









### Published Rules: October 2021 – June 2022

- Sanctions Against Russia and Belarus
- Regime and Emerging/Foundational Technology Rules
- End Use/End User Control Rules
- Additional Rules
- U.S. EU Trade and Technology Council (TTC) Notices

3

# BIS 2022 UPDATE CONFERENCE ON EXPORT CONTROLS & POLICY





### Sanctions Against Russia and Belarus

- February 24, 2022: Implementation of Sanctions Against Russia in Response to Further Invasion of Ukraine: CCL-based controls (cats 3-9), MEU expansion, FDP rules, restricted license exceptions, stricter review policies, ally/partner exclusion list, DNR & LNR added to Crimea section (87 FR 12226, 3/2/22)
- March 2, 2022: Implementation of Sanctions Against Belarus for Enabling Russia's Further Invasion of Ukraine: mostly mirrored Russia (87 FR 13048, 3/8/22)





### Sanctions Against Russia and Belarus

- March 3, 2022: Expansion of Industry Sector Sanctions Against Russia: targeted oil refinery sector (87 FR 12856, 3/8/22)
- March 3, 2022: Further Imposition of Sanctions Against Russia with the Addition of Certain Entities to the Entity List: 91 entities for assistance to Russian military (87 FR 13141, 3/9/22)
- March 4, 2022: Republic of Korea Added to Exclusion List (87 FR 13627, 3/10/22)

5

## BIS 2022 UPDATE CONFERENCE ON EXPORT CONTROLS & POLICY





### Sanctions Against Russia and Belarus

- March 11, 2022: Controls to Restrict Exports of Luxury Goods to Russia and Belarus and to Russian and Belarusian Oligarchs and Malign Actors (87 FR 14785, 3/16/22)
- **April 1, 2022:** Added 120 entities in Russia and Belarus to the Entity List (87 FR 20295, 4/7/22)
- April 8, 2022: Added 4 to Exclusion List: Iceland, Liechtenstein, Norway, and Switzerland (87 FR 21554, 4/12/22)





### Sanctions Against Russia and Belarus

- April 8, 2022: Expansion of Sanctions Against Russia and Belarus to include any ECCN on the CCL (cats 0-9), removes AVS portion for Belarus (87 FR 22130, 4/14/22)
- May 9, 2022: Further Expansion of Industry Sector Sanctions: further restricts Russia's access to items that it needs to support its military capabilities. Aligns chart with EU partners, e.g., adds HTS codes (87 FR 28758, 5/11/22)

7

## BIS 2022 UPDATE CONFERENCE ON EXPORT CONTROLS & POLICY





### Sanctions Against Russia and Belarus

- June 2, 2022: Corrections; includes revisions to Russia/Belarus MEU and to license review policies (87 FR 34131, 6/6/22)
- June 2, 2022: Added 71 entities in Russia and Belarus to the Entity List (87 FR 34154, 6/6/22)





# Regime and Emerging/Foundational Technology Rules

- October 5, 2021: Expansion of Controls on Certain Biological Equipment Software: AG control on certain nucleic acid assembler and synthesizer "software" capable of designing and building functional genetic elements from digital sequence data (86 FR 54814)
- October 21, 2021: Information Security Controls: Cybersecurity Items –
  interim final rule with comment request, (86 FR 58205); Delayed effective
  date (87 FR 1670)
- October 26, 2021: Advance Notice of Proposed Rulemaking on Certain Brain-Computer Interface (BCI) Emerging Technology (86 FR 59070)

9

## BIS 2022 UPDATE CONFERENCE ON EXPORT CONTROLS & POLICY





# Regime and Emerging/Foundational Technology Rules

- January 6, 2022: Extension of Controls on 0Y521 Geospatial Imagery Software – to further multilateral consideration (87 FR 729)
- May 23, 2022: Certain Marine Toxins (87 FR 31195): proposed rule; describes 1758 controls
- May 26, 2022: Information Security Controls: Cybersecurity Items (87 FR 31948) – clarifications to earlier rule







### End Use/End User Control Rules

- November 4, 2021: Addition of Certain Entities to the Entity List: four entities in Israel, Russia, and Singapore (86 FR 60759)
- November 26, 2021: Addition of Certain Entities and Revision of Entries on the Entity List; Addition of Entity to the MEU List: added 27 entities and revised others; added one MEU in Russia (86 FR 67317)
- December 17, 2021: Addition of Certain Entities and Revision of one Entry on the Entity List: added 37 entities; revised one in China (86 FR 71557)

11

11

## BIS 2022 UPDATE CONFERENCE ON EXPORT CONTROLS & POLICY





## End Use/End User Control Rules

- **February 8, 2022:** Revisions to the Unverified List (87 FR 7037): added 33 persons in China
- **February 14, 2022:** Addition of Certain Entities to the Entity List: added seven entities and modified four (87 FR 8180)
  - **April 11, 2022**: Correction rule published: corrected references to FDP provisions for two entities (87 FR 21011)

12





#### Additional Rules

- October 5, 2021: Editorial Revisions, Clarifications, and Corrections to the Export Administration Regulations (86 FR 54807)
- October 6, 2021: Deuterium for Use in Other Than a Nuclear Reactor deuterium for use in a nuclear reactor remains subject to NRC (86 FR 55492)
- October 22, 2021: Clarification/Restrictions on Availability of License Exception Strategic Trade Authorization (STA): proposed clarifications to STA references in Category 9 and restrictions on availability for certain technology (86 FR 58615)

13

13

## BIS 2022 UPDATE CONFERENCE ON EXPORT CONTROLS & POLICY





### Additional Rules

- December 9, 2021: Revision to Controls for Cambodia: increases restrictions in response to deepening Chinese military influence, which undermines and threatens regional security, as well as growing corruption and human rights abuses by the Government of Cambodia (86 FR 70015)
- February 3, 2022: Foreign Direct Product Rules: Organization,
   Clarification and Correction: overhauls FDP structure (87 FR 6022)







#### Additional Rules

• June 1, 2022: Congressional Notification Requirement for Certain Semiautomatic Firearms Exports: adopts a congressional notification requirement for certain license applications of semiautomatic firearms meeting certain value and destination requirements (87 FR 32983). Rule is effective July 18, 2022.

15

15

## BIS 2022 UPDATE CONFERENCE ON EXPORT CONTROLS & POLICY





### U.S. – EU Trade and Technology Council (TTC) Notices

- November 6, 2022: Request for Public Comments Regarding Areas and Priorities for U.S. and EU Export Control Cooperation Under the Trade and Technology Council
- April 6, 2022: Request for Public Comments on Supply Chain Issues to Support the U.S.-EU Trade and Technology Council Secure Supply Chains Working Group

<sup>\*</sup>Additional information on US-EU TTC can be found under Policy Guidance on the BIS website







## For more information

- Published rules can be found on the BIS website: https://bis.doc.gov/index.php/regulations/federal-register-notices
- Contact the Regulatory Policy Division at <a href="mailto:rpd2@bis.doc.gov">rpd2@bis.doc.gov</a>

17