





**Bureau of Industry and Security –
Updates on Recent Changes to
MEU Regulation**

September 2020



Overview

- Bureau of Industry and Security published in the Federal Register on April 28, 2020 a final rule expanding the military end-use and military end-user controls



Military End-Use and End-User Control

- April 28 rule amends section dating from 2007 that added end-use control
- Original control applied to military end uses in China, list of items
- Subsequent revisions applied to Russia and Venezuela



Military End-Use and End-User Control

- References:
 - EAR § 744.21
 - Supplement No. 2 to Part 744 (List of Items Subject to License Requirement)
- Applies to exports, reexports and transfers (in-country) of a subset of items controlled for Anti-Terrorism (AT) reasons (*i.e.*, unilaterally controlled items)



Military End-Use and End-User Control

- “Knowledge” based control
- New rule:
 - Expands Military end-user to include China
 - Increases the scope of items subject to the licensing requirement
 - Broadens the definition of “military end use”
- Rule became final on June 29, 2020



Military End-Use and End-User Control

- Amends Export Clearance requirements in EAR § 758.1
- Requires broader Electronic Export Information (EEI) filing for exports to China, Russia, and Venezuela
- Delay for non-MEU items until September 27, 2020



Military End-Use and End-User Control

- Final rule:
<https://www.regulations.gov/document?D=BIS-2020-0014-0001>
- Frequently Asked Questions:
<https://www.bis.doc.gov/index.php/documents/pdfs/2566-2020-meu-faq/file>



Contacts

Hillary Hess – Director, Regulatory Policy Division
Hillary.Hess@bis.doc.gov

Eileen Albanese – Director, Office of National Security and Technology Transfer Controls
Eileen.Albanese@bis.doc.gov