

**9x515 and “600 series” Items Determined to be License Exception STA Eligible
Pursuant § 740.20(g) of the EAR**

Below is a table containing 9x515 and “600 series” items determined to be eligible for License Exception Strategic Trade Authorization (STA), pursuant to approved License Exception STA eligibility requests under § 740.20(g) of the Export Administration Regulations (EAR) as of December 17, 2018. See § 740.20, paragraph (g) (*License Exception STA eligibility requests for 9x515 and “600 series” items*) for additional details on this process.

As was specified in the EAR final rule published on April 16, 2013 (78 FR 22660), which added paragraph (g) to § 740.20 of the EAR, the items identified in paragraph (g) are excluded from License Exception STA, unless approved for License Exception STA under the § 740.20(g) process. As specified in § 740.20(g)(1), applicants may submit a License Exception STA eligibility request for end items described in Export Control Classification Number (ECCN) 0A606.a, ECCN 8A609.a, ECCN 8A620.a or .b, “spacecraft” in ECCN 9A515.a.1, .a.2, .a.3, .a.4, or .g, ECCN 9A610.a, or ECCN 9E515.b, .d, .e, or .f. The exclusion of these items from License Exception STA is also specified in the *Special Conditions for STA* sections of the respective ECCNs.

In order for these items to be determined to be eligible for License Exception STA under the § 740.20(g) process, an applicant must submit a License Exception STA eligibility request to BIS and the Departments of Commerce, State and Defense must concur that the item(s) included in the request should be eligible for License Exception STA.

NOTE: *The ECCN sub-paragraphs specified in § 740.20(g)(1) contain the only items to which paragraph (g) applies. Therefore, if your item that is “subject to the EAR” is not specified under one of the listed ECCN sub-paragraphs, you should exit this page of the BIS website because the § 740.20(g) process is not applicable to your item. If your item is not specified in § 740.20(g)(1), see the Special Conditions for STA section of the ECCN (if applicable); and §§ 740.2 and 740.20 to determine whether your export, reexport or transfer (in-country) may be authorized under License Exception STA.*

As stated in § 740.20(g)(5) (*Disposition of License Exception STA eligibility requests*), under paragraph (g)(5)(i) (Approvals), when a License Exception STA eligibility request is approved, BIS will take certain actions to make the applicant and the public aware that an item has been determined to be eligible for License Exception STA, pursuant to the § 740.20(g) process:

- (1) If the request for License Exception STA eligibility is approved, the applicant will receive notification from BIS, normally through SNAP-R, authorizing the use of License Exception STA for the specific items requested.

Note: *Applicants who receive an approval notification may share it with companies affiliated with them, e.g., a branch or distributor, and may also take steps to make the notification public (e.g., on their website) if the applicants so wish.*

- (2) BIS will add a description of the approved item in the relevant ECCN entry and in an online table posted on the BIS website (*i.e.*, on the webpage to which this guidance is linked), thereby removing the restriction on the use of License Exception STA for the item identified in the approved request.
- (3) BIS will publish, as needed, a final rule adding this license exception eligibility to the EAR for that ECCN entry or end item.

TABLE OF 9x515 AND “600 series” ITEMS DETERMINED TO BE STA ELIGIBLE PURSUANT § 740.20(g)

ECCN	Model Number	Item Description	Date Determined to be Eligible for STA
8A620.a	4500-100 and 4500-200	STIDD Diver Propulsion Device	3/14/2016

Note 1: *The § 740.20(g) process is a pre-requisite requirement to use License Exception STA for any item identified in § 740.20(g)(1).*

Note 2: *Once an eligibility request is approved for an item identified in § 740.20(g)(1), an exporter, reexporter or transferor must still follow the other steps included in License Exception STA to determine if a specific export, reexport or transfer (in-country) may be authorized under License Exception STA. As was noted above for other EAR items, for items determined to be eligible for License Exception STA under § 740.20(g), the exporter, reexporter or transferor would need to review the Special Conditions for STA section of the ECCN (all of the ECCNs specified in § 740.20(g)(1) include a Special Conditions for STA section); and §§ 740.2 and 740.20 to determine whether the export, reexport or transfers (in-country) may be authorized under License Exception STA.*

Note 3: *BIS has also developed a free web-based decision tool for License Exception STA, which may assist you in determining whether an export, reexport, or transfer (in-country) may be authorized under License Exception STA. To access the Strategic Trade Authorization (STA) Interactive Compliance Tool, click <https://www.bis.doc.gov/index.php/statool>.*

FAQs ON THE SECTION 740.20(g) PROCESS

Q.1. Whom can I contact at BIS if I have a question on the descriptions included in the table or on the process for requesting a License Exception STA eligibility request?

A.1. The BIS point of contact for further information will be different depending on the classification of the item.

- For “600 series” items for purposes of this table and the § 740.20(g) process, contact Christopher Williams, Munitions Control Division, Office of Strategic Industries and Economic Security, Bureau of Industry and Security, U.S. Department of Commerce, (202) 482-6023, Christopher.Williams@bis.doc.gov

- For 9x515 items for purposes of this table and the § 740.20(g) process, contact Dennis Krepp, Office of National Security and Technology Transfer Controls, Bureau of Industry and Security, U.S. Department of Commerce, Telephone: 202-482-1309, e-mail: Dennis.Krepp@bis.doc.gov.

Q.2. Whom can I contact at BIS for other questions on using License Exception STA or for other aspects of the EAR?

A.2: For outreach assistance, including for questions on using License Exception STA, you may contact the Outreach and Educational Services Division at the Bureau of Industry and Security.

- Washington, DC: ECDOEXS@bis.doc.gov, 1-202-482-4811
- Western Regional Office: 1-949-660-0144 (Irvine, CA) or 1-408-998-8806 (Santa Clara, CA)

Q.3. If I am not the applicant who submitted the approved License Exception STA eligibility request, pursuant to the § 740.20(g) process, may I still use License Exception STA for the item included in the approved License Exception STA eligibility request?

A.3. You do not need to be the party that submitted the original License Exception STA eligibility request. However, you do need to be able to have positive “knowledge” that the item in question has in fact been approved for License Exception STA, pursuant to the § 740.20(g) process. This positive “knowledge” may be from obtaining a copy of the approved License Exception STA eligibility request, such as if you are affiliated with the person that submitted the original License Exception STA eligibility request. As noted on this webpage, BIS will also, after a License Exception STA eligibility request is approved under the § 740.20(g) process, add a description of the item on the table included on this webpage on the BIS website, and publish a rule amending the respective ECCN to identify that item as being approved under the § 740.20(g) process for License Exception STA. BIS’s addition of a description of the approved item to the table on BIS’s website or publication of a rule amending the respective ECCN also provide positive “knowledge” of the item’s approval.

Q.4. Are there any FAQs that are specific to License Exception STA?

A.4. Yes, BIS has posted FAQs on another part of the BIS website dealing with License Exception STA. To review those FAQs on the License Exception STA, click: <https://www.bis.doc.gov/index.php/2012-03-30-17-54-11/ecr-faqs>.