ACCEPTANCE OF PUBLICATION RESTRICTIONS

The academic mission of Utah State University (USU) includes the development and dissemination of new knowledge by its faculty, staff, and students. As such, a research contract or other agreement should generally not restrict USU's freedom to publish or otherwise disseminate the research results beyond limited pre-publication reviews by the sponsor.

Accepting publication restrictions can sometimes create significant negative consequences for a student's dissertation/thesis. Additionally, it can subject the research to federal export control regulations which impose strict access, dissemination, and participation restrictions on the transfer of certain items, software, and information to foreign nationals (generally, foreign nationals include anyone who is not a U.S. citizen or legal, permanent U.S. resident). Publication restrictions in excess of 90 days can cause the research to fall outside of the export control definition of "fundamental research," and therefore subject it to regulation.

USU policy does not allow a sponsor to impose restrictions on publications (Policy 583). However, on a case-by-case basis, USU will consider accepting a publication restriction in an agreement if the proposed work can be accommodated without compromising USU's pursuit of its academic mission, if the academic value of the research can be justified by the PI, and provided that the proposed restrictions do not cause USU or the PI to violate any state or federal regulations that might be implicated as a result of the restrictions.

The attached agreement contains language that restricts publication and the following individuals are required to approve and acknowledge the publication restriction:

1. The **Principal Investigator (PI)** shall be responsible for safeguarding confidential and proprietary information provided under this contract. The project shall not be discussed or presented except as approved in advance by the sponsor. The PI shall be responsible for sharing access to confidential information with only those research team members who have been pre-approved by the sponsor. The PI will also work with the Sponsored Programs Office and Federal Compliance Officer to review the technologies used in the project to determine if they fall within export-controlled categories.
2. **Graduate students,** by their signature below, acknowledge that the results of the contract/agreement are subject to publication restrictions, and that no part of the results can be used in a thesis or dissertation, or otherwise be made public.
3. The **Department Head and Dean** of the PI acknowledge that the proposed contract has publication restrictions, but nevertheless support the acceptance of this contract, believing that it will not adversely affect USU, students or faculty involved.

Accepted by:

_____
Principal Investigator Date

_____
Print Name

_____
Department Head Date

_____
Print Name

_____
Dean Date

_____
Print Name

Acknowledged by:

_____
Graduate Student Date

_____
Print Name

_____
Graduate Student Date

_____
Print Name

_____
Graduate Student Date

_____
Print Name

USU Proposal/Award No:_____
Sponsor:_____
Anticipated Award Total:_____
F&A Rate:_____