

# ITAR Compliance Checklist for Data Protection

How to protect ITAR technical data from access by non-U.S. entities wherever it's shared in order to meet compliance requirements.



The International Traffic in Arms Regulation (ITAR) controls the export of defense- and military-related items to support the U.S. government's national security and foreign policy goals. The United States Munitions List (USML) contains the articles, services, and related technology that ITAR regulates, including straightforward military items like firearms, ammunition, and aircraft, but some less obvious items like personal protective equipment (e.g. hazmat suits) and IoT sensors.

Also protected is ITAR "technical data"—any information, including blueprints, documentation, schematics, flow charts, etc. needed for the design, development, manufacture, operation, maintenance or modification of items on the USML. The broad range of the USML means ITAR compliance isn't just for arms dealers but all organizations involved in the supply chain for any good or service that could be used for military and defense purposes.

## The Risk of Noncompliance

Because ITAR noncompliance leads to some of the most significant consequences of all data regulations, it is not to be taken lightly and boils down to one thing: preventing non-U.S. persons from accessing ITAR technical data in the cloud. If an organization is found to be in violation of this, noncompliance penalties can result in civil fines up to \$500,000, criminal fines up to \$1M, 10 years imprisonment, and/or being barred from conducting any export business in the future.



# Sample Itar Manual

**Judd E. Hollander**



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