

[Billing Code 4710-25]  
**DEPARTMENT OF STATE**

**22 CFR 121**

**Public Notice:** [     ]

**Notice of Temporary Modification of Category XI of the United States Munitions List**

**AGENCY:** Department of State.

**ACTION:** Notice of Temporary Modification.

**SUMMARY:** The Department of State, pursuant to the provisions of 22 CFR 126.2 and in the interest of the security of the United States, temporarily modifies Category XI of the United States Munitions List (USML).

**DATES:** The temporary modification is effective December 30, 2014 until June 28, 2015.

**FOR FURTHER INFORMATION CONTACT:** Mr. C. Edward Peartree, Director, Office of Defense Trade Controls Policy, Department of State, telephone (202) 663-2792; e-mail *DDTCResponseTeam@state.gov*. ATTN: Temporary Modification of Category XI.

**SUPPLEMENTARY INFORMATION:**

On July 1, 2014, the Department published a final rule revising Category XI of the USML, 79 FR 37535, effective December 30, 2014. This final rule, consistent with the two prior proposed rules for USML Category XI (78 FR 45017, July 25, 2013 and 77 FR 70958, November 28, 2012), revised paragraph (b) of Category XI to clarify the extent of the control and maintain the existing scope of control on items described in paragraph (b) and the directly related software described in paragraph (d). The Department has determined exporters may read the revised control to exclude certain

intelligence analytics software that has been and remains controlled on the USML. Therefore, the Deputy Assistant Secretary of State for Defense Trade Controls has determined that it is in the interest of the security of the United States to temporarily modify USML Category XI paragraph (b), pursuant to the provisions of 22 CFR 126.2.

This temporary revision clarifies that the scope of control in existence prior to December 30, 2014 for USML paragraph (b) and directly related software in paragraph (d) remains the same by reinserting the words “analyze and produce information from” and by adding software to the description of items controlled. Until June 28, 2015, the temporarily revised USML Category XI paragraph (b) will read:

“\*(b) Electronic systems, equipment or software, not elsewhere enumerated in this sub-chapter, specially designed for intelligence purposes that collect, survey, monitor, or exploit, or analyze and produce information from, the electromagnetic spectrum (regardless of transmission medium), or for counteracting such activities.”



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