

2025 Current Fiscal Year Report: Regulations and Procedures Technical Advisory Committee

Report Run Date: 06/13/2025 03:03:55 AM

1. Department or Agency

Department of Commerce

2. Fiscal Year

2025

3. Committee or Subcommittee

Regulations and Procedures Technical
Advisory Committee

3b. GSA

Committee No.

189

4. Is this New During Fiscal Year?

No

5. Current Charter

08/16/2024 08/16/2026

6. Expected Renewal Date

7. Expected Term Date

8a. Was Terminated During Fiscal Year?

No

8b. Specific Termination Authority

8c. Actual Term Date

9. Agency Recommendation for Next Fiscal Year

Continue

10a. Legislation Req to Terminate?

Not Applicable

10b. Legislation Pending?

Not Applicable

11. Establishment Authority

Statutory (Congress Created)

12. Specific Establishment Authority

Section 1754 of the Export
Controls Act of 2018 (the Act)
(Pub. L. 115-232, 132 Stat.
1636)

13.

Effective Date

07/12/1985 Continuing

14.

Committee Type

14c.

Presidential?

No

15. Description of Committee

Scientific Technical Program
Advisory Board

16a. Total Number of Reports

No Reports for
this Fiscal Year

17a.

Open

0

17b. Closed

0

17c. Partially Closed

0

Other Activities

0

17d. Total

0

Meetings and Dates

No Meetings

	Current FY	Next FY
18a(1). Personnel Pmts to Non-Federal Members	\$0.00	\$0.00
18a(2). Personnel Pmts to Federal Members	\$0.00	\$0.00
18a(3). Personnel Pmts to Federal Staff	\$0.00	\$0.00
18a(4). Personnel Pmts to Non-Member Consultants	\$0.00	\$0.00
18b(1). Travel and Per Diem to Non-Federal Members	\$0.00	\$0.00
18b(2). Travel and Per Diem to Federal Members	\$0.00	\$0.00
18b(3). Travel and Per Diem to Federal Staff	\$0.00	\$0.00
18b(4). Travel and Per Diem to Non-member Consultants	\$0.00	\$0.00
18c. Other(rents,user charges, graphics, printing, mail, etc.)	\$0.00	\$0.00
18d. Total	\$0.00	\$0.00
19. Federal Staff Support Years (FTE)	0.00	0.00

20a. How does the Committee accomplish its purpose?

Introduction The Regulations and Procedures Technical Advisory Committee (RPTAC) is pleased to provide the following Annual Report for FY2024 and the Annual Plan for FY2025. During 2023 the RPTAC worked primarily through its existing work groups. The current RPTAC work groups are: Compliance, Enforcement, Regulatory Clarity: Maintains a dialogue with the Office of Export Enforcement (OEE) and provides feedback on Voluntary Self Disclosure and General Prohibition 10 processes, export licensing and

cross-agency deconfliction. Computing, Encryption, Data Security: Studied ways to simplify U.S. regulations relating to encryption and monitors differences between the U.S. and other Wassenaar countries in the implementation of encryption regulations. The work group also addresses the Executive Order on Malicious Cyber/Crypto, and the increasing regulations on microelectronics. Plurilateral Controls, Sanctions: Addresses regulatory issues arising from multilateral control regimes such as Wassenaar, the Australia Group, the Nuclear Suppliers Group, the Missile Technology Control Regime and the Organization for the Prohibition of Chemical Weapons, and the EU-US Trade and Technology Council (TTC). In addition to providing BIS with input during the development of U.S. proposals for the different regimes, this work group also monitors the implementation of agreed upon changes in the regulations, Multi-jurisdiction Licensing, and the Foreign Direct Product Rule. U.S. Person, End-user, End-Use Controls: Is concerned with Military End Use/End User rules, CHIPs Act, the regulations and licensing policies and procedures that relate to the control of technology, such as the deemed export/reexport rule, technology transfers and U.S. person controls. Supply Chain: Is concerned with export clearance issues, the AES system, Antiboycott, Human rights/forced labor, and the Information and Communication Technology and Services Executive Order implementation related to the Export Administration Regulations. Most of the BIS briefings and virtually all of the comments and proposals submitted by the RPTAC are developed under the auspices of the work groups. Under our current structure the individual work group chairs act as the issue managers for subjects that come under the purview of their respective groups. The

chairperson of each group organizes work group meetings as needed, ensures that comments and proposals are drafted and circulated to the full committee for review, and leads the discussion for their group's subject area during quarterly meetings of the full committee. This method of organizing the Committee's efforts results in the ability of the RPTAC to efficiently review and comment on regulation changes and to develop multiple proposals in parallel. Recommendations, Accomplishments and Work Group Activity The work of the Committee during FY24 included providing comments on pending and proposed regulations and BIS initiative, advancing proposals for improving the efficiency and effectiveness of various procedures, and meeting with members of the BIS management team to provide briefings on issues before the RPTAC. In FY 2024, the RPTAC's key accomplishments included review, comments and recommendations concerning the following regulations, topics, and initiatives (letters and e-mails to U.S. Government officials referenced where applicable): RIN 0694-AJ60 Commerce Control List Additions and Revisions; Implementation of Controls on Advanced Technologies Consistent with Controls Implemented by International Partners (May 31, 2024), status is pending. Implementation of 2023 Wassenaar Arrangement Decisions (July 2024), status is pending. In addition, the RPTAC provided feedback on the following topics in closed session at quarterly RPTAC meetings: -Semiconductor Manufacturing Equipment and AI Chip Regulations -Standards Bodies - AES and Census/BIS Routed Export Rules/NPRM FTR requirements for capturing the USPPI of in-transit movements and requirements to report the entry number for foreign origin exports - Interim Rule on Implementation of Plurilateral Controls,

Consensus -BIS Office of CIO on website changes

- Office of Antiboycott Compliance (OAC)

Antiboycott updates - Internal Compliance

Program Guidelines Objectives and Plans for FY

2025 Plans for FY 2025 will focus on continuation

of the established work groups and their

respective initiatives. The RPTAC and Work

groups will continue to meet between the full

committee meetings as needed in order to further

their objectives and to provide timely comments,

recommendations, and proposals to BIS.

20b. How does the Committee balance its membership?

The RPTAC is composed of industry representatives, and U.S. Government agencies with specific technical or export control expertise in the area of export control administration.

Individuals from large and small firms throughout the U.S. are represented on the Committee.

20c. How frequent and relevant are the Committee Meetings?

The RPTAC met three times in FY 2024:

December 12, 2023; April 30, 2024; and June 18, 2024. The meetings allow the RPTAC to advise on the implementation and administration of current export control initiatives. Attendance by Committee members, government and the public was strong at all of the meetings.

20d. Why can't the advice or information this committee provides be obtained elsewhere?

The RPTAC provides the Department with technically qualified individuals possessing a broad range of expertise in the area of export control administration. There are no other known sources within the Government that reflect this depth and range of expertise.

20e. Why is it necessary to close and/or partially closed committee meetings?

Closed sessions are held to allow for discussion of information classified for reasons of national security, information the premature disclosure of which would be likely to significantly frustrate implementation of a proposed agency action, or information of a commercial or financial nature that is privileged or confidential.

21. Remarks

Authorized by the Export Administration Act of 1979 (50 U.S.C. app. 2401-2420) as amended by the Export Administration Amendments Act of 1985, P.L. 99-64, 99 Stat. 120 (July 12, 1985). Although the Export Administration Act of 1979 (EAA), as amended, has expired, its provisions and those of the Export Administration Regulations were continued in effect, and to the extent permitted by law, when the President by Executive Order invoked the International Emergency Economic Powers Act.

Designated Federal Officer

Hillary Hess DFO

Committee Members	Start	End	Occupation	Member Designation
Braumiller, Adrienne	09/01/2021	09/01/2025	Braumiller Schulz LLP	Representative Member
Charnas, Philip	06/18/2021	06/18/2025	Applied Materials, Inc.	Representative Member
Colandene, Thomas	07/01/2021	07/01/2025	Department of Defense	Regular Government Employee (RGE) Member
Dombek, Curtis	06/18/2021	06/18/2025	Sheppard, Mullin, Richter and Hampton LLP	Representative Member
Farrell, Dennis	06/18/2021	06/18/2025	Analog Devices, Inc.	Representative Member
Gant, Elizabeth	06/18/2021	06/18/2025	Samuel Shapiro & Company	Representative Member

Gebeau, Kathleen	06/18/2021	06/18/2025	Qualcomm, Inc.	Representative Member
Griffin, Anne Marie	06/18/2021	06/18/2025	Microsoft, Inc.	Representative Member
Kilpatrick, W.	06/18/2021	06/18/2025	Texas Instruments	Representative Member
LaBonte', Naomi	09/01/2021	09/01/2025	Proven Logistics Solutions, Inc.	Representative Member
Wenger, Lisa	07/01/2021	07/01/2025	Department of State	Regular Government Employee (RGE) Member

Number of Committee Members Listed: 11

Narrative Description

The Regulations and Procedures Technical Advisory Committee provides advice on implementational issues related to compliance with the Export Administration Regulations. For the large, established firm as well as the small business hoping to market overseas for the first time, the Committee is a valuable forum for addressing a range of concerns regarding the export of dual-use items.

What are the most significant program outcomes associated with this committee?

Checked if
Applies

Improvements to health or safety	<input type="checkbox"/>
Trust in government	<input type="checkbox"/>
Major policy changes	<input type="checkbox"/>
Advance in scientific research	<input type="checkbox"/>
Effective grant making	<input type="checkbox"/>
Improved service delivery	<input type="checkbox"/>
Increased customer satisfaction	<input type="checkbox"/>
Implementation of laws or regulatory requirements	<input checked="" type="checkbox"/>
Other	<input type="checkbox"/>

Outcome Comments

NA

What are the cost savings associated with this committee?

Checked if Applies

None	<input type="checkbox"/>
Unable to Determine	<input checked="" type="checkbox"/>
Under \$100,000	<input type="checkbox"/>
\$100,000 - \$500,000	<input type="checkbox"/>
\$500,001 - \$1,000,000	<input type="checkbox"/>
\$1,000,001 - \$5,000,000	<input type="checkbox"/>
\$5,000,001 - \$10,000,000	<input type="checkbox"/>
Over \$10,000,000	<input type="checkbox"/>
Cost Savings Other	<input type="checkbox"/>

Cost Savings Comments

NA

What is the approximate Number of recommendations produced by this committee for the life of the committee?

68

Number of Recommendations Comments

The Committee met three times in FY 2024. There were fifteen recommendations in FY 2024.

What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?

30%

% of Recommendations Fully Implemented Comments

NA

What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?

60%

% of Recommendations Partially Implemented Comments

NA

Does the agency provide the committee with feedback regarding actions taken to

implement recommendations or advice offered?

Yes ☒ No ☐ Not Applicable ☐

Agency Feedback Comments

The agency includes the Regulations and Procedures Technical Advisory Committee in the process of updating and clarifying the text of the Export Administration Regulations. The agency may respond verbally during RPTAC meetings, by email to the RPTAC, in writing in the preamble to an interim final or final rule, or some combination thereof. For additional information or comments, go to <https://tac.bis.doc.gov>.

What other actions has the agency taken as a result of the committee's advice or recommendation?

Checked if Applies

Reorganized Priorities	<input type="checkbox"/>
Reallocated resources	<input type="checkbox"/>
Issued new regulation	<input checked="" type="checkbox"/>
Proposed legislation	<input type="checkbox"/>
Approved grants or other payments	<input type="checkbox"/>
Other	<input type="checkbox"/>

Action Comments

NA

Is the Committee engaged in the review of applications for grants?

No

Grant Review Comments

NA

How is access provided to the information for the Committee's documentation?

Checked if Applies

Contact DFO	<input checked="" type="checkbox"/>
Online Agency Web Site	<input checked="" type="checkbox"/>
Online Committee Web Site	<input checked="" type="checkbox"/>
Online GSA FACA Web Site	<input checked="" type="checkbox"/>
Publications	<input checked="" type="checkbox"/>
Other	<input type="checkbox"/>

Access Comments

N/A