



**Export Control Certification for H-1B, H-1B1, L-1, or O-1A Nonimmigrant Visa Petitions  
Filed on Form I-129, "Petition for Nonimmigrant Workers"**

**TO BE COMPLETED BY THE SUPERVISOR OF PROSPECTIVE EMPLOYEE OR THE DEPARTMENT CHAIR/DIRECTOR**

**Prospective Employee Name:** \_\_\_\_\_ **Department:** \_\_\_\_\_

**Prospective Employee Country of Birth:** \_\_\_\_\_ **Citizenship:** \_\_\_\_\_

U.S. Citizenship and Immigration Services (USCIS) Form I-129 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 form certifies whether the employee will or will not potentially require a license from the U.S. Department of Commerce or the U.S. Department of State, basic export control issues must be assessed by those who will supervise the prospective employee.

More information about export controls is available through UNC Charlotte's [Export Controls website](#).

It is **mandatory** that you complete the Export Compliance training module at [CITI Program](#) 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 the 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.

**EXPORT CONTROL CERTIFICATION QUESTIONS**

<b>1.</b>	Is the potential employee from Iran, Cuba, North Korea, Syria, Iran, Libya or Sudan?	<input type="checkbox"/> YES <input type="checkbox"/> NO
<b>2.</b>	Will the potential employee's project be subject to the ITAR (includes equipment/tech data)?	<input type="checkbox"/> YES <input type="checkbox"/> NO
<b>3.</b>	Will the potential employee have access to encryption source/object code?	<input type="checkbox"/> YES <input type="checkbox"/> NO
<b>4.</b>	Will the potential employee be involved in a project that has a Technology Control Plan in place?	<input type="checkbox"/> YES <input type="checkbox"/> NO
<b>5.</b>	Will the applicant be involved in a project that:	
	<b>a.</b> Is proprietary in nature?	<input type="checkbox"/> YES <input type="checkbox"/> NO
	<b>b.</b> Has any publication and/or dissemination restrictions?	<input type="checkbox"/> YES <input type="checkbox"/> NO
	<b>c.</b> Has a specific military purpose?	<input type="checkbox"/> YES <input type="checkbox"/> NO
	<b>d.</b> Requires foreign national approval by the sponsor (or stipulates that no foreign nationals are allowed)?	<input type="checkbox"/> YES <input type="checkbox"/> NO
<b>6.</b>	Will the potential employee work with high-tech or experimental equipment (e.g., high-speed computers, sensors, materials, electronics, lasers, telecommunication devices or other cutting-edge equipment)?	<input type="checkbox"/> YES <input type="checkbox"/> NO

7.	Will the potential employee work on corporate sponsored research?	<input type="checkbox"/> YES <input type="checkbox"/> NO
8.	Will the potential employee work on materials obtained under a Materials Transfer Agreement (other than the Uniform Biological Material Transfer Agreement)?	<input type="checkbox"/> YES <input type="checkbox"/> NO
9.	Will the potential Scholar/Visitor work on any other project involving data, knowhow, software, or equipment of a technical nature?	<input type="checkbox"/> YES <input type="checkbox"/> NO

Forward the completed form to the Export Control Officer ([exportcontrols@uncc.edu](mailto:exportcontrols@uncc.edu)) for final review. If needed, the Export Control Officer will schedule an appointment to further discuss the answers provided on this form. If you are unsure or have additional questions, please email [exportcontrols@uncc.edu](mailto:exportcontrols@uncc.edu).

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 or technology until the proper authorization is received. Without the below signatures, Form I-129 cannot be processed and filed by the University.

<i>Name / Signature of Supervisor of Prospective Employee</i>	<i>Date</i>
---	-------------

I have reviewed the above information:

<i>Name / Signature of Department Chair/Director</i>	<i>Date</i>
--	-------------

<b>Internal Use Only:</b>	
<b>Restricted Party Screening completed and clear?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No
If “yes” checked above, <b>is a License required to release technical data/technology to the prospective employee?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<i>Name / Signature of Export Control Officer</i>	<i>Date</i>