

Research and Creative Activity/ Research Park I ndsu.exportcontrols@ndsu.edu

The information requested below should be supplied by, or with the input of, the one or more persons (e.g., the nonimmigrant researcher on whose behalf NDSU is filing the I-129 petition) who are best able to explain the nature and substance of the research and other work that will be performed by the person on whose behalf NDSU Office of the Provost is submitting the I-129 (the “foreign national” or “beneficiary”). Before answering any questions on this form, you must understand how the terms “technology” and “technical data” are defined by certain U.S. export control regulations. Those definitions – along with general information on export control laws, and what items/data/technology are export-controlled – can be viewed at https://www.ndsu.edu/research/for_researchers/research_integrity_and_compliance/export_controls/.

The answers that you provide on this “NDSU Export Controls Questionnaire for H-1B Processing” will be used by NDSU to certify on the I-129 that it believes that a license will/will not be required to share “technology or technical data” with the foreign national during the course of his/her employment at NDSU.

Name of Hiring Authority:	Date:
Hiring Dept./Unit:	Hiring Authority Email:
Dept. Location/Bldg:	Hiring Authority Telephone:

1. What is the full name of the foreign national?
2. What is the country of citizenship of the foreign national?
3. If different from the country named above, name the country in which the foreign national was born, as well as any other countries of which he/she is, or was, a citizen. Otherwise, indicate “Don’t Know,” “None,” or “N/A.”
4. If authorized to work for NDSU, what position title will the foreign national hold – and in what department?

5. Please describe any projects on which the foreign national is expected to work during his/her employment at NDSU. Include, if available, the kinds of information listed here:
- Title (such as from a proposal for project funding)
 - Source(s) of Government funding (directly paid or via sub-award), if any
 - Goals of the research or other work, and its practical applications
 - “Technology,” “technical data,” (as defined at www.ndsu.edu/research/exportcontrols), or source code that will be released to the foreign national, especially any that you believe is not widely available to the interested public
 - Devices/items that will be needed for foreign national to complete his/her work, especially any that you know have access restrictions associated with them (either direct access, physical/visual access, or indirect access to these devices/items via information about them)
 - Lab or center in which research will take place

6. Will any of the research or other projects involving the foreign national not be screened by a research administration office as part of a proposal for funding (in other words, not “sponsored projects”)? YES or NO. If YES, please elaborate below.

7. Will any technology or technical data that will be released to the foreign national be unpublished, subject to publication/dissemination restrictions, or subject to other access restrictions (such as off-limits to foreign nationals) at the time of its release? YES or NO. If YES, below describe the technology or technical data under restriction that you or someone else will release to the foreign national.

8. Will any project on which the foreign national is expected to work involve agencies, funding, equipment, or technical data associated with U.S. military/defense, space, or intelligence activities? YES or NO. If YES, please elaborate below.

<p>9. Will any software (especially source code) employing encryption functionality be released to the foreign national? YES or NO. If YES, please elaborate below.</p>
<p>10. If there is any period of time during the foreign national’s employment for which you cannot reasonably anticipate the nature and substance of his/her work, please describe that period of time below, either using specific dates or more general terms, such as “after employee completes project A with Professor Y,” or “after the first year of employee’s work at NDSU.” (Enter “N/A” if not applicable.)</p>

CERTIFICATION OF ACCURACY, AND FUTURE NOTICE

I work, or will work, in a capacity that enables me to anticipate the particulars of the employment of the above-stated foreign national, should he/she be granted permission from the U.S. Government to work within NDSU. If, at any time during the foreign national’s employment, I become aware that technology or technical data has been/is being/or will be released to the foreign national in ways that were not anticipated by my answers to this Questionnaire, I will immediately notify the **Export Controls Office at 701-231-6455 and/or ndsu.exportcontrols@ndsu.edu**. Additionally, I will notify the Export Controls Office before the foreign national moves to a new office or lab, or begins work activity outside my control or knowledge.

/s/ _____ Signature of Certifying Individual(s) (<i>E-Signatures Legal and Enforceable</i>)	_____ Date
<p>RETURN THIS FORM TO THE EXPORT CONTROLS OFFICE AT ndsu.exportcontrols@ndsu.edu / DEPT. 4000 RESEARCH 1</p>	
/s/ _____ Signature of Export Controls Administrator/ Officer, Research & Creative Activity	_____ Date

Once the Export Controls Office reviews and approves the Questionnaire (and performs other functions as necessary – e.g., screenings), they will issue a recommendation to the Office of the Provost for answering the Part 6 Certification on the I-129 form. Once the Office of the Provost is in receipt of the recommendation, it will complete and submit the I-129 to USCIS, according to its existing policies and practices.

<p>FOR ECO USE ONLY: Screening Completed? Y <input type="checkbox"/> / N <input type="checkbox"/> Results: _____</p>
<p>Recommendation: _____</p>