



Bureau of Industry and Security – Updates

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Overview



- General Updates
- Licensing Statistics
- BIS Outreach to Academia
- Regulatory Amendments:
 - Russia and Belarus – *stay tuned!*
 - Emerging and Foundational Technologies – *stay tuned!*
 - Country Policy
 - Entity List
 - Other Actions



General Updates

- BIS Leadership
- Operating Status:
 - Since March 2020, BIS, along with many other USG agencies, has been under an evacuation order.
 - Mandatory/maximum telework required
 - As of April 25, 2022, BIS began its 'return to office' transition.
 - Post-transition: Enhanced telework as possible and appropriate



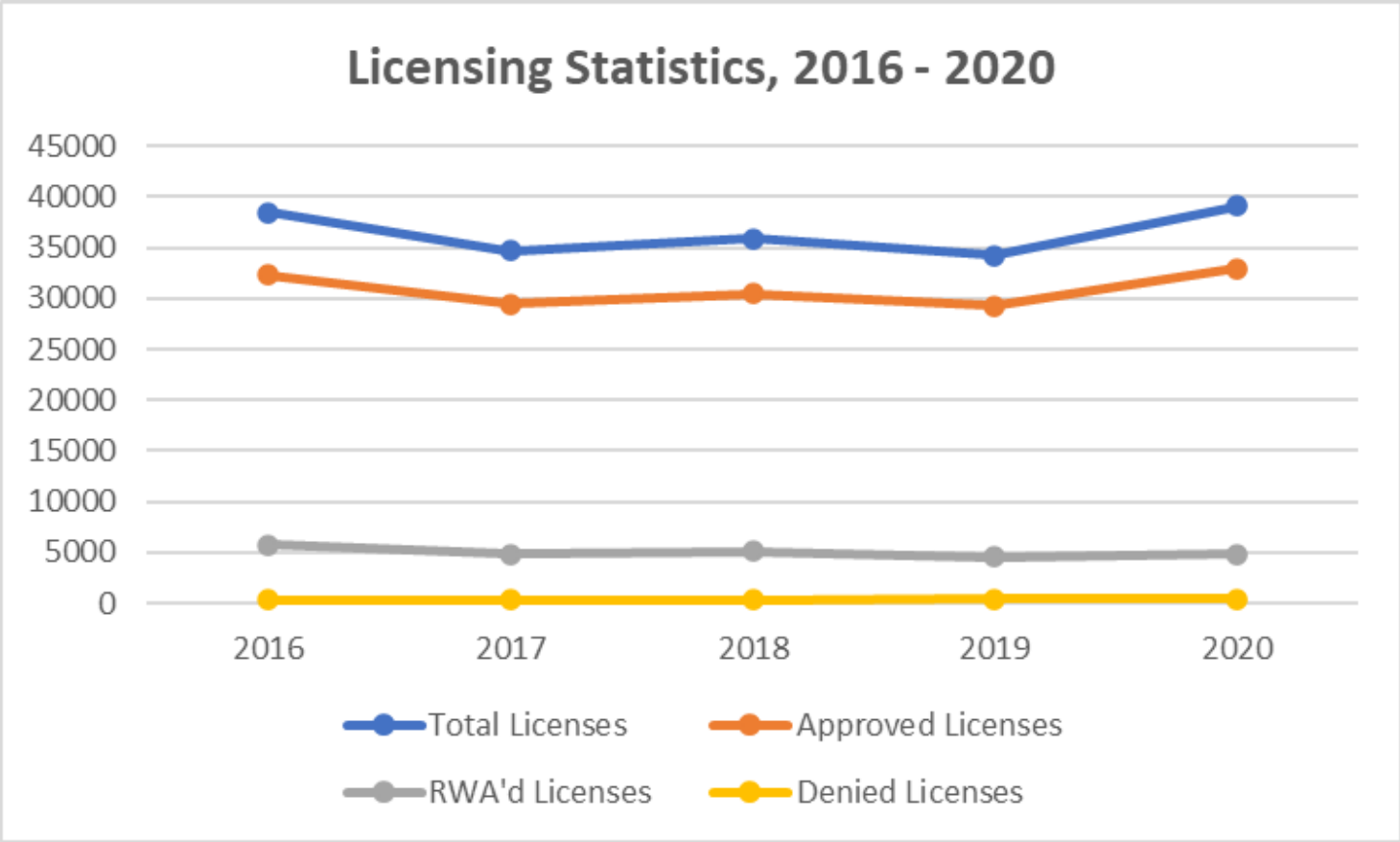
BIS Licensing Statistics



- In 2020, BIS processed **38,203** license applications worth \$219.4 billion for commodities, software and technology.
- The number of license applications received in 2020 increased by 5.234 (almost 16%) as compared to 2019.
- Of the 38,203 license applications received:
 - **86.4%** were approved
 - **1.1%** were denied
 - **12.5%** were returned without action (RWA'd)



Average Processing Time:
23 days



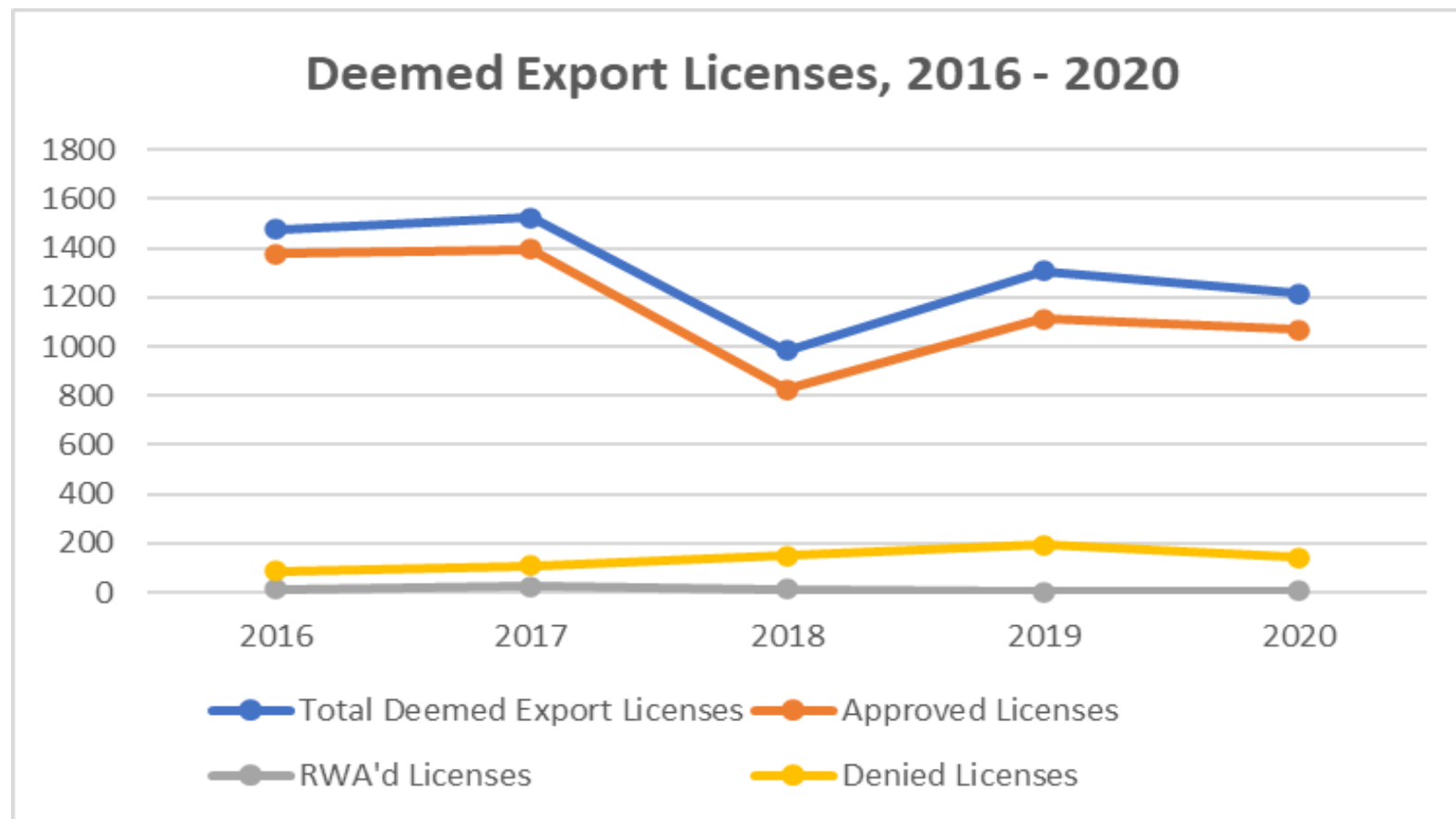


Deemed Export Licensing Statistics

In 2020, BIS processed **1,216** license applications for deemed exports.

Of the 1,216 license applications received:

- **87.8%** were approved
- **0.5%** were denied
- **11.7%** were returned without action (RWA'd)



Bureau of Industry and Security, May 2022



BIS Outreach to Academia

What are your challenges?
What are your recommendations?
Help us to help you!

***Please take the BIS
survey!***



Regulatory Updates

2021 - 2022



Sanctions Against Russia and Belarus



Effective Date (2022)	Publication Date (2022)	Rules	FR Citation
February 24	March 3	Sweeping Export Restrictions on Russia in Response to Further Invasion of Ukraine	87 FR 12226
March 2	March 8	Sweeping Export Restrictions on Belarus for Enabling Russia's Further Invasion of Ukraine	87 FR 13048
March 3	March 8	Expansion of Sanctions Against the Russian Industry Sector	87 FR 12856
March 3	March 9	Further Sanctions Against Russia and Additions to the Entity List	87 FR 13141
March 4	March 10	Republic of Korea Exclusion Rule	87 FR 13627
March 11	March 16	Luxury Goods Sanctions	87 FR 14785
April 1	April 7	Additions to the Entity List	87 FR 20295
April 8	April 12	Additions to List of Countries Excluded from Certain Requirement under the EAR	87 FR 21554
April 8	April 14	Expansion of Sanctions Against Russia and Belarus	87 FR 22130





Emerging and Foundational Technologies

- To date, BIS has published controls on 39 emerging technologies in six rules: 84 FR 23886, 85 FR 36483, 85 FR 459, 85 FR 62583, 86 FR 54814, and 87 FR 729.



Country Policy - 2021



- Burma: 3 rules in response to the Burmese military coup d'état
 - February 18, 2021: implemented restrictions specific to Burmese military and security entities
 - March 8, 2021: implemented additional sanctions, including implementation of military end-use/end-user controls
 - April 9, 2021: implementation of military intelligence end-use/end-user controls



Country Policy - 2021



- Sudan
 - January 19, 2021: implemented rescission of Sudan's status as a designated state sponsor of terrorism
- Russia
 - March 18, 2021: implemented of Chemical and Biological Weapons Control and Warfare Elimination Act of 1991 (CBW Act) Sanctions
- Cambodia
 - December 9, 2021: implementation of more restrictive treatment on the export, reexport and transfer of items subject to the EAR

2022 Entity List



- In 2022, BIS has published 4 rules adding more than 150 parties for actions contrary to the national security or foreign policy interests of the United States, including 45 Russian entities transferred from the Military End-User List.
 - Persons added were in the destinations of Belarus, Belize, China, Estonia, Kazakhstan, Latvia, Malta, Russia, Singapore, Slovakia, Spain, and the United Kingdom.

2/14/22: 87 FR 8180
2/24/22: 87 FR 12226
3/8/22: 87 FR 13048
3/9/22: 87 FR 13141

2021 Entity List



- In 2021, BIS published 12 rules adding more than 150 parties for actions contrary to the national security or foreign policy interests of the United States.
 - Persons added were in the destinations of Burma, Canada, China, Georgia, Germany, Iran, Israel, Japan, Lebanon, Malaysia, Pakistan, Singapore, South Korea, Switzerland, Taiwan, Turkey, the United Arab emirates and the United Kingdom.
 - As of the end of 2021, there are over 1,800 entries on the Entity List in 79 countries.

1/15/21: 86 FR 4862	7/6/21: 86 FR 35389
3/4/21: 86 FR 12529	7/12/21: 86 FR 36496
3/8/21: 86 FR 13179	7/19/21: 86 FR 37901
4/9/21: 86 FR 18437	11/4/21: 86 FR 60759
6/1/21: 86 FR 29190	11/26/21: 86 FR 67317
6/24/21: 86 FR 33119	12/17/21: 86 FR 71557

Other Actions - 2022



- Request for Public Comments on Section 232 Exclusions Process
 - On February 10, 2022, BIS requested public comment regarding the Section 232 Exclusions Process, pursuant to a Presidential Proclamation (Adjusting Imports of Steel into the United States) published on January 3, 2022.
- Foreign-Direct Product Rules: Organization, Clarification, and Corrections
 - On February 3, 2022, clarifies, reorganizes, and makes minor corrections to the provisions of the foreign-direct product (FDP) rules, and consolidated the rules in part 734 of the EAR.
- Information Security Controls: Cybersecurity Items; Delay of Effective Date
 - On January 12, 2022, delayed the effective date of controls on certain cybersecurity items to March 7, 2022.

Other Actions - 2021



- Expansion of Certain End-Use and End-User Controls and Controls on Specific Activities of U.S. Persons
 - On January 15, 2021, implemented the provisions of ECRA by:
 - imposing additional license requirements in connection with certain military intelligence end-use and end-users;
 - clarifying the license requirements for specific activities of U.S. persons;
 - establishing restrictions on transactions intended to circumvent license requirements for listed entities; and
 - expanding the scope of activities subject to certain end-use controls.
- The rule was effective March 16, 2021.



Other Actions - 2021



- Unmanned Aerial Systems (UAS)
 - On January 12, 2021, implemented changes to the license review policy for UAS to reflect revised United States UAS export policy
- Regimes
 - Wassenaar Arrangement – March 29, 2021, implemented changes agreed at the December 2019 plenary meeting.
 - Australia Group - January 7, 2021, implemented the decisions made at the June 2019 Australia Group (AG) plenary meeting.

Other Actions - 2021



- Termination of the UAE's Boycott of Israel
 - On June 9, 2021, implemented amendments reflecting the United Arab Emirates' termination of its participation in the Arab League Boycott of Israel
- Information Security Controls: Cybersecurity Items
 - On October 21, 2021, revised controls on cybersecurity items and requested public comments
- Proposed Modification to License Exception Strategic Trade Authorization (STA)
 - On October 22, 2021, proposed to clarify and expand the restrictions on the availability of STA



- **Email:** If contacting the Office of Exporter Services via e-mail, please include a telephone number to facilitate BIS's response to your request. Specific questions can be emailed to:
 - ECDOEXS@bis.doc.gov
 - OEXSsubmissions@bis.doc.gov
- **Telephone:** If you have any questions about export licensing requirements or submitting a license application, you may contact BIS's Office of Exporter Services at:
 - (202) 482-4811 - Outreach and Educational Services Division (located in Washington, DC – open Monday-Friday, 8:30am-5:00pm ET)
 - (949) 660-0144 - Western Regional Office (located in Irvine, CA – open Monday-Friday, 8:00am-5:00pm PT)
 - (408) 998-8806 - Northern California branch (located in San Jose, CA – open Monday-Friday, 8:00am-5:00pm PT)
- **Formal Advisory Opinions:**
 - Request an Advisory Opinion: <https://bis.doc.gov/index.php/component/rsform/form/22-advisory-opinion-request?task=forms.edit>



BIS Contact Information