

UNIVERSITY OF ARKANSAS – FAYETTEVILLE CAMPUS
ADDENDUM TO LEGAL REVIEW FORM FOR CONTRACTS WITH FOREIGN SOURCES

This form must be attached to the legal review form for any foreign source contracts.

Pursuant to Ark. Code Ann. § 6-60-1204(a), the University shall not accept a gift from a foreign source or enter into a contract with a foreign source if the institution believes that doing so would threaten:

- (1) The integrity of the institution's research, instruction, or operations;
- (2) The institution's intellectual property rights;
- (3) The protection of confidential information; or
- (4) The safety and security of:
 - (A) The institution;
 - (B) The institution's personnel and students;
 - (C) This state; or
 - (D) The United States.

Ark Code Ann. § 6-60-1202(3) defines “foreign source” as:

- (A) A foreign government, including without limitation an agency of a foreign government;
- (B) A legal entity, government or otherwise, created solely under the laws of a foreign state or states;
- (C) An individual who is not a citizen or a national of the United States or a trust territory or a protectorate of a trust territory; or
- (D) An agent, including without limitation a subsidiary or affiliate of a foreign legal entity, acting on behalf of a foreign source, as described in (A), (B), or (C).

In addition, Ark. Code Ann. § 6-60-1203 provides that an institution shall not host:

- (1) A Confucius Institute; or
- (2) Any entity with an affiliation with:
 - (A) The People's Republic of China;
 - (B) The Chinese Communist Party; or
 - (C) China's People's Liberation Army.

By forwarding this contract for approval, you certify 1) that a prohibited parties check has been conducted by the Office of Research Compliance for the foreign source entity and any named representatives of the entity (with any adverse results attached) and 2) you believe that the contract is not prohibited on any of the above grounds.

Further, if the value of this contract, or the aggregate value of this and other contracts affiliated with the same foreign government, is valued at \$250,000 or more, you will ensure that this contract is included in annual state disclosure reporting required under Ark Code Ann. § 6-60-1205 and under similar biannual federal disclosure reporting under § 117 of the Higher Education Act.

**Certifying official:* _____

Signature of official: _____ *Date:* _____

*Must be an official at the department head, associate dean, or associate vice chancellor level or higher.

If you have any questions, please contact Research Compliance or the Office of the General Counsel.