

## **SURVEY: GRANTEES' BUSINESS MODELS AND IMPACT OF 15 CFR 400.43**

Pursuant to recent Congressional legislation, the FTZ Board must provide a report to Congress that includes “a survey of all current and past business models utilized by FTZ grantees for zone management and administration activities” and “specific impacts 15 CFR 400.43 has or may have on these various business models.”

As a grantee, your participation in this survey is critical to the preparation of an accurate and complete report as mandated by Congress. Please provide your response by \_\_\_\_\_, 2016. A member of the FTZ Board staff should be in touch with you to facilitate the response process. Do not hesitate to contact the FTZ Board staff with any questions you may have at (202) 482-2862 or [ftz@trade.gov](mailto:ftz@trade.gov).

### **INSTRUCTIONS**

In Part One of this survey, please indicate whether your organization (as grantee of the zone) undertakes each of the 20 activities/actions listed. For each activity/action that you undertake, please also indicate whether the activity/action is performed by employees of the grantee organization or by a party acting on behalf of the grantee, as well as how the activity/action is funded.

In Parts Two, Three and Four of this survey, please answer the questions regarding other activities/actions that your zone may undertake, whether and how prior practice in your zone differed from current practice in terms of activities/actions undertaken and the funding of those activities/actions, and any impacts on the practice in your zone from the FTZ Board's 2012 uniform treatment regulation.

### **PART ONE: POTENTIAL ACTIVITIES/ACTIONS**

1) Respond to requests from existing and potential zone participants for general information (that is, information that is not detailed or specific regarding technical/regulatory/compliance matters)

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

2) Develop and distribute materials or content to promote your FTZ

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

3) Organize or participate in seminars or other events to promote your FTZ

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

4) Coordinate with local, regional and state business-recruitment efforts

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

5) Conduct cost-benefit analyses for potential zone participants

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

6) Draft applications to be submitted to the FTZ Board

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

7) Review applications drafted by other entities for your zone to submit to the FTZ Board

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

8) Submit applications to the FTZ Board

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

9) Coordinate with companies (and/or their service-providers) seeking your zone's sponsorship for applications to the FTZ Board or applying for CBP activation

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

10) Review operators' applications for activation by CBP

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

11) Prepare and submit the zone's annual report to the FTZ Board

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

12) Prepare the "zone schedule" required by the FTZ Board (including the zone's policies and fees)

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

13) Maintain records of the zone sites and production activity approved by the FTZ Board

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

14) Maintain knowledge of the regulatory requirements for grantees

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

15) Maintain regular communication with zone participants

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

16) Inform operators of the regulatory requirement to obtain advance approval from the FTZ Board for production activity

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

17) Enter into and maintain agreements with operators of the zone

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

18) Act as an operator within the zone (that is, handle merchandise under a FTZ bond with CBP)

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

19) Provide detailed technical/regulatory/compliance information – such as regarding specific CBP operational/security requirements – to existing or potential zone participants

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

20) Review zone participants' operations for compliance with CBP requirements

Does your zone undertake this activity/action?

Yes  No

If Yes:

A) Is this action/activity performed by:  grantee employees and/or  a party acting on behalf of the grantee? Explain (as warranted). \_\_\_\_\_

B) Do you consider this action/activity to be inherent to the performance of the grantee function?  Yes  No. Explain. \_\_\_\_\_

C) How does your zone fund this action/activity? (For example, is it funded by fees your zone charges to zone participants?) Explain. \_\_\_\_\_

### **PART TWO: OTHER ACTIVITIES/ACTIONS**

Are there any activities/actions other than those listed in Part One (numbers 1 through 20 above) that your zone undertakes? (Such activities/actions could be performed either by the grantee, by a contractor acting on behalf of the grantee, etc.)

Yes  No

If Yes, please list and explain the activity(ies)/action(s) and how it/they is/are funded.

### **PART THREE: CHANGES RELATIVE TO PRIOR PRACTICE**

Based on your knowledge, has your organization's list of activities/actions undertaken (as enumerated above) and/or the mechanism(s) for funding those activities/actions changed relative to prior practice in your zone?

Yes  No

If Yes, please explain those changes and the prior practice in your zone.

### **PART FOUR: CHANGES RESULTING FROM "UNIFORM TREATMENT" REGULATION**

Has your organization needed to change its list of activities/actions undertaken (as enumerated above) and/or the identity of the entity(ies) undertaking any activities/actions on its behalf as a result of the FTZ Board's adoption in 2012 of its "uniform treatment" regulation (15 CFR 400.43)?

Yes  No

If Yes, please specify the changes and explain how the uniform treatment regulation made them necessary.