



Alternatives to the Importer Security Filing

Executive Order 12,866 Requirement to Consider Viable Alternatives

An assessment, including the underlying analysis, of costs and benefits of potentially effective and reasonably feasible alternatives to the planned regulation, identified by the agencies or the public (including improving the current regulation and reasonably viable non regulatory actions), and an explanation why the planned regulatory action is preferable to the identified potential alternatives. *See* E.O. 12866, Sec. 6(a)(3)(C)(iii).

Alternatives Considered by CBP and Presented to OMB

The only alternatives considered by CBP focused on expansion of the proposed rule. No alternatives to the timing, sequencing or elements were considered.

1. **Alternative 1 (the chosen alternative):** Importer Security Filings and Additional Carrier Requirements are required. Bulk cargo is exempt from the Importer Security Filing requirements;
2. **Alternative 2:** Importer Security Filings and Additional Carrier Requirements are required. Bulk cargo is **not** exempt from the Importer Security Filing requirements;
3. **Alternative 3:** Only Importer Security Filings are required. Bulk cargo is exempt from the Importer Security Filing requirements; and
4. **Alternative 4:** Only the Additional Carrier Requirements are required.

Alternatives Proposed by Industry Not Evaluated by CBP

1. Allow C-TPAT members to maintain an account profile of the importer security filing (ISF) data elements in lieu of submitting individual ISFs. C-TPAT member would submit new information if they import outside of the data elements included in their data profiles. The account profile should be limited the universe of ISF data elements.
2. Allow importers to submit the ISF based on the "header" information of a shipment as opposed to line item entry for each container.
3. Allow C-TPAT members to file the FROB requirements for the ISF.
4. Allow importers to submit the ISF after lading but prior to arrival in the United States
5. Allow importers to submit their 7501 form prior to arrival at a United States port in lieu of the ISF.
6. Allow importers to submit their ISF prior to arrival at a United States port.
7. Allow importers members to submit their ISF minus the HTS # and the country of origin (COO) prior to lading. The HTS # and COO would be submitted with the 7501 entry form.
8. Allow importers to submit the ISF prior to lading minus the HTS# and COO, which would be submitted after lading but prior to arrival in the U.S.