Export Control Checklist for H-1B/DS-2019 Applications

Name of visa candidate: ____________________________
Country of origin: ____________________________

This checklist should be completed and signed by the person who is most knowledgeable about the work in which the foreign national (visa candidate) will be engaged, as well as their Department Chair/Director. This could be the person who is sponsoring the foreign national for the visa, or the principal investigator on the research project(s) in which the foreign national will be involved. This checklist must accompany the H-1B/DS-2019 form. More information on the export control regulations is available on OU’s Export Control compliance webpage: http://www.oakland.edu/research/compliance/

1. Is there anything about the proposed research that does NOT meet the definitions of “fundamental research”? Fundamental research refers either to information that already exists in the public domain (publicly accessible) or to new research that is ordinarily published and shared broadly within the scientific community. For example, a publication restriction removes a project from the definition of fundamental research under the export control regulations, and therefore ‘yes’ should be checked.
   _____ YES _____ NO

2. Does the research agreement (e.g. grant or contract) restrict or prohibit the participation of foreign nationals in the project?
   _____ YES _____ NO

3. Does the research agreement (e.g. grant or contract) prohibit or otherwise restrict the investigator’s right to publish any of the results?
   _____ YES _____ NO

4. Is there any language in the research agreement regarding export control regulations beyond a basic agreement to comply with the regulations? This would include language regarding marking, shipping, communication or any other descriptive action more extensive than agreement to comply with the regulations.
   _____ YES _____ NO

5. Is any of the technical data or equipment associated with the project found on the Munitions List? In order to answer this question, you must search the list: http://www.fas.org/spp/starwars/offdocs/itar/p121.htm
   _____ YES _____ NO

6. Is any of the technology (equipment, software, etc.) associated with the project found on the Commerce Control List? In order to answer this question, you must search the list: https://www.bis.doc.gov/index.php/forms-documents/doc_download/1229-commerce-control-list-index
   _____ YES _____ NO

If you answered YES to any of the above, you must check #2 on the H-1B certification form.

__________________________________________
Faculty Sponsor Name (if applicable)  Signature

__________________________________________
Department Chair/Director Name  Signature

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Version 6-25-2015  Reviewed by _____________________ Date _________ Comment __________________