Sensitive Unclassified Information - SUI

Presented to the Faculty Council on Research
Fundamental Research

UW Executive Order No. 8
Classified, Proprietary and Restricted Research

– Open research environment for all faculty and students

– Freedom to select topics

– Freedom to publish or otherwise disseminate results
OSP Agreement Review

The Office of Sponsored Programs will not accept, without FCR review, sponsored funding or enter into any other agreement with:

• Restrictions on publication or dissemination of research results
  • Sponsor review and approval of publications
  • Sponsor ownership/control over research results, prohibiting freedom to disseminate
• Restriction on participation
  • Foreign national limitation
  • Sponsor approval required for any foreign personnel
• Restriction of access to campus facilities
  • Due to nature of work, receipt by UW of third party controlled information at UW facilities/computers
Restrictions Types

- Export Controlled Information/Data
- Controlled Unclassified Information
- Classified Information

All types fall under the University of Washington definition of “Sensitive Unclassified Information” or “SUI”
What is Export-Controlled Information?

- Controlled by the Export Administration Regulations (EAR) or the International Traffic in Arms Regulations (ITAR) as sensitive to national security.

- Places restrictions on WHERE it can be exported and/or WHO may receive access to the information whether in the United States or abroad.
What is Sensitive Unclassified Information?

Markings that indicate the required level of protection for information and authorization (if required), these markings will also indicate that the dissemination is limited to a specific group of recipients.
How does UW get Export-Controlled Information or SUI?

**UW-Created Export Controlled:**
Research Projects that include:
- Publication Restrictions
- Participation or Access Restrictions; and
- Results deemed controlled for security reasons (*export controlled, defense related, sensitive to national security*)

**Sponsor or Third-Party SUI Received Under:**
- Sponsored Research Agreement
- Non-Disclosure Agreement
- Material Transfer Agreement
- Collaboration Agreement
University process when there are potential restrictions on information/participants

1. Award received at UW
2. OSP reviews
3. Restrictive language in agreement?
   - Yes: FCR reviews restrictions in light of Open Research Policy
   - No: FCR disallows restriction
4. FCR approves?
   - Yes: PI provides FCR approval to OSP
   - No: OSP accepts restrictions
5. UW institutes Technology Control Plan
How does UW protect SUI?

Technology Control Plan, or TCP, describes the security controls implemented by the University to manage SUI, as required by U.S. Government statutes, regulations and guidance.

TCP is applies when the following occurs:

- Projects or activities involve the receipt of SUI from an outside party or sponsor, such as via a nondisclosure agreement or sponsored research agreement
- Projects or activities are not considered Fundamental Research
- Projects or activities involve export-controlled equipment or technology
Questions?

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