

# Foreign National Unclassified Visits and Assignments

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# What Drives ANL's FV&A Program?

- DOE Order 0142.3A: Unclassified Foreign Visits and Assignments Program
- Objective: To define a program for unclassified foreign national access to Department of Energy (DOE) sites, information, and technologies by establishing requirements for the following:
  - An approval process for foreign national visits and assignments consistent with U.S. and DOE national security and program-specific policies, requirements, and objectives.
  - Reviews of foreign national access requests to ensure that unauthorized access to information, equipment, or technologies is denied.
  - A process for documenting and tracking visits and assignments of foreign nationals to DOE sites or involving DOE information or technologies.



# DOE Order 0142.3A in a Nut Shell

- Vetting all foreign nationals before granting access to any ANL site, information or technology
- Ensure all foreign nationals are in legal status (visas and supporting documents are up-to-date)
- If export controlled technology, material and/or equipment are used, ensure that an export license has been requested and approved
- Ensure that unauthorized access to information, equipment (lasers, computers, etc.) or technologies is denied
- If visitor will have access to secured areas, sensitive technology, equipment or material, ensure that a specific security plan is in place
- Ensure all Hosts have taken the Host Certification Course



# 5 Things that Make a 593 Sensitive

If a 593 involves any of the 5 qualifiers listed below, the 593 should be marked as sensitive:

1. A foreign national born in a sensitive country
2. A foreign national that is a citizen of a sensitive country
3. Access to a sensitive subject, material or equipment
4. Access to a security area at ANL
5. Sensitive country employer or institution



# Sensitive Countries

- A sensitive country is one to which particular attention is given during the review and approval process for Foreign Visits and Assignments
- Countries may be designated as sensitive because of:
  - National security
  - Nuclear nonproliferation
  - Regional instability
  - Threat to national economic security
  - Terrorism support



# DOE Sensitive Country List

DOE Sensitive Country List		
Algeria	Armenia	Azerbaijan
Belarus	China	Georgia
India	Iraq	Israel
Kazakhstan	Kyrgyzstan	Libya
Macau	Moldova	North Korea
Pakistan	Russia	Taiwan
Tajikistan	Turkmenistan	Ukraine
Uzbekistan		

*\* Hong Kong is a Sensitive Country, but is actually a Special Administrative Region of China, so it does not appear uniquely as a country on the DOE list.*



# State Sponsors of Terrorism (T-4 Countries)

- A sensitive country national is considered to be a terrorist country national if he/she was born in or a citizen of, a country on the Department of State list of “State Sponsors of Terrorism.”
- Current list of T-4 Countries
  1. Cuba
  2. Iran
  3. Sudan
  4. Syria
- A visit/assignment by a terrorist country national requires specific approval by the Under Secretary for Science. The approval process has been taking up to 2 to 3 months with no guarantee the request will be approved.



# Processing Time for 593's

- All visit and assignment approvals take approximately 7 business days
- The 7 business day approval time is contingent upon the correct information entered on the 593
- 593's returned for editing will begin a new 7 day approval time frame when the 593 has been resubmitted for approval and marked received by FV&A staff
- T-4 countries have been taking up to 2 -3 months, with no guarantee that the record will be approved



# Approval Chain for Sensitive 593's

[ANL-593 PDF](#) [QuickView](#) [View ANL-593](#) [Security Plan](#) [ALL 593s](#)

## - Hide Approval Details

### Route Details

Date Routed	Action	Reason for Approval	Approver	Action Date	Type
02/03/2012	APPROVED	Creator	Lanham, Renee M.	02/03/2012 10:23	PRIMARY
02/03/2012	APPROVED	FV & A Review	Stanton, Rosemary	02/03/2012 10:31	PRIMARY
02/03/2012	APPROVED	Security Plan Approver	Kramer, Sandra L. Lichty, David for	02/03/2012 11:32	PRIMARY
02/03/2012	APPROVED	Division Director for ASD	Zholents, Alexander A.	02/06/2012 07:42	DELEGATE
02/03/2012	APPROVED	Export Control Approver Comments: <b>Request does not require an Export Control license</b>	Pufundt, Vanessa D.	02/06/2012 11:18	PRIMARY
02/03/2012	APPROVED	Cyber Security Approver	Fuller, Steven J.	02/06/2012 13:05	PRIMARY
02/03/2012	APPROVED	Counterintelligence Approver	Milligan, Kevin L.	02/06/2012 13:39	PRIMARY
02/03/2012	APPROVED	Laboratory Approval	Bohle, Terry J. for Isaacs, Eric D.	02/07/2012 11:29	DELEGATE

Extension Request Status: Approved

Required Approval	Name of Approver	Action	Action Date
FV & A Review		RECEIVED	02/03/2012
Security Plan	Kramer, Sandra L.	APPROVED	02/03/2012
Export Control	Pufundt, Vanessa D.	APPROVED	02/06/2012
Counterintelligence	Milligan, Kevin L.	APPROVED	02/06/2012
Lab Approval:	Isaacs, Eric D. Laboratory Director	APPROVED	02/07/2012
Remarks:	Routed 2/3/2012 R.S.		
Local Comments:	AIC/Whitestone: See scanned INS docs for identification***		

Note: Avoid handling multiple visitor records in multiple browser windows.

# Approval Chain for Non-Sensitive 593's

[ANL-593 PDF](#) [QuickView](#) [View ANL-593](#) [ALL 593s](#)

- **Hide Approval Details**

## Route Details

Date Routed	Action	Reason for Approval	Approver	Action Date	Type
01/23/2013	APPROVED	Creator	Weller, Barbara A.	01/23/2013 16:03	PRIMARY
01/23/2013	APPROVED	FV & A Review	Pattison, Kimberly A.	01/23/2013 16:13	PRIMARY
01/23/2013	APPROVED	FV & A Review	Pattison, Kimberly A.	01/23/2013 16:21	PRIMARY
01/23/2013	APPROVED	Division Director for PHY	Bernstein, Allan for Janssens, Robert V.F.	01/23/2013 16:22	DELEGATE
01/23/2013	APPROVED	Export Control Approver	Pufundt, Vanessa D.	01/23/2013 17:08	PRIMARY
Comments: Request does not require an Export Control license					
01/23/2013	APPROVED	Laboratory Approval	Bohle, Terry J. for Isaacs, Eric D.	01/24/2013 10:07	DELEGATE

Extension Request Status: Approved

Required Approval	Name of Approver	Action	Action Date
FV & A Review		RECEIVED	01/23/2013
Security Plan		(not required)	
Export Control	Pufundt, Vanessa D.	APPROVED	01/23/2013
Counterintelligence		(not required)	
Lab Approval:	Isaacs, Eric D. Laboratory Director	APPROVED	01/24/2013
Remarks:	Routed 1/23/2013kp.		
Local Comments:	AIC/ProForce: Request and copy passport and I-94*****		

Note: Avoid handling multiple visitor records in multiple browser windows.

# DOE Foreign Access Central Tracking System (FACTS)

- Once a 593 is approved by the division director (4<sup>th</sup> approver in the chain), FAVOR uploads the record to FACTS
- The upload generates an indices check on all foreign nationals
- A completed indices is not required for non-sensitive or sensitive foreign nationals
- A completed indices is required for Terrorist Supporting foreign nationals, countries and entities

# Show Lawful Status Documentation

- DOE Order 142.3A requires that all foreign nationals must produce their lawful status documentation before being allowed site access
- Failure to produce such documentation will result in the visitor being delayed access
- It is the host's and FAVOR users responsibility to remind their visitors that they will need to bring their status documentation in order to gain site access



# Required Lawful Status Documentation

- Passport
  - Required by all foreign nationals, except those holding a LPR card
- Visa
  - Required by all foreign nationals, except those holding a LPR card, or from a visa waiver country
- I-94 (Arrival/Departure Record)
  - Required by all foreign nationals, except those holding a LPR card, or in-status supplemental documentation
- Supplemental documentation (includes but not limited to)
  - J-1 visa requires a DS-2019 (Certificate of Eligibility for J-1 Status)
  - F-1 visa requires an I-20 (Certificate of Eligibility for Nonimmigrant Student Status for Academic and Language Students)
  - I-797 Notice of Action (Application to Extend/Change Nonimmigrant status)
  - Employment Authorization Document (EAD Card)

# FV&A Contacts

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