000,000.

**Estimated Number of Total Annual Responses:** 233,000,000.

**Estimated Time per Response:** 10 seconds.

**Estimated Total Annual Burden Hours:** 669,000.

*APC Terminals:*

**Estimated Number of Respondents:** 70,000,000.

**Estimated Number of Total Annual Responses:** 70,000,000.

**Estimated Time per Response:** 2 minutes.

**Estimated Total Annual Burden Hours:** 2,310,000.

*MPC App:*

**Estimated Number of Respondents:** 500,000.

**Estimated Number of Total Annual Responses:** 500,000.

**Estimated Time per Response:** 2 minutes.

**Estimated Total Annual Burden Hours:** 16,500.

SETH D. RENKEMA,  
*Branch Chief,*  
*Economic Impact Analysis Branch,*  
*U.S. Customs and Border Protection.*

[Published in the Federal Register, September 27, 2018 (83 FR 48837)]

**AGENCY INFORMATION COLLECTION ACTIVITIES:****General Declaration**

**AGENCY:** U.S. Customs and Border Protection (CBP), Department of Homeland Security.

**ACTION:** 30-Day notice and request for comments; Extension of an existing collection of information.

**SUMMARY:** The Department of Homeland Security, U.S. Customs and Border Protection will be submitting the following information

collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (PRA). The information collection is published in the **Federal Register** to obtain comments from the public and affected agencies.

**DATES:** Comments are encouraged and will be accepted no later than October 29, 2018 to be assured of consideration.

**ADDRESSES:** Interested persons are invited to submit written comments on this proposed information collection to the Office of Information and Regulatory Affairs, Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for Customs and Border Protection, Department of Homeland Security, and sent via electronic mail to *dhsdeskofficer@omb.eop.gov*.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional PRA information should be directed to Seth Renkema, Chief, Economic Impact Analysis Branch, U.S. Customs and Border Protection, Office of Trade, Regulations and Rulings, 90 K Street NE, 10th Floor, Washington, DC 20229-1177, Telephone number (202) 325-0056 or via email *CBP\_PRA@cbp.dhs.gov*. Please note that the contact information provided here is solely for questions regarding this notice. Individuals seeking information about other CBP programs should contact the CBP National Customer Service Center at 877-227-5511, (TTY) 1-800-877-8339, or CBP website at <https://www.cbp.gov/>.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on the proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). This proposed information collection was previously published in the **Federal Register** (83 FR 33234) on July 17, 2018, allowing for a 60-day comment period. This notice allows for an additional 30 days for public comments. This process is conducted in accordance with 5 CFR 1320.8. Written comments and suggestions from the public and affected agencies should address one or more of the following four points: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) suggestions to enhance the quality, utility, and clarity of the information to be collected; and (4) suggestions to minimize the burden of the

collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses. The comments that are submitted will be summarized and included in the request for approval. All comments will become a matter of public record.

### Overview of This Information Collection

**Title:** General Declaration (Outward/Inward) Agriculture, Customs, Immigration, and Public Health.

**OMB Number:** 1651-0002.

**Form Number:** Form 7507.

**Action:** CBP proposes to extend the expiration date of this information collection with no change to the burden hours. There is no change to the information collected or CBP Form 7507.

**Type of Review:** Extension (without change).

**Abstract:** An aircraft commander or agent must file CBP Form 7507, *General Declaration (Outward/Inward) Agriculture, Customs, Immigration, and Public Health* at the time of arrival for all aircraft required to enter pursuant to 19 CFR 122.41 and at the time of clearance for all aircraft departing to a foreign area with commercial airport cargo pursuant to 19 CFR 122.72. This form is used to document clearance and inspections by appropriate regulatory agency staffs. CBP Form 7507 collects information about the flight routing, the number of passengers embarking and disembarking, the number of crew members, a declaration of health for the persons on board, and details about disinfecting and sanitizing treatments during the flight. This form also includes a declaration attesting to the accuracy, completeness, and truthfulness of all statements contained in the form and in any document attached to the form.

CBP Form 7507 is authorized by 42 U.S.C. 268, 19 U.S.C. 1431, 1433, and 1644a; and provided for by 19 CFR 122.43, 122.52, 122.54, 122.73, 122.144, 42 CFR 71.21 and 71.32. This form is accessible at: <https://www.cbp.gov/newsroom/publications/forms?title=7507&=Apply>.

**Affected Public:** Businesses.

**Estimated Number of Respondents:** 500.

**Estimated Number of Total Annual Responses:** 1,322,000.

**Estimated Time per Response:** 5 minutes.

**Estimated Annual Burden Hours:** 110,122.6.

SETH D. RENKEMA,  
*Branch Chief,*  
*Economic Impact Analysis Branch,*  
*U.S. Customs and Border Protection.*

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