

# GUIDELINES FOR SERVICES

Export Control Office  
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## What Is A Service?

- Work done for hire that is not considered research
- **Examples:**
  - Providing technical information regarding the design of an instrument
  - Providing materials to an outside university
  - Analysis of unknown pharmaceutical substances
  - Gene sequencing
- **Defense Service** – (1) The furnishing of assistance (including training) to foreign persons, whether in the United States or abroad in the design, development, engineering, manufacture, production, assembly, testing, repair, maintenance, modification, operation, demilitarization, destruction, processing or use of defense articles or (2) the furnishing to foreign persons of any technical data controlled under the International Traffic in Arms Regulations (22CFR 120.9).



## Who Is The Solicitor?

- **Foreign Organization**
  - Be careful of requests for services from foreign gov'ts and military
  - The US gov't severely restricts interactions with parties in **Iran, N. Korea, Sudan, Syria**
  - Additionally, there are restrictions with **Afghanistan, Belarus, Burma, Burundi, Central African Republic, China, Congo, Cuba, Cyprus, Eritrea, Haiti, Iraq, Lebanon, Libya, Somalia, South Sudan-related, Ukraine/Russia-related, Venezuela, Yemen, Zimbabwe**
- **Restricted Parties**
  - We cannot conduct business with persons or organizations that are on a US gov't restricted party list
  - Contact the the Export Control Office to identify restricted parties



## Is The Service Export Controlled?

- Since services aren't considered research, services **are not** covered by the fundamental research exemption
- Providing information or technology to a foreign person for an ITAR-controlled item is likely a defense service requiring a license



## Who Conducts The Service?

- A deemed export license may be required for a foreign person to conduct a service using controlled technology
- Mere operation of an EAR-controlled device by a foreign person should not require a license
- Applies to both foreign staff and students

