

January 4, 2021

FEMA Extends PPE Export Restrictions, Adds Syringes, Needles

Dear Valued U.S. Export Customer,

The Federal Emergency Management Agency (FEMA) will extend the export restrictions of personal protective equipment (PPE) until June 30, 2021 as announced in the [temporary final rule](#) released on December 30, 2020. In addition to the extension, the listing of covered materials now includes syringes and hypodermic needles which deliver vaccines. FEMA will continue to monitor export shipments along with other agencies, such as U.S. Customs and Border Protection (USCBP).

The purpose of these restrictions are to aid in the response of the U.S. to the spread of COVID-19, to ensure scarce and critical medical resources are appropriately allocated for domestic use.

The following materials are covered, specifications can be found in the temporary final rule:

- **Surgical N95 Filtering Facepiece Respirators**
- **PPE Surgical Masks**
- **PPE Nitrile Gloves**
- **Level 3 and 4 Surgical Gowns and Surgical Isolation Gowns**
- **Syringes and Hypodermic Needles**

The extension to the rule continues the eleven exemptions which have been determined to be necessary to promote the national defense. All shipments of covered materials will be allocated for domestic use and may not be exported from the U.S. without explicit approval by FEMA. These materials intended for export may be detained by USCBP while FEMA reviews shipments.

Exemptions:

1. Shipments to U.S. Commonwealths and Territories, Including Guam, American Samoa, Puerto Rico, U.S. Virgin Islands, and the Commonwealth of the Northern Mariana Islands (Including Minor Outlying Islands).
2. Exports of covered materials by non-profit or non-governmental organizations which are solely for donation to foreign charities or governments for free distribution (not sale) at their destination(s).
3. Intracompany transfers of covered materials by U.S. companies from domestic facilities to company-owned or affiliated foreign facilities.
4. Shipments of covered materials which are exported solely for assembly in medical kits and diagnostic testing kits destined for U.S. sale and delivery.
5. Sealed, Sterile Medical Kits where only a portion of the kit is made up of one or more covered materials which cannot be easily removed without damaging the kits.

Our information is compiled from a number of sources that to the best of our knowledge are accurate and correct. It is always the intent of our company to present accurate information. C.H. Robinson accepts no liability or responsibility for the information published herein.



6. Declared diplomatic shipments from foreign embassies and consulates to their home countries. These may be shipped via intermediaries (logistics providers) but are shipped from and consigned to foreign governments.
7. Shipments to Overseas U.S. Military Addresses, Foreign Service Posts (e.g. Diplomatic Post Offices), and Embassies.
8. In-Transit Merchandise: Shipments in Transit through the United States with a Foreign Shipper and Consignee, Including Shipments Temporarily Entered into a Warehouse or Temporarily Admitted to a Foreign Trade Zone.
9. Shipments for which the Final Destination is Canada or Mexico.
10. Shipments by or on behalf of the U.S. Federal Government, including its Military.
11. Shipments made by or on behalf of U.S. manufacturers with continuous export agreements with customers in other countries since at least January 1, 2020. This applies so long as at least 80 percent of such manufacture's domestic production of covered materials, on a per item basis, was distributed in the U.S. in the preceding 12 months.

Sincerely,
C.H. Robinson

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