

**Commercial Customs Operations Advisory Committee
Government Issue Paper
Secure Trade Lanes Subcommittee
Export Modernization Working Group**

June 2024



**U.S. Customs and
Border Protection**

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Action Required: Informational

Background:

- Section 343 of Trade Act of 2002 requires advance transmission of electronic cargo information from both U.S. imports and exports. CBP is seeking pre-departure data on export transactions to conduct risk assessments.

Issue:

- Current export manifest regulations do not mandate the predeparture electronic submission of outbound cargo manifest data.
 - To remedy this, existing outbound regulatory requirements must be updated to include filing predeparture Electronic Export Manifest (EEM) data for ocean, rail, air, and truck.

Current Status:

- Office of Field Operations (OFO), Cargo and Conveyance Security (CCS) has posted the EEM pilot participation benefits paper on its website, www.CBP.gov.
- Currently under development:
 - Automated Commercial Environment (ACE) Truck Export Manifest portal with tentative scheduled deployment in the fall of 2024.
 - Level of effort completed for the development of the Truck Export Manifest Electronic Data Interchange (EDI) message format.
- The Export Modernization Working Group (EMWG) is continually working through its punch list of items and is currently discussing progressive filing in the export environment.
- Canada Border Services Agency and the EMWG continue to discuss EEM and the benefits between the two countries and the trade community.
- CCS has completed EEM Notices of Proposed Rulemaking (NPRM), and EEM pilot extensions requests.
 - Air and vessel NPRM are under CBP review.
 - Rail NPRM is now under Department-level review.
 - Rail EEM pilot has been extended to May 14, 2026.
 - Air and vessel EEM pilot extension requests have been properly signed by senior leadership and are awaiting publication in the Federal Register.
- Census preliminary data analysis of rail and vessel EEM data has shown positive impacts.
 - Based on initial results EEM data would serve to improve the Electronic Export Information (EEI) filing.
 - Possible regulatory update to the required EEI data elements.
 - Improve the penalty issuance process.
- Drawback subgroup created to focus on drawback related issues.
 - Proof of concept for export.
 - System enhancements to link drawback to the export cargo system.

Next Steps:

- Continue taking proactive steps with the COAC to turn the strategic vision of the white paper into COAC recommendations that can be implemented.
- Continue the development of the ACE Truck Export Manifest portal.
- Continue to work with EMWG to build Truck EEM business requirements and document process flows, and further refine EEM data elements.
- Work through the punch list the EMWG built to explore ways to modernize exports.
- Draft and publish a Truck EEM pilot in the Federal Register.

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