

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

September 2024



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



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**Cargo Conveyance Security/Office of Field Operations
Secure Trade Lanes Subcommittee
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Action Required: Informational

Background:

- Section 343(a) of the Trade Act of 2002 required that U.S. Customs and Border Protection (CBP) promulgate final regulations requiring the collection of electronic cargo information prior to its departure from the U.S. by any mode of commercial transportation (sea, air, rail, or truck).

Issue:

- Current export manifest regulations do not mandate the predeparture electronic submission of an outbound cargo manifest for any mode of export.
- Updating existing outbound regulatory requirements for filing the predeparture Electronic Export Manifest (EEM) for ocean, rail, air, and truck.

Current Status:

- Office of Field Operations' (OFO), Cargo and Conveyance Security (CCS) Directorate posted the EEM Pilot Participation Benefits paper on the CBP.GOV website.
- Currently under development.
 - Automated Commercial Environment (ACE) Truck Export Manifest portal, tentatively scheduled for deployment in the fall of 2024.
 - Funding required for the development of a Truck Export Manifest Electronic Data Interchange (EDI) message format.
- The Commercial Operations Advisory Committee (COAC) export working group is working through its priorities and is discussing progressive filing in the export environment.
- Canada Border Services Agency and the COAC Export Modernization Working Group (EMWG) continue to discuss EEM and the benefits between the two countries and the export stakeholders.
- EEM the Notices of Proposed Rulemaking (NPRM) and EEM pilot extensions.
 - Air and vessel NPRM are under CBP review.
 - Rail NPRM is under review by the Office of Management and Budget review.
 - Rail EEM pilot has been extended to May 14, 2026.
 - Air EEM pilot has been extended to June 24, 2026
 - Vessel EEM pilot has been extended to May 31, 2026
- EEM Pilot participation.
 - 3 air carriers.
 - 2 rail carriers.
 - 26 ocean carriers submitting EEM's, with 12 fully off of paper manifest processes.
 - 9 certified data processing service providers.
- 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.
- A drawback subgroup has been created to focus on the following:
 - A proof of concept for export.
 - System enhancements to link drawback to the Export Cargo system.

Next Steps:

- Continue workshopping the strategic vision of the white paper into actionable recommendations by the COAC.
- Continue the development of the ACE Truck Export Manifest portal.
- Continue to work with COAC export working group build Truck EEM business requirements and document process flows and EEM data elements.
- Work through the action items the EMWG identified to modernize or automate exports.
- Draft and publish to the Federal Register a Truck EEM pilot.

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