

# Foreign Trade Division

Jerry Greenwell, Chief

Regulations, Outreach and Education Branch



FOREIGN TRADE  
STATISTICS YOUR KEY  
TO TRADE  
U. S. CENSUS BUREAU



## Today's Topics

- Recent Regulatory Changes Effecting Exports
- Rewrite of the Foreign Trade Regulations (FTR)
- Notable Proposed FTR Changes
  - Trade Act of 2000
- Proposed Schedule



## Recent Regulatory Changes

- **Mandatory Filing for USML and CCL Shipments (July 17, 2003)**
- **Mandatory Filing For Conflict Diamonds (October 20, 2003)**
- **Full Mandatory AES Program Notice (October 22, 2003)**
- **ITAR – Mandatory AES for USML items (October 27, 2003)**
- **Required Advance Electronic Presentation of Cargo Information (December 5, 2003)**



## Full Mandatory AES Filing

- **Public Law 107-228, “ Security Assistance Act of 2002”**
  - **Requires filing of all other export shipments in AES**
  - **No paper Option (SED will become obsolete)**
  - **Increased Penalties**



## FTSR CHANGES

- The SED will be Electronic Export Information (EEI)
- The FTSR will be Foreign Trade Regulations (FTR)
- Option 2 will be called Pre-departure
- Option 4 will be called Post-departure
- The regulations will be re-numbered

## FTSR Changes

- Trade Act of 2000 inclusions:
  - Pre-departure filing prior to tendering the cargo to the carrier, but....
  - For air, no later than 2 hours prior scheduled departure time
  - For rail, no later than 2 hours prior to the time the train arrives at the border
  - For vessel, no later than 24 hours prior to departure of the vessel
  - For truck, no later than 1 hour prior to the arrival of the truck at the border.

## FTSR Changes

- **Trade Act of 2000 inclusions:**
  - The Proof of Filing Citation that includes the Internal Transaction Number (ITN) must be shown on the air waybill, bill of lading or other commercial documentation.

## FTSR Changes

- **Penalty Provisions**
  - Delegation of Authority – Enforcement
  - Civil Penalty
  - Criminal Penalty
  - Mitigation

## Proposed Schedule

- June 2004 – Notice of Proposed Rulemaking
- August 2004 – All comments received
- October 2004 – Complete response to comments and publish final rule
- January 2005 – Final Rule becomes effective

## Foreign Trade Division EXPO

- Regulations
- AES
- Commodity Classification Analysis
- Local Customs and Border Protection
- Locations
  - April – New York
  - May – Salt Lake City
  - June – Minneapolis
  - September – Philadelphia
  - October – Dallas
  - November – Santa Fe

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[Jerome.M.Greenwell@census.gov](mailto:Jerome.M.Greenwell@census.gov)



O (301) 763-2238

F (301) 763-457-3765

[www.census.gov/foreign-trade](http://www.census.gov/foreign-trade)

