



International Traffic in Arms Regulations (ITAR)

The ITAR is administered by the Directorate of Defense Trade Controls (DDTC) within the State Department to regulate export and import of defense products found on the United States Munitions List (USML). There are three subcomponents of the USML: **defense articles, defense services, and related technical data**. All manufacturers, exporters, and brokers that fall within one of the three subcomponents must be ITAR compliant.

Defense articles

- Firearms, close assault weapons, and combat shotguns
- Guns and armament
- Ammunition/ordnance
- Launch vehicles, guided missiles, ballistic missiles, rockets, torpedoes, bombs, and mines
- Explosives and energetic materials, propellants, incendiary agents, and their constituents
- Surface vessels of war and special naval equipment
- Ground vehicles
- Aircraft and related articles
- Military training equipment and training
- Personal protective equipment
- Military electronics
- Fire control, laser, imaging, and guidance equipment
- Materials and miscellaneous articles
- Toxicological agents, including chemical agents, biological agents, and associated equipment
- Spacecraft and related articles
- Nuclear weapons related articles
- Classified articles, technical data, and defense services not otherwise enumerated
- Directed energy weapons
- Gas turbine engines and associated equipment
- Submersible vessels and related articles
- Articles, technical data, and defense services not otherwise enumerated

Defense Services

- Providing assistance, including training, to foreign persons on anything related to defense articles. This includes design, development, manufacturing, maintenance, etc.
- Providing foreign persons with controlled related technical data.
- Military training of foreign units and forces.

Related Technical Data

- Information other than software for the design, development, manufacturing, assembly, operation, repair, testing, maintenance, or modification of defense articles. This includes blueprints, drawings, documentation, and more.
- Classified information about the defense articles and defense services.
- Software directly related to defense articles.

In order to comply, a company must submit a Statement of Registration and submit an application of export or temporary import licenses. Failure to obtain the required license or other written approval from the DDTC is a violation of the ITAR and may result in monetary fines and/or incarceration.

Export Administration Regulations (EAR):

As with ITAR, EAR also seeks to prevent unauthorized export of controlled items to foreign persons. EAR is administered by the U.S. Department of Commerce, Bureau of Industry and Security (BIS) to regulate commercial and dual-use items and technology found on the Commerce Control List (CCL) to include 10 different categories and 5 product groups. To comply with BIS, a license is required based upon the classification of a company's item through the CCL.

Foreign Sales:

There are 2 ways product sales can be made to foreign governments - government to government sales under the Foreign Military Sales program or Direct Commercial Sales (if product is not available for general commercial sales).

Resources

SBIR ITAR tutorial: <https://www.sbir.gov/tutorials/itar/tutorial-1>
DDTC ITAR and Export Controls: https://deccs.pmddtc.state.gov/ddtc_public?id=ddtc_public_portal_itar_landing
DDTC Response Team: deccspmddtc@midatl.service-now.com, issues regarding functionality of forms, data processing, and regulations.
DDTC staff members with phone numbers: https://www.pmddtc.state.gov/ddtc_public?id=ddtc_public_portal_homepage
USML: <https://www.ecfr.gov/cgi-bin/retrieveECFR?gp=&SID=70e390c181ea17f847fa696c47e3140a&mc=true&r=PART&n=pt22.1.121>
State Department Foreign Military Sales: <https://www.state.gov/u-s-arms-sales-and-defense-trade/>
EAR | Bureau of Industry and Security: <https://www.bis.gov/regulations/ear>
Commerce Control List: <https://www.bis.doc.gov/index.php/documents/regulations-docs/2329-commerce-control-list-index-3/file>
BIS contact/seminar and workshop list: <https://www.bis.doc.gov/index.php/about-bis/contact-bis>