

EXPORT CONTROL ISSUES CAN OCCUR WITH...

Research

- Foreign staff and collaborations have potential export control considerations
- Work intended for publication is not export controlled, but research equipment may be
- Certain end uses (i.e. military, space-related, national security) will be export controlled
- Fundamental research is research in STEM areas that is intended for publication
 - Not subject to export controls
- Research subject to a publication restriction is not fundamental and requires additional export controls

Deemed Exports

- A foreign person having access to controlled items, information or data in the US is deemed to be an export to their country of citizenship
- Screen software, technology, and data to which a foreign person could have access to for export control considerations
- Deemed exports may require a license

International Shipping

- Controlled items may require a license
- Don't ship to embargoed countries of restricted parties
- Understand the end user and end use
- Understand who the shipper is and the countries through which the items will travel

**Assess to determine
if:**

**1) an export license
is needed or,
2) project
information needs to
be managed**

Foreign Staff and Students

- Foreign students taking catalog-listed classes are exempt from export controls
- Persons applying for H1-B and O-1 visas must be screened for export control
- A license may be required for foreign staff or visitors to work on or view export controlled research projects

Purchasing

- Are export controlled items being purchased?
- Are you buying from a person/company that is on a restricted party list?

**WHEN IN DOUBT, CONTACT
YOUR EXPORT CONTROL OFFICE**

International Travel

- Carrying items overseas = exporting them
- Review interactions with restricted parties
- Review research overseas for potential export control issues
- Customs filings may be required for certain scientific equipment.

Contracts

- Look for export control clauses
- Only agree to follow US export control laws as opposed to other countries
- Don't accept contracts that limit publication or personnel without first speaking with your export control office

Non-Disclosure Agreements (NDAs)

- NDAs can negate the fundamental research exception
- NDAs can restrict our ability to place research information in the public domain
 - Information in the public domain is not subject to export controls
- NDAs that cover HIPPA or FERPA data are NOT an export control issue

Contact: exportcontrol@grad.wisc.edu

8/19/19, bcn/tad