

SIU EXPORT CONTROLS MONTHLY

ISSUE #13
December 3, 2020



NEWS AND UPDATES

Former Raytheon employee accused of taking secret information abroad enters plea

The Federal Bureau of Investigation arrested 48-year-old engineer Wei Sun on Friday, Jan. 24 after the department claims he took his computer, which held important information about missile projects, to multiple countries, according to court documents. In a guilty plea he entered Friday, Feb. 14, 2020, Sun admitted to taking top-secret information without clearance.

<https://www.kold.com/2020/02/02/fbi-arrests-former-raytheon-employee-taking-secret-information-abroad/>

Ten Individuals Charged in \$50 Million Russian Smuggling Scheme

An indictment and a complaint were unsealed today in federal court in Brooklyn variously charging 10 defendants with transportation of stolen property, failure to file export information, illegal exportation of electronic devices and conspiracy to commit these offenses. The defendants allegedly participated in the illegal smuggling of electronic devices, particularly Apple products, from the United States to Russia using couriers, many of whom were current and former employees of Aeroflot Airlines.

<https://www.justice.gov/usao-edny/pr/ten-individuals-charged-50-million-russian-smuggling-scheme>

Foreign Government-Sponsored Talent Recruitment Plans, such as China's Talent Plans, Incentivize Economic Espionage and Theft of Trade Secrets

It is critical for U.S. businesses, universities, and granting institutions to be aware of potential financial risks and past illegal conduct that has been associated with foreign-government-sponsored talent recruitment programs, such as China's so-called "Talent Plans.

<https://research.jhu.edu/jhura/wp-content/uploads/sites/2/2020/07/PSA-On-Talent-Plans-Final-20200717.pdf>

Chinese Talent Program Tracker

The Chinese Talent Program Tracker is a catalogue of Chinese Party-State-sponsored initiatives aimed at cultivating China's domestic talent pool in support of China's strategic civilian and military goals. Viewed by Beijing as vital to Chinese economic and social development, talent programs aim to recruit everyone from experts to students of both Chinese and non-Chinese citizenship to fill positions across government, industry, defense, and academia to drive the innovation and growth of the Chinese economy. If you work with or are contacted by any of the programs, **please call 618-650-2476 immediately.**

<https://chinatalenttracker.cset.tech/>

SIU EXPORT CONTROLS MONTHLY

ISSUE #13
December 3, 2020

SIU CLEAN LAPTOP PROGRAM

All SIU System employees, SIUE faculty and staff, SIUC faculty and staff, SIU School of Medicine faculty and staff; as well as all satellite campus faculty and staff, including but not limited to, the SIU School of Dental Medicine, The National Corn to Ethanol Research Center, The East St. Louis Center, SIU Law School and all SIU Extended Campus locations that travel to the designated foreign countries.

All SIU travel to the below countries WILL REQUIRE that an Informational Technology Services clean laptop be used during SIU business travel to those countries. Your SIU issued laptop computer SHALL NOT be transported to any of the below countries.

IRAN

SYRIA

SUDAN

NORTH KOREA

CUBA

UKRAINE (Crimea Region)

CHINA

RUSSIA

VENEZUELA

<https://siusystem.edu/academic-affairs/export-controls/travel.shtml>

EXPORT CONTROL VIOLATION HOTLINE

If you suspect an export control violation, call:

618-650-2476

EQUIPMENT USED IN RESEARCH

If you use the following equipment/goods in your research or the below is your area of research, **please call the Director of Export Controls at 618-650-2476.**

- **MAX-VIZ EVS (ENHANCED VISION SYSTEM)**
- **MESAMAX 8240 COMPUTER**
- **MARK 7 POWDERSENSE (Mark 7 Reloading LLC)**

“THE DAILY BUGLE” QUOTES

Reinhold Niebuhr (Karl Paul Reinhold Niebuhr; 1892-1971; was an American Reformed theologian, ethicist, commentator on politics and public affairs, and professor at Union Theological Seminary for more than 30 years. Niebuhr was one of America's leading public intellectuals for several decades of the 20th century and received the Presidential Medal of Freedom in 1964. A public theologian, he wrote and spoke frequently about the intersection of religion, politics, and public policy, with his most influential books including *Moral Man and Immoral Society* and *The Nature and Destiny of Man*. The latter is ranked number 18 of the top 100 non-fiction books of the twentieth century by Modern Library.)

- "God grant me the serenity to accept the things I cannot change, the courage to change the things I can, and the wisdom to know the difference."

SIU EXPORT CONTROLS MONTHLY

ISSUE #13
December 3, 2020

REGULATIONS

- [DOC EXPORT ADMINISTRATION REGULATIONS \(EAR\)](#)
- [DOS INTERNATIONAL TRAFFIC IN ARMS REGULATIONS \(ITAR\)](#)
- [DOT FOREIGN ASSETS CONTROL REGULATIONS \(OFAC FACR\)](#)

SIU EXPORT CONTROL MANUAL 2019

<http://siusystem.edu/academic-affairs/export-controls/policies.shtml>

TALENT PROGRAM FAQ'S

What is a foreign “TALENTS” program?

Any foreign state sponsored attempt to acquire U.S.-funded scientific research through recruitment programs that target scientists, engineers, academics, researchers, and entrepreneurs of all nationalities working or educated in the United States. In general, Foreign Government Talent Recruitment Programs include any foreign-state-sponsored attempt to acquire U.S. scientific-funded research or technology through foreign government-run or funded recruitment programs that target scientists, engineers, academics, researchers, and entrepreneurs of all nationalities working or educated in the United States.

These recruitment programs are often part of broader whole-of-government strategies to reduce costs associated with basic research while focusing investment on military development or dominance in emerging technology sectors. The Department of Energy issued an order on 7 July 2019 with fairly clear explanations of Talents programs. Much of the information in this guidance Document is extracted from DOE O 486.1.

https://www.directives.doe.gov/directives-documents/400-series/0486-1-border/@_images/file

How does this affect SIU and me?

Association with a Talents Program can lead to ineligibility to receive Federal funding for your research. Currently there is no due process to challenge such a determination or limit to the time interval over which it is imposed. Past associations may also be concerning to the US Government.

SIU EXPORT CONTROLS MONTHLY

ISSUE #13
December 3, 2020

Is there an official list of Talents Programs?

No. Some have been identified but for the most part, we are left to our own judgement. Note that entities can frequently change their names once they are identified on a list. The most accurate current list for China is:

<https://chinatalenttracker.cset.tech/>

How do I recognize such a program?

Distinguishing features of a foreign government talent recruitment program include:

- Compensation provided by the foreign state to the targeted individual in exchange for the individual transferring their knowledge and expertise to the foreign country. The compensation can take several forms, such as cash, research funding, honorific titles, career advancement opportunities, promised future compensation, or other types of remuneration or consideration.
- Recruitment in this context refers to the foreign-state-sponsor's active engagement in attracting the targeted individual to join the foreign sponsored program and transfer their knowledge and expertise to the foreign state. The targeted individual may be employed and located in the U.S., or in the foreign state. Recruitment would not necessarily include an invitation to attend or present work at an international conference.
- Many, but not all, programs aim to incentivize the targeted individual to physically relocate to the foreign state. Of particular concern are those programs that allow for continued employment at U.S. research facilities or receipt of US Federal research funds while concurrently receiving compensation from the foreign state.
- Focus on individual researcher instead of project/subject matter

- Remuneration (salary, stipend, research funding, etc.) significantly above "market" for expected activities
- Foreign entity title for researcher implies greater connection than underlying facts
- Foreign residency application encouraged or facilitated
- Requires changing of researcher's primary institute affiliation for purposes of journal citations
- Fundamental research purpose unclear or undefined

If something appears to be too good to be true, you should question it.

Are such programs initiated by a particular country?

Any country can run a talents program. Most of the US Government's attention has been focused on programs originating in China, but talents programs have been identified from India, China, Russia, and other nations. What should you do if you suspect you have been contacted by or have inadvertently become associated with a Foreign Government Talent Recruitment Program?

Contact the SIU Director of Export Controls:

Todd A. Wakeland, JD.
Director of Export Controls
Southern Illinois University
3311 Rendleman Hall-Room 3206
Edwardsville, Illinois 62026
618-650-2476
twakela@siue.edu