

GENERAL FOREIGN OWNERSHIP, CONTROL OR INFLUENCE REQUIREMENTS
(Title 10 of the Code of Federal Regulations 95.17)

If any of the following circumstances occur, written notification must be provided within 30 days after occurrence (unless they would be addressed in the annual notification):

1. Any changes that occur within your organization which would affect the answers to the questions in the Foreign Ownership, Control, or Influence (FOCI) package originally submitted by your company. These changes include, but are not limited to: a) any changes in ownership of the company or any tier parent company(ies); b) any changes in control, to include changes in your listing of Owners, Officers, Directors, and Executive Personnel; c) imminent adjudications of and/or reorganization in bankruptcy; d) discussions with foreign persons that may reasonably be expected to lead to the introduction or increase in FOCI; or e) negotiation for the sale of securities to foreign persons that may lead to the introduction or increase in FOCI.
2. A new threshold or factor that did not exist when the previous FOCI determination was made (e.g., a “no” answer changes to a “yes” answer), or when any additional factors associated with the questions on the Certificate Pertaining to Foreign Interests change.
3. A previously-reported financial threshold or factor that was favorably adjudicated has increased by five percent or more; or a shift has occurred of five percent or more by country location or end user (i.e., for revenue and/or net income) or lenders (i.e., indebtedness).

A new, comprehensive, Certificate Pertaining to Foreign Interests, along with current financial information, must be submitted to the NRC’s Office of Nuclear Security and Incident Response, Division of Security Operations, for a FOCI redetermination within 5 years of the date of your final facility clearance approval.