



Commercial Data/Imagery End User License Agreements

Fact Sheet

The National Reconnaissance Office (NRO) recognizes commercial data/imagery is used by a diverse community that includes United States (U.S.) intelligence and defense agencies and departments; U.S. federal civil agencies; U.S. state and local governments; foreign mission partners; and U.S. and international non-governmental(NGO) and humanitarian assistance and disaster recovery organizations.

For this reason, and as the primary acquirer of commercial data/imagery for the Department of Defense (DoD) and the Intelligence Community, NRO's Commercial Systems Program Office (CSPO) developed a common family of End User License Agreements (EULA) to ensure maximum shareability across diverse groups. These standard EULAs are used on all CSPO contracts across multiple phenomenologies including electro-optical, radar, radio frequency sensing, and hyperspectral.

Five standard EULAs were developed and each has a different level of shareability, summarized in the following table:

Authorized User Community	Type of EULA				
	Public Release	U.S.G. Plus	U.S.G.	National Security Plus	National Security
- Title 10/Title 50 (DoD/Intel)	✓	✓	✓	✓	✓
- Executive Office of the President/Congress	✓	✓	✓	✓	✓
- Title 10/Title 50 U.S. Code (DoD/Intel) - Foreign Mission Partners for National Security Purpose	✓	✓		✓	
- U.S. Federal Civil Government (Title 5 U.S. Code)	✓	✓	✓		
- U.S. Federal Civil Government (Title 5 U.S. Code) - Foreign Civil Partners for U.S. Government Purpose	✓	✓			
- U.S. State/Local/Tribal Government	✓	✓	✓		
- NGOs for Government Purposes	✓	✓	✓		
- Contractors and Grantee Organizations Associated with Government Agency	✓	✓	✓	✓	✓
- Public Release	✓				

NOTE: Users are responsible for ensuring the individuals/agencies they share licensed materials with understand the sharing rules and restrictions associated with its EULA.

Derived Products

A derived product (DP) does not contain licensed material, per Federal Acquisition Regulation 45.1; is the property of the government; and may be shared. Therefore, government agencies are allowed to create and disseminate (without limitations) products or reports that contain DPs – finished intelligence products will generally be considered DPs. DPs do not retain the principal features and characteristics of source licensed material.

Value-Added Products

A value-added product (VAP) does contain licensed material. It is work that is created when a licensed user modifies licensed material—through technical manipulation, addition of data, or both—where the principal features and characteristics of the source licensed material are retained in the work and are extractable through technical means. VAPs created from licensed material are considered licensed material and will be protected from unauthorized use just the same as the original data from which the VAP was created.

Digital Elevation Models

Digital Elevation Models (DEM) created by licensed users from licensed material may only be used for government purposes and are not shareable outside of licensed users. Further, DEMs may not be placed into the public domain or otherwise publicly shared (e.g., public websites) unless specifically concurred with by the licensor.

Public Release of Commercial Imagery

With few exceptions, the commercial imagery being acquired by CSPO under its Electro-Optical Commercial Layer (EOCL) contracts is under a U.S.G. Plus EULA. While this EULA does not allow for automatic public release of the imagery, uplift to public release is available for a limited amount of imagery (new and archive). This process requires a formal request and approval from the National Geospatial-Intelligence Agency's (NGA) EOCL Public Release Team. Please email them at EOCL_Public_Release_Requests@nga.mil (unclassified) for specific instructions and NGA's Public Release Request Form.

Foreign Partner Sharing

Sharing with foreign partners is allowed when licensed material is needed for a U.S. government purpose (under the U.S.G. Plus EULA) and when needed for a national security purpose (under the National Security Plus EULA). This does not allow sharing with a foreign partner for their own sovereign purpose or for commercial use.

NRO POCs

If you require more information or have questions, please email CSPO-OPS@nro.mil (unclassified) or CSPO-Ops@nro.ic.gov (JWICS).