



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:

Section A

(To be completed by PI or Department Head)

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. Additionally, grants and contracts may contain terms that restrict the participation of foreign persons in some research activities.

Please provide information below regarding the funding source and planned research activities for the prospective employee.

1. Will the prospective employee work on and/or be funded by a grant or contract?

If yes, please provide the following:

- a. PI:
- b. Project Title:
- c. Sponsor:
- d. WPI Grant Account Number:

2. Will the prospective Employee have access, either directly or via shared lab/office space, to any of the following?

- a. Military/defense/space items or technologies? Yes No
- b. Encryption software source code, or encryption software that is not commercially available? Yes No
- c. Technical information that has been deemed "export controlled" Yes No
- d. Sponsor or third-party proprietary or confidential information, materials, or software? Yes No

If you answered yes to any item under #2 above, please explain:

Signature of Department Head or PI:

Name of Department Head or PI:

Date:

Section B

(To be completed by compliance officer)

For Grant-funded positions:

- 1. Does the grant restrict or prohibit the participation of foreign persons in the project? Yes No
- 2. Does the grant restrict or prohibit the research team’s right to publish any of the data or research results? Yes No
- 3. Is the project considered “fundamental research” under the EAR, ITAR, and/or other applicable regulations? Yes No

If yes to Section A, question 2a-d:

- 1. Would an export license be required to release any of the identified items or related technical data to the prospective employee? Yes No

Explanation:

Determination:

The prospective employee may not work on the specified project due to restrictions on the participation of foreign persons.

A license is not required from either U.S. Department of Commerce or the U.S. Department of State to release such technology or technical data to the foreign person

A license is required from either U.S. Department of Commerce or the U.S. Department of State to release such technology or technical data to the beneficiary, and WPI will prevent access to the controlled technology or technical data by the beneficiary until and unless WPI has received the required license or other authorization to release it to the beneficiary.

Signature of Compliance Officer:

Name of Compliance Officer:

Date: