



AES Newsletter



Volume 2, Issue 1

July 2006

Full Mandatory Electronic Filing Final Rule

Publication Date Remains Unclear

The publication date for the full mandatory filing of export information in AES remains unclear at this time.

Once released for publication, the effective date of the AES Mandatory Filing Final Rule will be 30 days after publication in the Federal Register. The trade will be required to implement the changes 90 days after the effective date.

The Census Bureau will begin accepting Postdeparture Program applications electronically on the effective date at:

www.census.gov/aes

Please periodically check the Foreign Trade website at the link below for the posting of the Full Mandatory Filing Final Rule:

www.census.gov/trade

**AUTOMATED EXPORT SYSTEM BRANCH
BUREAU OF CENSUS
FOREIGN TRADE DIVISION
WASHINGTON, DC 20233
TEL: (800) 549- 0595 FAX: (301) 457-1159**

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BIS Export Controls

The Automated Export System contains several data fields describing export controlled items. The license code, license number and ECCN are data fields used by the Bureau of Industry and Security (BIS) to control exports. The AES Branch of the Census Bureau often gets questions related to these license fields that we are unable to answer. If you need more information on the BIS export controls or want to understand the Export Administration Regulations and how to use them, please refer to the following link. This link will take you to the BIS website and provide you with a frequently asked questions guide to export licensing requirements for commercial items.

<http://www.bis.doc.gov/ExportLicensingQandA.htm>

If you have additional questions, please call the BIS Help Desk on:

202-482-4811- East Coast
949-660-0144-West Coast
408-351-3378-West Coast

AES Monitoring Reports

AES Progress Report Changes

New Name: AES Compliance Report

The United States Code of Federal Regulations, in Title 15, Part 30.62(d), authorizes the U.S. Census Bureau to monitor and review filer's data through the Automated Export System (AES) for quality, timeliness and coverage. The U.S. Census Bureau's Foreign Trade Division, AES Branch reviews the data, sends periodic Compliance Reports and contacts filers as needed.

In addition to the name change, we have implemented other changes to the Compliance Report. For details and changes please link to:

<http://www.census.gov/foreign-trade/aes/documentlibrary/aescompliance.html>

Please use your Compliance Reports to identify areas in need of improved reporting. We recommend strongly that you implement measures to prevent identified problem areas.

NOTE

Public Law 107-228 established new penalty provisions for providing false or misleading information, delayed filings and failure to file. The provisions will be implemented 120 days after publication of the mandatory filing regulations in the Federal Register. Delayed filings and other errors identified on your Compliance Report will constitute a violation of the regulations and may result in civil or criminal penalties ranging from \$1,100 per violation per day up to \$10,000.

AES Fatal Error Reports

Under 15 CFR part 30.64, Automated Export System (AES) filers are required to correct export transactions receiving fatal errors prior to exportation of the merchandise or prior to the tenth day after exportation if the U.S. Principal Party in Interest (USPPI) is approved for post-departure (Option 4) filing. An AES export transaction receiving a fatal error is rejected by AES and no Internal Transaction Number (ITN) is generated back to the filer. Without the ITN, the transaction has not been accepted, and the filer has not met their reporting requirement.

It is the filer's responsibility to ensure that all AES transactions filed receive an ITN.

The AES Branch sends out bi-weekly reports to filers that have not been successful in meeting this requirement. The report provides a list of Shipment Reference Numbers and the corresponding fatal condition(s) for each of the numbers. Below are instructions on "How To Handle Fatal Errors."

How To Handle Fatal Errors

- o Retrieve the transaction using the shipment reference number listed on the report. Fix the problem that is causing the fatal error. Resubmit the transaction again under the same shipment reference number as if you are sending it for the very first time. Wait to receive your ITN from AES assuring that the transaction was accepted.

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How To Handle Fatal Errors Cont'd

- If you have already received the ITN for the shipment reference number listed on the report, do not retransmit again unless you have further corrections.

Duplicating a shipment reference number within a five (5) year period will produce an additional fatal error.

- For information on how to resolve fatal errors, please view the following website:
www.census.gov/foreign-trade/redirects/aestir-appendix-a.html
 - Open the "AESTIR Appendix A" document
 - Select EDIT:FIND from the file menu or press CTRL F on your keypad.
 - Type your fatal error code in the text box and click the "FIND NEXT" button.
 - Read the resolution for the response code text to help you fix the error.

If you need assistance with resolving fatal errors, please contact a Census Bureau AES Client Representative by e-mail at ftd.aes.fatal.reports@census.gov or by phone at 800-549-0595 Menu Option 1. When you call, please have available:

- Your company's 9 digit Filer ID (the ID of the company that entered the export information in AES)
- The Shipment Reference Number(s) you wish to discuss.

WARNING: When a fatal error is received the ITN is not generated. Without the ITN, the transaction has not been accepted, and the filer has not met their reporting requirement. Remember: It is the filer's responsibility to ensure that all AES transactions filed receive an ITN.



Do Not Ignore The Fatal Error Report

If a company continues to be non-compliant with regulation 30.64 after repeated warnings, it may be **subject to fines, seizures and/or penalties or revocation of its filing privileges in AES for a period of 60 days.**

REMEMBER: When the new Regulations are implemented penalties will increase from \$100/day to \$1,100/day with a maximum of \$10,000 per violation. Penalties can be civil or criminal and carry up to 5 years in jail. Penalties can be assessed against USPPIs, Forwarders/Agents and/or Carriers.

Changes In AES

U.S. Port of Export Codes (Schedule D)

Port of Export codes **ADDED:**

<u>Port Code</u>	<u>Description</u>	<u>MOT</u>
3510	Duluth MN - Superior, WI	Air/Vessel
3385	Eagle County Airport, CO	Air

Port of Export codes **DISCONTINUED:**

<u>Port Code</u>	<u>Description</u>	<u>Effective</u>
2981	Kingsley Field, OR	05/19/2006
2982	Rogue Valley - Medford, OR	05/19/2006
2991	Federal Express, Portland, OR	05/19/2006
3402	Noyes, MN	07/10/2006
3601	Duluth, MN	05/19/2006
4170	Burlington Air Express, OH	05/19/2006
4108	Ashtabula, OH	06/06/2006
4109	Conneaut, OH	06/06/2006
4111	Fairport Harbor, OH	06/28/2006

The below changes occurred to alleviate discrepancies between the Schedule D Port Code Table and the AES Mainframe. Please review the following port codes and the accepted modes of transportation (MOT).

<u>Port Code</u>	<u>Description</u>	<u>MOT</u>
0101	Portland, ME	Vessel, Air
1002	Albany, NY	Vessel, Air
1103	Wilmington, DE	Vessel, Air
1601	Charleston, SC	Vessel, Air
2017	Lake Charles, LA	Vessel ONLY
2103	Orange, TX	Vessel ONLY
2301	Brownsville, TX	Vessel, Air, Rail, Road, Fixed
2604	Nogales, AZ	Air, Rail, Road
3005	Bellingham, WA	Vessel, Air
3202	Hilo, HI	Vessel, Air
3203	Kahului, HI	Vessel, Air
5312	Corpus Christi, TX	Vessel ONLY
5104	Christiansted, VI	Vessel, Air
5101	Charlotte Amalie, VI	Vessel, Air

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Changes in Port of Export Names in AES

<u>Port Code</u>	<u>Description</u>	<u>Effective</u>
1119	Allentown, PA (Lehigh Valley Intl. Airport)	06/28/06
1181	Allentown-Bethlehem, PA (Easton Airport)	06/28/06

*****AESPcLink Users – Please update your AESDirect Code Tables*****

2006 Schedule B and Harmonized Tariff Schedule (HTS) Tables

HTS CODES UPDATED FOR July 2006--NO CHANGES TO SCHEDULE B CODES

The updated 2006 AES Import Concordance and the Schedule B Table are available at:

<http://www.census.gov/foreign-trade/aes/documentlibrary/index.html#concordance>

All the necessary changes have been made to the AES and the AESDirect program.

AESPcLink Users - Please update your AESDirect Code Tables.

For further information or questions, contact a Census Bureau AES Client Representative at:

1-800-549-0595, Menu Option 1 or at askaes@census.gov.

The current list of HTS Numbers that are invalid for use in AES are available at:

<http://www.census.gov/foreign-trade/aes/documentlibrary/hts-not-for-aes.html>



AES Helpful Tips

USPPI Responsibility

In a standard export transaction the USPPI is responsible for providing the commodity information to the Forwarder/Authorized Agent to complete the AES record. If the forwarder does not have the required information from the USPPI, then the AES record cannot be completed and the freight cannot be exported.

Verify Response Codes

If you receive a Verify Message with your shipment, please verify the information you submitted as being accurate. If there is an error please correct and retransmit. If you have verified the information to be accurate you do not have to retransmit the shipment or call the AES Branch to let them know you verified the shipment.

AES Inquiries

When calling or e-mailing the AES Branch to inquire about a shipment, Compliance Report, Fatal Error Report, etc., please have available your company's 9 digit Filer ID (the ID of the company that entered the export information in AES) and the Shipment Reference Number (XTN) or ITN. This will help to expediently research your shipment.

USPPI Rights

Based on the Foreign Trade Statistical Regulations 30.4, the USPPI has the right to receive a copy of the export information the Forwarder/Authorized Agent reported on their behalf in AES. It is strongly recommended that USPPIs obtain a copy of the information that was reported on their behalf by their authorized agent.

AES Postal Code Field

AES edits the Postal Code field using the US Postal Service Zip Code database. It is a 5 or 9 position numeric field (no dash or space is allowed). Please use the following link for Postal Code verification:

<http://zip4.usps.com/zip4/welcome.jsp>

AESDirect/ AESPcLink Users

The AES Branch is not involved in issuing or re-setting your AESDirect User Name, Password or Administrator Code.

For inquires or assistance needed with the above, go to the Support Center at: www.aesdirect.gov

E-mail boc-support@tradegate2000.com or call the AESDirect Help Desk on 877-715-4433.



AESDirect News

AESDirect Update Feature Added

AESDirect recently introduced a new way to update AESDirect account profiles! Now, each time the company Account Administrator updates the AESDirect password, he or she will be asked to verify the AESDirect company account information on file. You can update e-mail addresses, phone numbers, or physical addresses with a click of the button!

To Update Company Information Using the New Procedure:

- Log into AESDirect from the AESDirect web site
- Click on "Change Password"
- Enter Administrator Code, click "Continue"
- Review the company information listed
- If a change is needed, please click "Update My AESDirect Profile," click "Continue" to make the needed changes. Once the changes are made, you will be able to update the account password
- If no changes are needed, please click "My AESDirect Profile is correct," click "Continue" to update the account password

**If you need to make updates without changing your account password, please use the Online Account Maintenance section of your AESDirect account. You will be required to submit the Administrator Code to make changes to your company profile. For further information, click on the "On-Line Account Maintenance" from the Support Center:
<https://www.aesdirect.gov/support.html>**

Please Note: Changes to the Account Administrator cannot be made using this procedure. Please see Account Administrator Change Help on the Support Center of AESDirect homepage:
https://www.aesdirect.gov/support/support_adminchange.html



AES ON THE ROAD

AES COMPLIANCE CONFERENCE: Seminar \$199/Person

Why You Should Attend:

- * Learn about the changes associated with mandatory AES.
- * Hear experts from the U.S. Government.
- * Learn about the new export regulations:
 - Stiffer penalties of up to \$10,000 per non-compliant transaction.
- * Let us help you get it right the first time.
- * Avoid costly encounters with government enforcement agencies.

AES COMPLIANCE CONFERENCE: AES*PcLink* Workshop \$60/Person

Why You Should Attend:

- * Electronic filing is becoming mandatory.
- * Learn how to file your Electronic Export Information (EEI).
- * The EEI will replace the paper Shippers Export Declaration (SED).
- * AES*PcLink* is a windows based desktop PC component of AES*Direct.gov*.
- * Get certified training on AES*PcLink* in this hands-on PC workshop!
- * Enjoy the benefits of FREE electronic filing of your EEI.
- * The Census Bureau's Foreign Trade Division performs all training.

Check Out The List Of Locations Below:

Omaha, Nebraska - September 12-13
Seattle, Washington - October 17 (No Workshops Offered)
San Diego, California - October 19-20
Miami, Florida - November 8-9

Please contact the FTD Regulations office with any questions or concerns at:
ftdregs@census.gov or 1-800-549-0595, Menu Option 3.

For overview, agenda, and registration information visit
<http://www.census.gov/mso/www/ftd/index.htm>

Other AES Events

For locations and specific dates of AES meetings, including AES*PcLink* workshops and other events-seminars, conferences, exhibits, etc., please link to:

<http://www.census.gov/foreign-trade/aes/meetingsandpresentations/index.html>

NOTE: If you are interested in having an AES*Direct/PcLink* workshop in your area or if you or any Organization you know would like to sponsor a meeting/workshop or desire our participation in a meeting, please send an e-mail to:
aesmeeting@census.gov

AES Statistics

AES June 2006*

Filers –	22,499
Shipments –	1,285,561
LOIs –	33,007
Option 4 Approvals –	1,982

97.6% of all export shipments were filed in AES.

Rate of shipments reported late = 1.90%

*Includes AESDirect



AESDirect

As Of August 02, 2006

Registrants –	32,317
Operational –	21,738

Shipments in June 2006

651,446

Paper SEDs

June 2006 Statistical Month

44,308 Records

Canadian Exchange

June 2006 Statistical Month

873,227 Records

Licensed Shipments

March, April and May 2006

<u>Agency</u>	<u>Records</u>
Commerce Department	5,176
State Department	47,584
Nuclear Regulatory Commission	726
Office of Foreign Assets Control	55
Other Partnership agencies	1,428

Unresolved Fatal Errors

As of July 31, 2006

3,830

Contact Information

Census Call Center 800- 549-0595

If you have questions for the:

AES Branch Select Option 1

Monday through Friday

7:30am - 6:00pm ET

Fax: 301-457-1159

E-mail: ASKAES@census.gov



Commodity Analysis Branch (Schedule B/HTS classification) Select Option 2

Monday through Friday

8:00am - 5:00pm ET

Fax: 301-457-1158

Regulations, Outreach and Education Branch Select Option 3

Monday through Friday

8:00am - 5:00pm ET

Fax: 301-457-3765

E-mail: ftdregs@census.gov

AESDirect Helpdesk

Everyday, 7:00am - 7:00pm ET

Voice: 877- 715-4433

Fax: 301-562-7795

E-mail: boc-support@tradegate2000.com

U.S. Customs and Border Protection (CBP) Trade Enforcement And Facilitation

Thomas Fitzpatrick 202-344-2101 thomas.fitzpatrick@dhs.gov

For questions on **ITAR** and **Used Vehicles** contact: Manifest.Branch@dhs.gov

Other Phone Numbers/Website Addresses

Bureau of Industry and Security (licensing questions)

Washington, DC (202) 482-4811

Western Regional Office (949) 660-0144

WEB SITES

BUREAU OF CENSUS, FOREIGN TRADE

WWW.CENSUS.GOV/TRADE

U. S. CUSTOMS AND BORDER PROTECTION

WWW.CBP.GOV

BUREAU OF INDUSTRY AND SECURITY

WWW.BIS.DOC.GOV