

TO: All Faculty and Administrators

FROM: Ken Blank, Vice Provost for Research

DATE: August 22, 2008

SUBJECT: Reminder to Researchers and Administrators Regarding Federal Export Control Laws

### Drexel Export Control Compliance Policy Statement

Drexel University engages in research and educational activities that may involve the development or use of products, goods, hardware, software or materials (collectively, “items”) or technology that may be subject to U.S. export control laws and regulations. The U.S. government increasingly is focused on the compliance of non-profit research institutes and universities with these laws and regulations. Drexel is committed to complying with all applicable export controls, as established by the federal regulations described below. As a result of the severe criminal and civil penalties for noncompliance by Drexel and by individual researchers at Drexel, it is critical that everyone in the Drexel community understands these rules and complies with them fully. Violations also can put at risk Drexel's research and international activities, and those of its Principal Investigators and lead to loss of research funding.

The export control rules are highly complex. The export control regulations and lists maintained by the U.S. Department of Commerce (EAR); the U.S. Department of State (ITAR), and the U.S. Department of the Treasury (OFAC) change frequently and are subject to agency interpretation.

In general, export control regulations apply to:

- the transfer, or “export” of specified items or technology (e.g., products, materials, or software) outside the United States;
- the disclosure of certain information to certain foreign nationals inside the United States (“deemed export”);
- the training or offering of services involving controlled equipment or information to foreign nationals;
- the design or production of items related to defense services;
- transactions with, or providing services to, certain foreign countries or individuals who are on embargo or restricted lists;

In order to assist you in recognizing situations that should be carefully reviewed to determine whether export controls apply, we have designed a Drexel Export Control

Handbook to help guide you. In addition, faculty and staff can access an interactive “decision tree” to help make export control law initial determinations and to guide your initial reviews. Both of these resources are available at the Office of Research website at <http://www.research.drexel.edu/administration/Compliance/Default.aspx>. In addition, we will continue appropriate education and training programs on an on-going basis. **If, upon using the Handbook and decision tree, you identify a situation requiring further review, or you believe an export license or other approval may be required, please contact promptly:**

**Margaret Vigiolto**

**Associate Vice Provost for Research Administration**

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- The export control regulations have become more prominent, and scrutiny concerning the level of compliance by non-profit research institutes and universities with these regulations continues to increase. It is very important that faculty and other researchers throughout Drexel understand their obligations under these regulations and adhere to them strictly.