Attachment A

Export Control Policy

I. Policy Statement

It is the policy of Kean University that all personnel, including faculty, staff, students, trustees, and all other persons retained by or working at or for the University ("personnel"), conduct their university business in compliance with U.S. laws and regulations, including the U.S. export control laws and regulations applicable to the University's operations and research activities. It is the responsibility of all personnel to be aware of and comply with this Export Control Policy ("the Policy") and with all export control requirements related to their activities. In addition to this Policy, the University has established procedures to aid its personnel in complying with these laws and regulations.

II. Overview

Kean University researchers may engage in a broad range of research both in the U.S. and abroad. It is the goal of the University to allow researchers to disseminate their research results, to freely collaborate with their international colleagues in the course of fundamental research, and to allow foreign researchers and students to participate in University research projects. Kean has adopted this Policy to ensure these goals are pursued in harmony with the applicable export control laws.

Export control laws are a complex set of federal regulations that control the conditions under which certain information, technologies, and commodities can be transmitted overseas to anyone, including U.S. citizens, or to a foreign national on U.S. soil. The laws are implemented by both the Department of Commerce through its Export Administration Regulations ("EAR") and the Department of State through its International Traffic in Arms Regulations ("ITAR"). These laws are designed to protect U.S. national security, prevent the proliferation of weapons of mass destruction, further U.S. foreign policy (including the support of international agreements, human rights and regional stability), and to maintain U.S. economic competitiveness.

Although most research and educational activities at Kean University will generally fall under the fundamental research exclusion, the publicly available/public domain exclusion, the education exclusion or a combination of the three (***see Section III. D "Exemptions/Exclusions")***, some activities may be restricted. Additionally, certain contractual clauses ῒῒ such as publication restrictions or limitations, including clauses that require approval before publication ῒῒ can exclude the underlying research from the "fundamental research" category, thereby disallowing the exemption. *By not accepting any restrictions on publication or*