



Executive Memorandum No. 46

Institutional Activities Involving Foreign Countries of Concern

Pursuant to Section 6.4 of the Bylaws of the Board of Regents of the University of Nebraska and the Board of Regents Policy on Administrative Approval of University Contracts (RP-6.3.1), amended by the Board on December 4, 2018, this Executive Memorandum establishes procedures and standards for the review and approval of certain activities that fall within the scope of an employee's institutional activities and involve certain foreign countries of concern, as distinct from outside professional activities subject to disclosure under Executive Memorandum No. 36. This Executive Memorandum also clarifies the President's delegation of authority to each Chancellor to approve contracts and other agreements involving foreign countries of concern.

1. Policy Scope

This policy applies to all employees of the University of Nebraska.

2. Policy Goals

The University permits and encourages its students and employees to engage with peers at other institutions, including institutions outside of the United States. Likewise, the University seeks to foster strategic relationships with peer institutions across the globe, and recognizes that supporting these activities may require the purchase of goods and services from other countries.

At the same time, the University must balance these commitments with its responsibilities under United States law to mitigate or eliminate the risk of undue foreign influence. As such, it is necessary to establish guidelines for the review and approval of institutional activities that involve certain foreign countries of concern to ensure that these activities align with the University's strategic goals and legal responsibilities.

3. Definitions

- a. Foreign Country of Concern - any country identified as a foreign adversary of the United States or any country subject to economic sanctions by the United States. As of the date of publication of this memorandum, Foreign Countries of Concern include:

- i. Belarus;
- ii. The Central African Republic;
- iii. The People's Republic of China, including the Hong Kong Special Administrative Region and the Macau Special Administrative Region;
- iv. Cuba;
- v. The Democratic People's Republic of Korea (North Korea);
- vi. The Democratic Republic of the Congo;
- vii. Iran;
- viii. Myanmar;
- ix. Russia;
- x. South Sudan;
- xi. Sudan;
- xii. Syria; and
- xiii. Venezuela.

b. Institutional Activity – any activity of an employee or support personnel on behalf of the University. Institutional Activities include, without limitation:

- i. Research;
- ii. Administration;
- iii. Clinical care;
- iv. Conference attendance;
- v. Teaching;
- vi. Professional practice;
- vii. Institutional committee membership;
- viii. Service on panels, such as data and safety monitoring boards;
- ix. Service to a journal related to the employee's subject matter expertise.

c. Institutional Activity Involving a Foreign Country of Concern – any Institutional Activity that involves a non-University party located in or controlled by the government of a Foreign Country of Concern. Such parties include, without limitation:

- i. Universities located in Foreign Countries of Concern and their employees and students;
- ii. Vendors, suppliers, manufacturers, consultants, and other service providers located in Foreign Countries of Concern; and
- iii. Agencies, employees, and representatives of the governments of Foreign Countries of Concern.

- d. Institutional Agreement – any contract or other agreement executed on behalf of the University by the appropriate signatory authority, including, without limitation:
 - i. Institutional memoranda of understanding;
 - ii. Research awards and subawards;
 - iii. Purchasing agreements; and
 - iv. Any other deliberate written or oral engagement between the University and one or more other parties, upon a legal consideration, to do, or to abstain from doing some act (see RP-6.3.1(3)(b)).
- e. Outside Professional Activity – as defined in Executive Memorandum No. 36, services to a non-University entity, whether compensated or not, which are reasonably related to a University employee's research, professional expertise, or the practice of their profession and are not a part of the employee's institutional responsibilities.

4. Review and Approval of Institutional Activities Involving Foreign Countries of Concern

Prior to engaging in any Institutional Activity Involving a Foreign Country of Concern, University employees must obtain specific written approval from the President or a party designated by the President for the purpose of reviewing and approving Institutional Activities Involving a Foreign Country of Concern.

Similarly, all Institutional Agreements with a person or entity located in or controlled by a Foreign Country of Concern are subject to review and approval by the President or a party designated by the President for the purpose of reviewing and approving such Institutional Agreements.

5. Relationship with Executive Memorandum No. 36


This Executive Memorandum is not intended to supersede or alter any duty to disclose Outside Professional Activities as required by Executive Memorandum No. 36. Disclosures of Outside Professional Activities that involve a Foreign Country of Concern must be made in accordance with the procedures laid out in Executive Memorandum No. 36.

6. Enforcement

Instances of non-compliance with or violation or breach of this policy, including failure to obtain approval prior to engaging in an Institutional Activity Involving a Foreign Country of Concern, will constitute a violation of the Bylaws and Policies of the Board of Regents of the University of Nebraska and may lead to discipline up to and including termination from

the University. The University may be obligated to report non-compliance, including violations and breaches of this policy, to cognizant government authorities.

Dated this 1 day of July, 2025.



Jeffrey P Gold, President

Reference: