

2019 Current Fiscal Year Report: Commercial Customs Operations Advisory Committee

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1. Department or Agency	2. Fiscal Year
Department of Homeland Security	2019
3. Committee or Subcommittee	3b. GSA Committee No.
Commercial Customs Operations Advisory Committee	2564

4. Is this New Fiscal Year?	5. Current Charter	6. Expected Renewal Date	7. Expected Term Date
No	05/15/2018	05/15/2020	

8a. Was Terminated During Fiscal Year?	8b. Specific Termination Authority	8c. Actual Term Date
No		

9. Agency Recommendation for Next Fiscal Year	10a. Legislation Req to Terminate?	10b. Legislation Pending?
Continue	Not Applicable	Not Applicable

11. Establishment Authority Statutory (Congress Created)

12. Specific Establishment Authority	13. Effective Date	14. Committee Type	14c. Presidential?
Pub.L. 114-125	04/01/2016	Continuing	No

15. Description of Committee Non Scientific Program Advisory Board

16a. Total Number of Reports No Reports for this Fiscal Year

17a. Open 4 **17b. Closed** 0 **17c. Partially Closed** 0 **Other Activities** 0 **17d. Total** 4

Meetings and Dates

Purpose	Start	End
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Meeting Date: Oct. 3, 2018 - CBP outlined the re-organization of the COAC subcommittees, provided an outline of how COAC activities will be structured within each subcommittee. COAC members provided updates on their respective work group activities. 10/03/2018 - 10/03/2018

The COAC subcommittees provided updates on their respective subcommittee activities. They also reviewed, discussed, and provide recommendations where applicable. 02/27/2019 - 02/27/2019

The COAC subcommittees will provide updates on their respective subcommittee activities; and provide recommendations where applicable. 05/30/2019 - 05/30/2019

The purpose of the meeting is for COAC to present the activities they have been working on pertaining to the four COAC subcommittees. They will also deliberate on and present recommendations for the members to vote on. 08/21/2019 - 08/21/2019

Number of Committee Meetings Listed: 4

	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	\$645,533.00	\$650,000.00
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	\$77,880.00	\$80,000.00
18b(4). Travel and Per Diem to Non-member Consultants	\$0.00	\$0.00

18c. Administrative Costs (FRNs, contractor support, In-person/hybrid/virtual meetings)	\$0.00	\$0.00
18d. Other (all other funds not captured by any other cost category)	\$45,162.00	\$45,000.00
18e. Total Costs	\$768,575.00	\$775,000.00
19. Federal Staff Support Years (FTE)	5.60	5.60

20a. How does the Committee accomplish its purpose?

The work of the Committee helps ensure that the trade community is well informed of CBP trade transformation policies and programs helps ensure compliance and promote continued CBP-Trade partnerships. This collaboration enables CBP to incorporate feedback from the private sector into key initiatives, lessening the negative impact of new programs and ensuring that CBP and the trade advance toward a common goal. Issues addressed by the Committee included the following: 1) Trade Modernization and Trade Transformation Initiatives such Centers of Excellence and Expertise and Broker Regulations; 2) Trade Enforcement and Revenue Collection in the areas of Intellectual Property Rights Enforcement and Bonds; 3) Global Supply Chain including Land Border Initiatives and Air Cargo Security and the development of the Air Cargo Advance Screening (ACAS) Pilot; 4) Trusted Trader Initiatives and Incentives; 5) One U.S. Government at the Border which looks at a One U.S. Government Holistic Approach; and 6) Export and Outbound issues including reviewing the use of advance data for

exports and exports manifest.

20b. How does the Committee balance its membership?

According to the Trade Facilitation and Trade Enforcement Act of 2015, the COAC shall consist of 20 members, two government co-chairs and two government deputy co-chairs. Committee co-chair are the Assistant Secretary for Tax Policy of the Department of the Treasury and the Commissioner of Customs and Border Protection. Deputy co-chairs include the Assistant Secretary for Policy at the Department of Homeland Security, and the Director of U.S. Immigration and Customs Enforcement. The membership is comprised of individuals and firms affected by the commercial operations of CBP and without regard to political affiliation. Members represent the viewpoint of their respective interests and are not Special Government Employees as defined in section 202(a) of Title 18, United States Code. In addition, the members shall be selected to avoid geographic or regional concentration. Members shall not be paid compensation.

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

The Committee is scheduled to meet 4 times per year (8 public meetings per two year term). The purpose of the meetings is to share the work the COAC has been engaged in, vote on the recommendations made to the agency, and give the public an opportunity to comment on the recommendations.

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

The Committee is statutorily mandated by the Trade Facilitation and Trade Enforcement Act of

2015. It would be difficult, if not impossible, to obtain such a broad variety of viewpoints from such well qualified individuals in any other single forum. CBP continues to seek advice from the trade community on trade security and facilitation policies and initiatives. COAC provided recommendations for Exports, One US Government at the Border, Trade Enforcement & Revenue Collection, Trade Modernization regarding ACE, Global Supply Chain Land and Air Security Improvements, and Trusted Trader Programs.

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

Not Applicable

21. Remarks

Not Applicable

Designated Federal Officer

Valarie M. Neuhart Deputy Executive Director,
Office of Trade Relations

Committee Members	Start	End	Occupation	Member Designation
Allen, Cynthia	06/28/2018	06/28/2020	FedEx Trade Networks	Representative Member
Barnes, Brenda	06/28/2018	06/28/2020	Geo. S. Bush & Co	Representative Member
Basso, Luisella	06/28/2018	06/28/2020	Pitney Bowes, Global Ecommerce	Representative Member
Baxter, Barry	06/28/2018	06/28/2020	Walmart	Representative Member
Bray, Heidi	06/28/2018	06/28/2020	Fiat Chrysler Automobiles US, LLC	Representative Member
Catano, Celeste	06/28/2018	06/28/2020	BluJay Solutions	Representative Member
Feldman, Leonard	06/28/2018	06/28/2020	Sandler, Travis & Rosenberg	Representative Member
Gelsomino, Lisa	06/28/2018	06/28/2020	Importer and their agent	Representative Member

Gonzalez, Jose	06/28/2018	06/28/2020	JD Gonzalez Licensed Customs Broker	Representative Member
Hastings, Warren	06/28/2018	06/28/2020	Cardinal Health	Representative Member
Latham, Alexandra	06/28/2018	06/28/2020	Costco	Representative Member
Magnus, Amelia	06/28/2018	06/28/2020	AN Deringer	Representative Member Regular Government
McAleenan, Kevin	06/03/2019	09/30/2019	Commissioner	Employee (RGE) Member
Pinel, Kevin	06/28/2018	11/15/2018	Microsoft	Representative Member
Salerno, Adam	06/28/2018	11/15/2018	Raytheon	Representative Member Regular Government
Skud, Timothy	02/27/2015	06/28/2020	The Department of Treasury	Employee (RGE) Member
Swentik, Jody	06/28/2018	06/28/2020	Briggs and Stratton	Representative Member
Van Wallaghen, John	06/28/2018	06/28/2020	UPS	Representative Member
Veigel, Madeleine	06/28/2018	06/28/2020	Expeditors International	Representative Member
Vidal-Faulkenberry, Erika	11/19/2018	11/19/2020	The Hershey Co.	Representative Member
Weiner, Kate	06/28/2018	06/28/2020	Cargill	Representative Member
White, Brian	06/28/2018	06/28/2020	JM Smucker Co	Representative Member
White, Michael	06/28/2018	06/28/2020	Cargo Network Services	Representative Member
Wilkins, Kathy	06/28/2018	06/28/2020	Alliance Operating Service	Representative Member
Young, Michael	06/28/2018	06/28/2020	OOCL (USA)	Representative Member Special Government
Bray, Heidi [Intelligent Enforcement Subcommittee]	06/28/2019	06/28/2021	Importer	Employee (SGE) Member Regular Government
Hinojosa, Ana [Intelligent Enforcement Subcommittee]	06/28/2019	06/28/2021	CBP employee	Employee (RGE) Member

Magnus, Amy [Intelligent Enforcement Subcommittee]	06/28/2019	06/28/2021	Customs Broker	Special Government Employee (SGE) Member
Weiner, Kate [Intelligent Enforcement Subcommittee]	06/28/2019	06/28/2021	Importer	Special Government Employee (SGE) Member
Allen, Cindy [Next Generation Facilitation Subcommittee]	06/28/2018	06/28/2021	customs brokerage	Representative Member
Baxter, Barry [Next Generation Facilitation Subcommittee]	06/28/2018	06/28/2021	importer/retail	Representative Member
Leonard, John [Next Generation Facilitation Subcommittee]	06/28/2018	06/28/2021	CBP employee	Regular Government Employee (RGE) Member
Veigel, Madeleine [Next Generation Facilitation Subcommittee]	06/28/2018	06/28/2021	customs broker/freight forwarder	Representative Member
Barnes, Brenda [Rapid Response Subcommittee]	06/28/2018	06/28/2021	Customs Broker	Special Government Employee (SGE) Member
Leonard, John [Rapid Response Subcommittee]	06/28/2018	06/28/2021	Executive Director	Regular Government Employee (RGE) Member
Ryan, Elena [Rapid Response Subcommittee]	06/28/2018	06/28/2021	Special Advisor	Regular Government Employee (RGE) Member
White, Brian [Rapid Response Subcommittee]	06/28/2018	06/28/2021	Importer	Special Government Employee (SGE) Member
Wilkins, Kathy [Rapid Response Subcommittee]	06/28/2018	06/28/2021	Customs Broker	Special Government Employee (SGE) Member
Gonzalez, Jose [Secure Trade Lanes Subcommittee]	06/28/2018	06/28/2021	Customs Broker	Representative Member
Latham, Alexandra [Secure Trade Lanes Subcommittee]	06/28/2018	06/28/2021	Importer	Representative Member
Young, Michael [Secure Trade Lanes Subcommittee]	06/29/2019	06/28/2021	ocean carrier executive	Representative Member

Number of Committee Members Listed: 41

Narrative Description

The COAC advises the Secretaries of the Department of the Treasury (Treasury) and the Department of Homeland Security (DHS) on the commercial operations of U.S. Customs and Border Protection (CBP) and related Treasury and DHS functions. In accordance with section 109 of the Trade Facilitation and Trade Enforcement Act of 2015, the COAC:1. advises the Secretaries of the Treasury and DHS on all matters involving the commercial operations of CBP, including advising with respect to significant changes that are proposed with respect to regulations, policies, or practices of CBP;2. provides recommendations to the Secretaries of the Treasury and DHS on improvements to the commercial operations of CBP;3. collaborates in developing the agenda for COAC meetings; and4. performs such other functions relating to the commercial operations of CBP as prescribed by law or as the Secretaries of the Treasury and DHS jointly direct.

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

Outcome Comments

Not Applicable

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

Due to the nature of COAC recommendations cost savings are unable to be quantified but there are definitely cost savings to CBP, other government agencies and to the international trade community.

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

92

Number of Recommendations Comments

There were 92 COAC recommendations approved during FY 2019 and a total of 391 for the life of the Commercial Customs Operations Advisory Committee (re-established COAC March 2016). During FY 19, the recommendations were broken out in the following subcommittees: 1) Intelligent Enforcement – some of the recommendations pertained to the enhancing the methods used to collect IPR related seizures, detention, type of commodity. 2) Next Generation and Facilitation – Some of the recommendations pertained to the elimination or streamlining, or updating of several Regulations pertaining to Title 19 of the Code of Federal Regulations. 3) Secure Trade Lanes – several of the recommendations pertained to enhancement in ACE to allow bond owners to have access to more data, recommendations were also submitted regarding publication of clear guidance regarding proof of export. 4) Rapid Response –The goal was to determine a whole of government and trade approach to address the challenges, opportunities and progress in the Northern Triangle region. The recommendations address solutions pertaining to capacity building, trade facilitation, infrastructure, and security/corruption.

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

5%

% of Recommendations Fully Implemented Comments

5 of the 92 recommendations were fully implemented

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

15%

% of Recommendations Partially Implemented Comments

13 of the 92 recommendations were partially implemented.

Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?

Yes No Not Applicable

Agency Feedback Comments

CBP provides feedback on the recommendations throughout the term through meetings with the subcommittees, and through documented quarterly updates on a excel schedule of COAC recommendations.

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 checked="" 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

The COAC recommendations during 2019 resulted in several streamlining procedures to enhance trade facilitation and security through CBP's 21st Century Framework. COAC helped with regards to post departure filing and the manifest export process. The COAC recommended that CBP build a post-departure filing pilot based on a progressive filing model. This was consistent with its proof of concept test to enhance and grow the multi-modal export manifest pilots, currently involving only a handful of participants. COAC also encourage trade input on the proposed new and strengthened CTPAT Minimum Security Criteria (MSC) as well as the evolution of the CTPAT trade compliance (former Importer Self-Assessment) program.

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

No

Grant Review Comments

Not Applicable

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 type="checkbox"/> |
| Other | <input type="checkbox"/> |

Access Comments

All COAC materials are located on CBP.gov on the following web page:

<https://www.cbp.gov/trade/stakeholder-engagement/coac>