



NASA CHINA FUNDING RESTRICTION

Prior to the submission of each NASA proposal, a Proposal Certification Form must be completed and signed by each member of UD Senior/Key Personnel and provided to the Research Office. This will allow the Research Office to help you manage your potential risk and protect the University.

What is NASA's China Funding Restriction?

The National Aeronautics and Space Administration (NASA) restriction on funding activities associated the People's Republic of China (PRC) originated in 2011 with Public Law 112-10 and has been included in each subsequent U.S. Consolidated Appropriations Act. The restriction states: *"None of the funds made available by this Act may be used for the National Aeronautics and Space Administration (NASA)... to develop, design, plan, promulgate, implement, or execute a bilateral policy, program, order, or contract of any kind to participate, collaborate, or coordinate bilaterally in any way with China or any Chinese-owned company unless such activities are specifically authorized by a law enacted after the date of enactment of this Act."*

At the time of proposal, UD must certify that it "is not China or a Chinese-owned company, and that the proposer will not participate, collaborate, or coordinate bilaterally with China or any Chinese-owned company, at the prime recipient level or at any subrecipient level, whether the bilateral involvement is funded or performed under a no-exchange-of-funds basis".

NASA defines "China or Chinese-owned company" to mean the People's Republic of China (PRC), any company owned by the PRC, or any entity incorporated under the laws of the PRC; this includes organizations such as Chinese universities, research institutes, and any government unit.

PLEASE NOTE: The law does not restrict individual involvement based on citizenship or nationality.

The following types of participants are permitted in NASA-funded projects:

- Students with PRC citizenship in the US on an F-1 visa.
- Project team members with PRC citizenship in the US on an H1-B visa.
- Faculty, staff, and students with PRC citizenship in the US as a permanent resident (green card holder).

The following types of activities are permitted in NASA-funded projects:

- Attending multilateral, widely-attended conferences in PRC.
- Using PRC data that is publicly available.
- Purchasing commercial items of supply necessary to carry out the scope of work.
- Publishing papers that include authors from USA, PRC, and other countries (not bilateral).

The following activities are permitted outside of this project:

- Participating in other research projects funded by non-NASA sponsors that involve scientists affiliated with PRC institutions.
- Reviewing journal manuscripts which include authors from PRC.

Please keep in mind:

It is understood that all individuals who will participate in the NASA funded effort may not be known at the time of proposal. If this proposal is funded, the PI will be responsible for ensuring that all personnel and organizations involved in the project during the life of the award meet the requirements of this certification. Further, during the life of the award, it will be the PI's responsibility to notify the Research Office within thirty (30) days if there is any change in the affiliation status of any project member (including but not limited to faculty, staff, students, consultants, subrecipients, collaborators, advisors, or third-party entities) during the life of the project.

The Research Office may withhold a proposal submission if issues associated with this certification are identified or discrepancies between this form and publicly available information cannot be resolved prior to the proposal deadline.

PROPOSAL CERTIFICATION FORM

Please respond to each of the following questions. For each affirmative response, please provide a brief explanation and use extra pages as needed. Please note that an affirmative response is not necessarily problematic but requires additional information.

1. Will this project involve any of the following types of PRC entities?
- A government unit of China (at any level of government or PRC military unit).
 - Any entity incorporated under the laws of the PRC such as a Chinese-owned company, Chinese institution of higher education or Chinese research organization.

If "YES" enter details.

RESPONSE: NO YES

2. Will this project involve any of the following participants?
- PRC students or student interns from PRC institutions of higher education on a J-1 visa.
 - Visiting scholars from PRC institutions of higher education on a J-1 visa.
 - Adjunct faculty from PRC institutions of higher education.
 - UD faculty, staff, postdocs, and students (regardless of nationality) participating, collaborating, or coordinating with businesses or entities of the PRC in carrying out this project.

If "YES" enter details.

RESPONSE: NO YES

3. Will this project involve any of the following bilateral activities?
- Publishing papers that include authors representing China or any Chinese-owned company.
 - Data sharing agreements with PRC organizations.
 - Reviewing manuscripts for PRC journals.

If "YES" enter details.

RESPONSE: NO YES

By submitting this form, I hereby certify that the information provided above is accurate to the best of my knowledge and belief.

I further certify that to be the best of my knowledge, this project will not involve bilateral participation, collaboration, or coordination with China or any Chinese-owned company, at the prime recipient level or at any subrecipient level, whether the bilateral involvement is funded or performed under a no-exchange of funds basis.

Signature:

Printed Name:

Date:

PeopleSoft Proposal No:

If you have any questions about this form, please contact your assigned Contract & Grants Analyst. If a particular NASA program has additional requirements regarding the NASA China Restriction, the Research Office will be in contact to request the necessary information.