

### Export Control Bona Fide Employee Certification

The International Traffic in Arms Regulations (ITAR) and the Export Administration Regulations (EAR) specifically exempt Foreign Persons who are a bona fide, full-time regular employee of the University of Arizona (UA) from the requirements of an export license for disclosures of unclassified technical data in the United States by U.S. institutions of higher learning.

This Certification **does not apply** to students, part-time employees, or Designated Campus Colleagues (DCCs). It also does not apply to nationals of ITAR-proscribed countries identified at [22 CFR §126.1](#) or countries identified in [BIS Country Group D:5](#) (last column on right).

This Certification enables the employee to access and discuss ITAR or EAR-restricted technology with other UA project personnel. UA project personnel must be U.S. Persons or Foreign Persons with the appropriate DDTC or BIS licenses or the Bona Fide Employee Certification for this project.

This Certification does **NOT** enable discussions or exchanges of technology between the Bona Fide Employee and third parties (i.e., the sponsor of the research) without a DDTC or BIS license.

This Bona Fide Employee Certification ([22 CFR §125.4\(b\)\(10\)](#)) and ([EAR 740.13\(f\)](#)) is available only if:

- The employee's permanent residence throughout the period of employment is in the U.S.;
- The employee is not a national of a ITAR-proscribed country listed at [22 CFR §126.1](#) or [BIS Country Group D:5](#); and
- The institution informs the individual in writing that the technical data or technology may not be transferred to other Foreign Persons without the prior written approval from the U.S. Department of State or the Department of Commerce.

Qualified individuals and project Principal Investigator (PI)/Project Director must read and sign the attached statements to document and certify that the technical data or technology released will not be transferred to other Foreign Persons without prior written approval.

Export Control determines whether a Foreign Person qualifies for this Certification. For assistance, please contact [export@arizona.edu](mailto:export@arizona.edu).

### Bona Fide Employee Certification

<b>Employee</b>	
<b>Department/College</b>	
<b>Associated Project(s)</b>	
<b>Project PI</b>	

**Technical Data/Technology:**

This Certification enables the employee to access and discuss ITAR/EAR-restricted technical data/technology with other UA project personnel. UA project personnel must be U.S. Persons or Foreign Persons with the appropriate DDTC or BIS licenses or the Bona Fide Employee Certification for this project.

This Certification does **NOT** permit discussions or exchanges of technical data or technology between the Bona Fide Employee and third parties (i.e., the sponsor of the research) without a DDTC/BIS license.

**Certification from Employee:**

I, \_\_\_\_\_, certify to the following:

- (a) I am a full-time employee of the University of Arizona since \_\_\_\_\_.
- (b) My permanent abode throughout my employment is in \_\_\_\_\_.
- (c) I am a citizen of \_\_\_\_\_, which is not a prohibited country as defined in [22 CFR §126.1](#) of the ITAR or a [Country Group D:5](#) of the EAR.
- (d) I received written notification via this Certification that I may not transfer the technical data or technology I receive related to this project to other Foreign Persons or to any parties outside the University without the proper written authorization of DDTC or BIS and Export Control.
- (e) I participated in a briefing and understand the eligibility requirements of the ITAR/EAR exemption at [22 CFR §125.4\(b\)\(10\)](#) and [EAR 740.13\(f\)](#) for bona fide, full-time employees, and I meet those eligibility requirements.
- (f) I participated in a briefing with the Lead Principal Investigator/Project Director on the restrictions associated with this project, reviewed copies of the relevant Technology Control Plan (TCP), and will comply with all controls documented therein.

<b>Employee Signature</b>	<b>Date</b>

**Acknowledgment by Lead Principal Investigator/Project Director**

The employee is briefed on the above restrictions associated with this project and has a copy of the relevant TCP for review.

<b>PI/Project Director Signature</b>	<b>Date</b>

<b>Export Control Approval</b>			
<b>Reviewed by</b>		<b>Date</b>	