Export Control Compliance Flowchart

Are you shipping or carrying an item or technical data out of the US (even if to a US person overseas)?
OR
Are you sharing or disclosing technical data to a foreign person in the US (even if on campus)?
OR
Will the item or technical data be re-exported to a third country?

Yes → Is the item or data subject to the International Traffic in Arms Regulations (ITAR)? — **Yes** → **STOP Do Not Proceed**

No → **Not an Export: No other action required**

Is the item or data subject to the International Traffic in Arms Regulations (ITAR)?
No ↓

Is the export/re-export to a country subject to sanctions or other special controls? — **Yes** →
No ↓

Is the export/re-export to an entity or individual that has been debarred by the US government? — **Yes** →
No ↓

Is there reason to believe that the item, data or software will be used for a prohibited end-use? — **Yes** →
No ↓

Export license may be required. Submit to Export Control for review (exports@princeton.edu).

Is it a tangible (i.e. physical) item? — **Yes** →
No ↓

Is the information or software in the Public Domain? — **Yes** →
No ↓

Is it educational information taught in an academic catalog course — **Yes** →
No ↓

Proceed: No Export License Required

Is the information 'research results' generated during the course of a Fundamental Research project? — **Yes** →
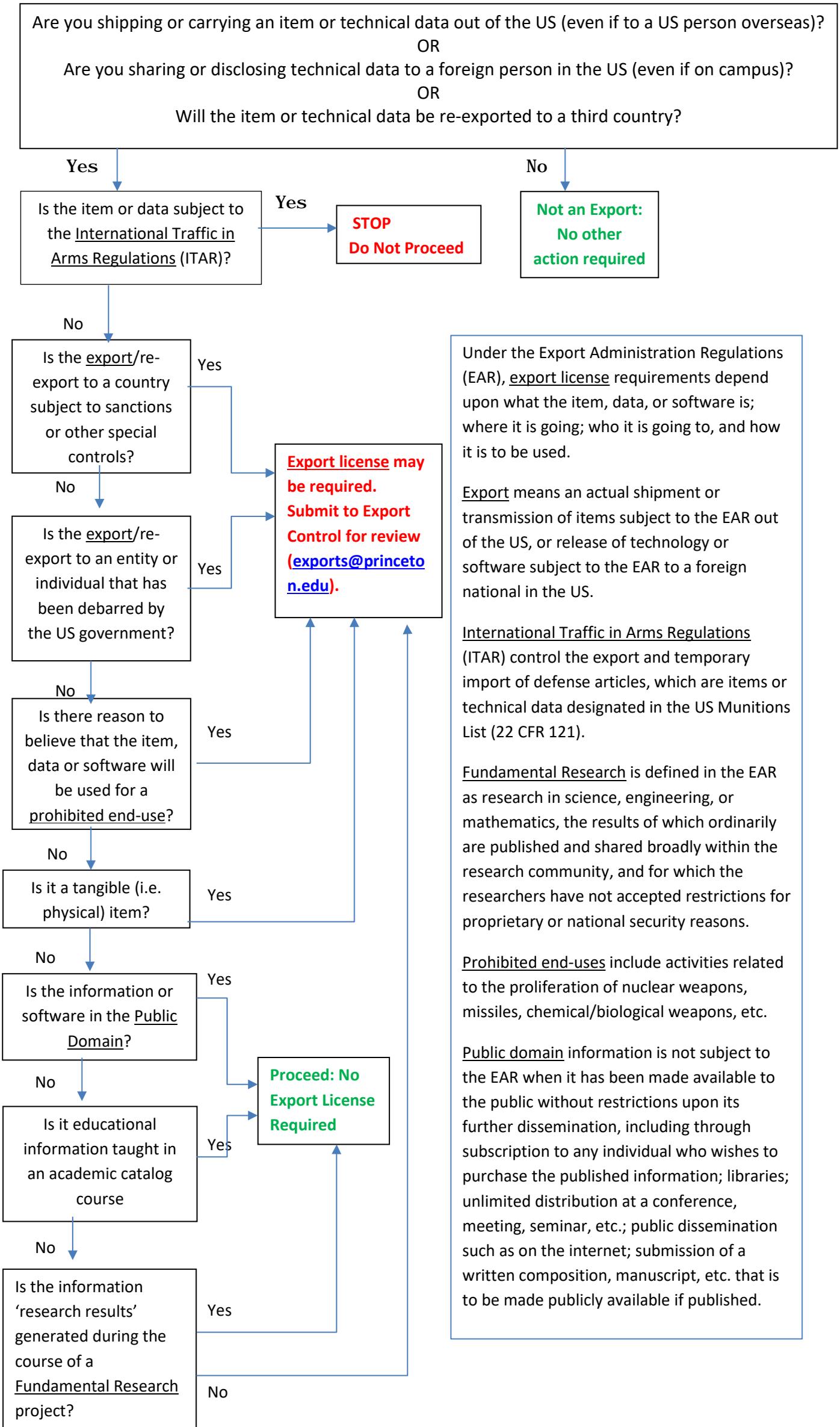**No** →

Under the Export Administration Regulations (EAR), export license requirements depend upon what the item, data, or software is; where it is going; who it is going to, and how it is to be used.

Export means an actual shipment or transmission of items subject to the EAR out of the US, or release of technology or software subject to the EAR to a foreign national in the US.

International Traffic in Arms Regulations (ITAR) control the export and temporary import of defense articles, which are items or technical data designated in the US Munitions List (22 CFR 121).

Fundamental Research is defined in the EAR as research in science, engineering, or mathematics, the results of which ordinarily are published and shared broadly within the research community, and for which the researchers have not accepted restrictions for proprietary or national security reasons.

Prohibited end-uses include activities related to the proliferation of nuclear weapons, missiles, chemical/biological weapons, etc.

Public domain information is not subject to the EAR when it has been made available to the public without restrictions upon its further dissemination, including through subscription to any individual who wishes to purchase the published information; libraries; unlimited distribution at a conference, meeting, seminar, etc.; public dissemination such as on the internet; submission of a written composition, manuscript, etc. that is to be made publicly available if published.

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