



Certification Regarding the Release of Controlled Technology or Technical Data to Foreign Persons in the United States – H-1B / O-1 petitions (Part 6 of the Form I-129 Petition for Nonimmigrant Worker) and J-1 DS-2019 Requests.

University of Rochester Policy

The University of Rochester has an [openness in research policy](#), and does not routinely enter into agreements that would impose a fundamental limitation on the ability to publish research results or restrict the participation of individuals (e.g. based on citizenship) from intellectually significant portions of educational and research activities.

U.S. Export Control Laws

The [Export Administration Regulations \(EAR\)](#) and the [International Traffic in Arms Regulations \(ITAR\)](#) control both the:

- Actual shipment or transmission of items and export controlled information out of the U.S.; and
- Releasing or transferring export controlled information and source code to foreign persons in the U.S. (“deemed export”)

The following are generally not subject to U.S. export control laws:

- Published / public domain information
- Information resulting from research in which the results are ordinarily published and shared broadly in the scientific community (results of “fundamental research”)
- Information released by instruction in a catalog course or associated teaching laboratory of an academic institution

The ITAR controls defense articles and defense services, which are information, services and tangible items that are listed on the [U.S. Munitions List \(“USML”\)](#).

Please contact Josef Mejido, the University’s Export Control Officer, at export@rochester.edu if you have any questions about export compliance or this certification



Certification by Hosting Faculty Member, Department Chair or Division Chief

Print name of J-1 Exchange Visitor: _____

Requested Non-immigration status (select one):

H-1B J-1 O-1 Other _____

I, _____, hereby certify to each of the following:
(Department Chair or Division Chief)

- All information that will be released or provided to the above named beneficiary will be:
- Already published / in the public domain;
 - Information resulting from fundamental research; and/or
 - Information released by instruction in a University catalog course or associated teaching laboratory

The beneficiary will not work with anything subject to the ITAR

Name (Dept. Chair or Div. Chief): _____
(Print)

Signature: _____

Title (Dept. Chair or Div. Chief): _____

Department: _____

Date: _____
(mm/dd/yyyy)