

**Commercial Customs Operations Advisory Committee
Government Issue Paper
Secure Trade Lanes Subcommittee
De Minimis Working Group**

September 2024



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



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**CCS/Office of Field Operations
Secure Trade Lanes Subcommittee
De Minimis Working Group
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Action Required: Informational

Background:

- In the 17th term of the Commercial Customs Operations Advisory Committee (COAC), CBP will continue with the work identified by De Minimis Work Group.
- The working group crafted a new statement of work and is now operating under the Secure Trade Lanes COAC Subcommittee, which will focus on:
 - Developing strategies that enhance CBP's efforts in strengthening supply chains and increasing vigilance to prevent the introduction of chemicals or other materials used in the production of fentanyl and other illicit drugs.
 - Addressing data quality issues with respect to de minimis transactions. The COAC will provide input regarding enhanced methods to ensure data quality.
 - Developing solutions to address reoccurring compliance issues such as: timely presentation of freight, manifesting, weight to value ratio, and Partner Government Agency (PGA) referrals.
 - Identifying alternative enforcement actions to increase compliance; including abandonment, denied entry, penalties, etc.
 - Finding solutions to effectively receive feedback from the Trade related to de minimis.
 - Identify ways to improve CBP's outreach to better educate the Trade on de minimis requirements and compliance.

Issue:

- The De Minimis Working Group has been reviewing Automated Commercial Environment (ACE) developments which are scheduled to deploy this quarter.
 - The ACE enhancement update (CBP 077) will provide a validation to ensure that an appropriate party does not receive section 321 clearance for more than an aggregate of \$800 in shipments on a given day.
 - CBP receives limited data for de minimis shipments; therefore, CBP will use the Estimated Date of Arrival (EDA) as reported by the filer as the one day.
 - This allows CBP and the Trade the chance to stop ineligible shipments before arriving to the U.S., thus eliminating the potential for storage and tracking issues.
 - All releases are conditional and CBP can issue a notice of delivery; however, CBP would only consider a redelivery if operationally necessary.

Current Status:

- Provide overview of ACE developments.
- Provide feedback on recent CBP guidance to the trade community.

Next Steps:

- Provide additional feedback related to the section 321 data pilot success and lessons learned.

- Provide a Q&A for the ACE Developments

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