

Form I-129(E) - ISU Supplemental Export Control Questionnaire

Beneficiary Information		Date: _____
Full Name (as on passport):		
First _____	Place of Birth: _____	
Middle _____		
Last _____		
Country of Legal Permanent Residence: _____		
Country of Citizenship: _____		
Current Address:		

Street, Apt #	City	State, Zip Code

The United States Citizenship and Immigration Service requires that an employer, when filing an H-1B petition, certify that

- (i) it has reviewed the **Export Administration Regulations (EAR)** administered by the U.S. Department of Commerce and the **International Traffic in Arms Regulations (ITAR)** administered by the U.S. Department of State, and
- (ii) it has determined whether or not a license* (prior authorization) is required from either of these Government agencies prior to allowing an employee who is a foreign national to access export controlled items or technology (laboratory equipment/research instruments, materials, software or technology/technical data) controlled under the **EAR** or **ITAR**.

* The transfer or release to a foreign national of such items by any means is “deemed” to be an export to the foreign national’s country of citizenship or permanent residence, potentially requiring an *export license* unless a particular authorized license exemption applies.

Export Control Questionnaire Please complete the following questions.

These questions must be completed or signed by the **Principal Investigator** or other appropriate University authority (ex: supervisor) with direct oversight of the visa applicant’s work. The **Department Chair** must also sign the completed questionnaire.

RETURN the signed Form to the Office of Equity and Inclusion as part of the H-1B visa application set.

Please note that unless a pre-authorized exemption applies, an export license may be required before the applicant may start his/her activities. *Questions should be directed to Deb Easterly, Export Control Officer at 282-2618, or via the Export Control Office email address = orexpctr@isu.edu.*

Questions -----

1. Will the visa applicant be working in one of the following areas: biomedical sciences, computer sciences, space or space launch sciences, or *any* engineering or scientific discipline?
Engineering or scientific disciplines may include but are not limited to the following:
Chemical, Electrical, Semiconductor, Materials Science, Physics, Mechanical, Geophysical, Marine, Astronomy, Nuclear, Artificial Intelligence or Robotics.

Please list work assignment, with a brief description (top of Page 2)

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For purposes of this certification, “access” means any visual or physical access to the item, regardless of whether such access is actually required by the visa applicant to perform his/her work assignment.

1. Check one:

- No, the assignment will not involve, expose or *potentially* expose the applicant to any scientific discipline, including but not limited to, the ones listed above.

If this is your answer, please sign and date this form below and submit it to the Office of Equity and Inclusion in conjunction with your H-1B processing request.

- Yes, the assignment will involve, expose or *potentially* expose the beneficiary to a scientific discipline (including but not limited to one or more of those listed above).

If this is your answer, *you are required to check **all** the boxes for questions 2-5 below and sign and date at the bottom.*

If you do not have the information necessary to complete this certification, please contact the Export Control Officer to complete the processing of this certification questionnaire.

If, by virtue of the question, you are unable to check one of the following boxes, the Export Control Officer will work with you to determine whether the work intended for the visa applicant requires a

- a. prior export control authorization (a license) from a governing U.S. agency *or*
- b. Technology Control Plan to temporarily or permanently restrict access by the beneficiary at the work location to only what is not export controlled.

2. The visa applicant will not be working under a sponsored research agreement (e.g. grant or contract) that restricts or prohibits the participation of foreign persons, that is, there are no restrictive clauses pertaining to foreign nationals or non U.S. persons participating in the research.
3. The visa applicant will not be working under a sponsored research agreement (e.g. grant or contract) that restricts or prohibits the research team’s right to publish any of the data or research results, except for the sponsor’s right to review and exclude from intended publication proprietary data that, under the terms of that agreement, is exempt from publication.
4. In performing the work under the visa, the visa applicant will not be provided access to (*whether or not actually required for his/her work assignment and whether through hard or soft copy*):
- Technical data or information that has been stamped or otherwise designated by the sponsor or collaborating institution as being “export controlled”;
 - Sponsor’s or third-party proprietary or confidential information, materials, or software that is the subject of a Non-Disclosure Agreement (NDA) or equivalent confidentiality agreement;
 - Proprietary (to sponsor or a third-party) technology for the development of cryptography, or proprietary source code containing cryptographic functionality; *or*

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Appendix 1

THE UNITED STATES MUNITIONS LIST

Category I—Firearms, Close Assault Weapons and Combat Shotguns

Category II—Guns and Armament

Category III—Ammunition/Ordnance

Category IV—Launch Vehicles, Guided Missiles, Ballistic Missiles, Rockets, Torpedoes, Bombs, and Mines

Category V—Explosives and Energetic Materials, Propellants, Incendiary Agents, and Their Constituents

Category VI—Surface Vessels of War and Special Naval Equipment

Category VII—Ground Vehicles

Category VIII—Aircraft and Related Articles

Category IX—Military Training Equipment and Training

Category X—Personal Protective Equipment

Category XI—Military Electronics

Category XII—Fire Control, Range Finder, Optical and Guidance and Control Equipment

Category XIII— Materials and Miscellaneous Articles

Category XIV—Toxicological Agents, Including Chemical Agents, Biological Agents, and Associated Equipment

Category XV— Spacecraft and Related Articles

Category XVI—Nuclear Weapons Related Articles

Category XVII—Classified Articles, Technical Data, and Defense Services Not Otherwise Enumerated

Category XVIII—Directed Energy Weapons

Category XIX—Gas Turbine Engines and Associated Equipment

Category XX—Submersible Vessels and Related Articles

Category XXI—Articles, Technical Data, and Defense Services Not Otherwise Enumerated