



Federal law now requires that employers certify that they have reviewed the **Export Administration Regulations (EAR)** and **the International Traffic in Arms Regulations (ITAR)** to determine whether a license is required from The U.S. Department of Commerce or the U.S. Department of State to allow a foreign employee access to controlled technology. This attestation is REQUIRED for all H-1B petition and O-1 petitions.

Please review the information on U.S. export controls* at Brown University’s Office of the Vice President for Research:
http://www.research.brown.edu/rschadmin/international_research_administration-export_controls.php

The hiring supervisor, Principal Investigator, Department Chair, or other appropriate University authority responsible for oversight of an employee’s work and access to technology, must attest to one of the following two statements in order for the OISSS to process the H-1B or O-1 petition.

Any questions you may have should be directed to Norm Hebert (3-6791) in the Office of Vice President for Research, after a thorough review of the information published on the OVPR web site at the link above.

(Employee’s Name, please print)

(Dates of Appointment)

(Employee’s Position Title and Department)

Attestation (check one)

Based on your current expectation of his/her work responsibilities:

___ I certify that a license **is not required** from either the U.S. Department of Commerce or the U.S. Department of State to release such technology (as described in EAR and 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 to release such technology (as described in EAR and ITAR) to the foreign person and I will prevent access to the controlled technology or technical data until the required license or other authorization has been obtained.

(Name, please print)

(Title)

(Signature of Supervisor/PI/Chair)

(Date)

*Note that technology and technical data provided to a foreign national within the US is considered an export (i.e. a “deemed” export)