

2024 Current Fiscal Year Report: Regulations and Procedures Technical Advisory Committee

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1. Department or Agency

Department of Commerce

2. Fiscal Year

2024

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

08/16/2022 08/16/2024

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?

In FY 2023, the Regulations and Procedures Technical Advisory Committee (RPTAC or Committee) continued to work primarily through its existing work groups. The current work groups are: Compliance and Enforcement Work Group; the Computing, Encryption, Data Security Work Group; the Plurilateral Controls, Sanctions Work Group; U.S. Person, End-user, End-use Controls Work Group; and the Supply Chain Work Group. The work of the Committee during FY 2023 included providing comments on pending and

proposed regulations and the Bureau of Industry and Security (BIS) initiatives, 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 2023, the RPTAC's key accomplishments included review, comments and recommendations concerning the following regulations, topics, and initiatives (letters and e-mails to US Government officials referenced where applicable): RIN 0694-AJ23 Export Controls on Semiconductor Manufacturing Items; Entity List Modifications (August 2023), status is pending. RIN 0694-AI35 Proposed Amendments to End-Use and End-User Based Export Controls, Including U.S. Persons Activities Controls and Human Rights Controls (March 2023), status is pending. RIN 0694-AJ32 Proposed Enhancements and Simplification of License Exception Strategic Trade Authorization (STA). RIN 0694-AJ36 Revisions of Temporary Denial Order Provisions to Allow for Extended Renewals in Certain Circumstances. RIN 0694-AJ29 Allied Governments Favorable Treatment: Revisions to Certain Australia Group Controls; Revisions to Certain Crime Control and Detection Controls. RIN 0694-AI66 Revisions to the Export Administration Regulations Based on 2018, 2019, 2021, and 2022 Missile Technology Control Regime Plenary Agreements; Revisions to License Exception Eligibility. RIN 0694-AI94- Implementation of Additional Export Controls: Certain Advanced Computing Items and Semiconductor Manufacturing Items; Supercomputer and Semiconductor End Use; Updates to the Controls and Corrections (March 2023), still pending. RIN 0694-AI84 -Section 1758 Technology Export Controls on Instruments for the Automated Chemical Synthesis of Peptides. RIN 0694-AI94

Implementation of Additional Export Controls: Certain Advanced Computing and Semiconductor Manufacturing Items; Supercomputer and Semiconductor End Use; Entity List Modification; Updates to the Controls to Add Macau. In FY 2024, the Committee will focus on continuation of the established work groups and their respective initiatives. The Committee 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. The Committee will continue to provide timely input on BIS draft regulations and initiatives, as well as RPTAC proposals on matters of interest to industry.

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 four times in FY 2023. The meetings allow the RPTAC to advise on the implementation and administration of current export control initiatives.

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
Avdic, Muamera	02/13/2020	02/13/2024	Apple, Inc.	Representative Member
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
Parr, Andrew	03/30/2020	03/30/2024	Global Trade Operations	Representative Member Regular
Wenger, Lisa	07/01/2021	07/01/2025	Department of State	Government Employee (RGE) Member

Number of Committee Members Listed: 13

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 ☐

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?

53

Number of Recommendations Comments

The Committee met four times in FY 2023. There were nine recommendations in FY 2023.

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

25%

% 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?

50%

% 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. 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



Other



Access Comments

N/A