Export Control Determination Overview

Is the project export controlled?

- **No**
  - **Fundamental Research**
    - Must meet all 5 criteria
      1. No publications restrictions
      2. No foreign nationals restrictions
      3. Basic or applied research
      4. At institution of higher learning
      5. Physically in the U.S.
  - **Public Domain**
  - **Educational Exclusion**
    - For general catalog course; not course created for sponsor

- **Yes**
  - **Fundamental Research, Public Domain or Educational Exclusion criteria not met**
  - Can we get an exemption/exception?
    - **“Yes”**
      - Then license may not be needed
      - e.g. Category XV satellite exemption (ITAR)
      - e.g. Temporary import/export exception (EAR)
      - Foreign national employment exemption/exception
    - **“No”**
      - Then license is needed
      - EAR
        - Foreign Nat’l can access “materials/equipment” to operate
      - ITAR
        - Foreign Nat’l cannot access/use/see/etc.