

Virtual Trade Week: Export Modernization Session Frequently Asked Questions (FAQs)

Q. Will the U.S. Census Bureau and the Bureau of Industry and Security (BIS) ever move forward with proposed rules to clarify routed transactions?

The Census Bureau and BIS have made great progress on a draft Notice of Proposed Rulemaking (NPRM) on routed export transactions. Currently, BIS has publicly stated the draft NPRM involves some critical issues that need attention from political appointees at BIS, who are not in place as of the publication date of these FAQs. These new political appointees will need to provide direction regarding policy decisions in the draft NPRM, so the draft NPRM will not progress until the appointees are in place.

Q. What is the remedy for an exporter should their Employer Identification Number (EIN) be used for an unauthorized Electronic Export Information (EEI) filing by a forwarder?

An email should be sent to the Census Bureau Data User and Trade Outreach Branch at exportreports@census.gov or call 1-800-549-0595, option 5 for assistance over the phone.

Q. Is there any update on the need to file Automated Export System (AES)/EEI on shipments to/from the United States and Puerto Rico?

The public comments to the Advanced Notice of Proposed Rulemaking have been reviewed by the Census Bureau and Bureau of Economic Analysis. The comments were split on the need to report exports between the U.S. and Puerto Rico and the U.S. to U.S. Virgin Islands. Additional discussions are ongoing to determine a way forward.

Q. Where is the COAC Working Group white paper published?

The white paper can be found [here](#).

Q. What is the plan to move toward a “single window” for exports that would allow export documentation handled by other agencies (e.g., health/sanitary certificates for food products) to access and pull in export data?

The single window is already in place for other agencies authorized to access the data to view export information. Please consult your Federal Drug Administration (FDA) representative on the Border Interagency Executive Council for more information.

Q. Will the Electronic Export Manifest (EEM) will be a separate system from the Automated Commercial Environment (ACE)?

EEM will be under the ACE umbrella, which will allow the EEM and AES to interface with one another.

Q. What is the status of export manifest for Truck?

CBP will work with Canada and Mexico to develop a standard truck export manifest. This development work has not yet begun.

Q. What is the status of Option 4 Post Departure Filing?

Post Departure Filing will be looked at after the EEM is in place and new enforcement guidance at CBP is in place. Please see the white paper referenced above for more information.

Q. When does Census plan on implementing a requirement of country-of-origin information on foreign products for EEI filings? Will there be any products/countries exempt from this new rule?

Before any implementation would be required, Census would need to publish an NPRM and receive public comment on the feasibility of such a requirement.

Q. Since the export control licensing regime is the risk management system for export shipments, what risk is CBP trying to manage through export data?

ACE Export Information System (EIS) is the system of record for export shipments. Licensed exports are tied to each EEI submission at the line level. ACE EIS will automatically perform validations against the license and return a successful submission (ITN) or a rejection error indicating the corrective measures. For licensed exports, ACE also provides the authorizing agency export data for regulatory control that they do not have.