



**DEEMED EXPORT CONTROL CERTIFICATION  
FOR FILING AN I-129 VISA PETITION**

---

**Name of Prospective H-1B Employee:**

**Country of Citizenship:**

**Country of Residence:**

**Proposed Position Title:**

**Research Interests or Keywords:**

---

The U.S. Government has changed the I-129 H-1B and O-1 visa petition form to include an attestation concerning the release of controlled technology or technical data to foreign persons in the United States.

If your department is hiring an H-1B or O-1 worker, the institution must review these regulations and determine if they are applicable to the work of the foreign person. Further, this attestation must be completed and signed by the Principal Investigator or Department Head and the Compliance Officer.

*The U.S. Government, through the Export Administration Regulations (EAR) and the International Traffic in Arms Regulations (ITAR), requires U.S. persons, including employers, to receive authorization from the U.S. Government before releasing controlled technology or technical data to foreign persons in the United States, unless an exclusion is available. Under both the EAR and the ITAR, release of controlled technology or technical data to foreign persons in the United States is deemed to be an export to that person's country or countries of nationality. Ordinarily, research conducted at a university in the United States not subject to any access or dissemination controls is eligible for an exclusion under the EAR and the ITAR.*

*Under the EAR, the term technology is generally defined as specific information necessary for the production, development or use of dual-use items - that is, items that have both commercial and military applications (or purely commercial applications). Under the ITAR, the term technical data is generally defined as information which is required for the design, development, production, manufacture, assembly, operation, repair, testing, maintenance or modification of defense articles (which includes space related items). What constitutes a defense article is much broader than generally recognized.*

**Name of Department Head or PI:**

**Signature of Department Head or PI:**

**Date:**

**ATTESTATION (check one)**

I certify that a license is not required from either the U.S. Department of Commerce or the U.S. Department of State for our school or institution to release such technology or technical data (as defined in the EAR or ITAR) to the foreign person, or

I certify that a license is required from either the U.S. Department of Commerce or the U.S. Department of State for our school or institution to release such technology or technical data (as defined in the EAR or ITAR) to the foreign person. The institution will prevent access to the controlled technology or technical data to the foreign person unless and until the required license or other authorization has been obtained.

**Name of Compliance Officer:**

**Signature of Compliance Officer:**

**Date:**

For more information on export control regulations see:

[http://www.wpi.edu/Images/CMS/ORI/WPI\\_Export\\_Control\\_Slides-web\\_training.pdf](http://www.wpi.edu/Images/CMS/ORI/WPI_Export_Control_Slides-web_training.pdf)