SECTION I: To be completed for ALL Petitions

Prospective H1-B Employee Name: __________________________ EID: ______________________
Account No: __________________________

U.S. Citizenship and Immigration Services (USCIS) has changed its form I-129, adding a section that requires review and certification relative to export controlled technology or technical data released to a prospective employee on an H-1B, H-1B1 (Chile & Singapore), L-1, or O-1A nonimmigrant visa. As the new section certifies whether the prospective employee will or will not potentially require a license from the U.S. Department of Commerce or the U.S. Department of State, completing the form means that basic export control issues must be assessed by those who will supervise the prospective employee.

More information about export controls is available through the UT Austin export controls training module (SP 701) that can be found on the personal compliance page (https://utdirect.utexas.edu/cts/index.WBX) and on the export controls website (http://www.utexas.edu/research/osp/export_control/index.html).

It is now mandatory that you review the SP 701 training module and the export control website before answering the below questions in advance of preparing the visa petition. Per form I-129 requirements, a certification must be made as to whether or not a license is required from U.S. Department of Commerce or U.S. Department of State. Your answers below will help determine whether or not an export license may be needed for the prospective employee.

1. Is the potential employee from Iran, Cuba, North Korea, Syria, Iran or Sudan? ___Yes ___No
2. Will the potential employee have access to encryption technology? (THIS DOES NOT APPLY TO COMMERCIAL ENCRYPTION SOFTWARE INSTALLED ON PC’S OR LAPTOPS) ___Yes ___No
3. Will the potential employee be involved in a project that has a Technology Control Plan in place? ___Yes ___No
4. Will the applicant be involved in a project that:
   a. Requires approval, or prohibits use, of foreign citizens on the project? ___Yes ___No
   b. Requires sponsor approval prior to publication or discussion at an open conference? ___Yes ___No
   c. Has a military purpose? ___Yes ___No
   d. Involves spacecraft, satellites, rockets, missiles, unmanned aerial vehicles or related items or technology? ___Yes ___No
   e. Requires access to proprietary (i.e., confidential) information protected under a non-disclosure agreement? ___Yes ___No

If you answered “no” to all of the above questions, please send the original of this form to the International Office. However, if you are unsure, have additional questions, or answered “yes” to any questions, please email a copy to: osp@austin.utexas.edu for review.

Form I-129 states: “Pursuant to 28 USC § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.” Your signature below certifies that the information you provided above is true and correct, that you have completed the export control training module and that if a license is required, you will not give the prospective employee any export controlled technical data/technology until the proper authorization is received. Without the below signatures, form I-129 cannot be processed and filed by the university.

Signature of Supervisor of Prospective Employee __________________________ Date __________________________
PRINTED NAME: __________________________ Date __________________________

I have reviewed the above information:

_______________________________________________ DEPT/UNIT __________________________ Date __________________________
Name/Signature of Department Chair/Director

Internal Use Only: Restricted Party Screening completed and clear (If not clear, refer to OSP) ___Yes ___No
If you answered “yes” to any of the above questions, please answer the appropriate questions in Section II on page 2.

SECTION II  ADDITIONAL REQUIRED INFORMATION FOR AFFIRMATIVE RESPONSES IN SECTION I

- IF YOU ANSWERED “YES” TO ANY QUESTION, PLEASE PROVIDE:

  OSP NUMBER:________________________________________

  26 ACCOUNT NUMBER (Source of Funding):________________________________________

If you answered “Yes” to Question No. 2, describe the encryption technology and the potential foreign employee’s anticipated role in the project. “Technology” is information that relates to the production, development, or use of encryption in a new or existing product or software. Please note that this applies to technology for the development, production, or use of a product or software that will use the existing encryption capabilities of a publicly available program or hardware item (such as using the encryption functionality of a browser, wireless device, router, etc.):

If you answered “Yes” to Question No. 3, Please attach a copy of the Technology Control Plan.

If you answered “Yes” to Question No. 4. (a) - (e) – Briefly describe the nature of the project and the reason why you answered “yes” to any of the questions:

Please email this completed and signed form (both pages) to OSP@austin.utexas.edu

<table>
<thead>
<tr>
<th>FOR OSP INTERNAL USE</th>
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<tbody>
<tr>
<td>Is a license required to release an export controlled item, software, or technology to prospective employee?</td>
</tr>
<tr>
<td>Export Control Officer</td>
</tr>
<tr>
<td>Printed Name</td>
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REVISION 6 – December 2012