

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.

OR

Public Domain

OR

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.