

Executive Order No. 13416, referred to in text, is set out as a note under section 1101 of this title.

### SUBCHAPTER III—PUBLIC TRANSPORTATION SECURITY

#### **§ 1131. Definitions**

For purposes of this subchapter, the following terms apply:

##### **(1) Appropriate congressional committees**

The term “appropriate congressional committees” means the Committee on Banking, Housing, and Urban Affairs, and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security and the Committee on Transportation and Infrastructure of the House of Representatives.

##### **(2) Department**

The term “Department” means the Department of Homeland Security.

##### **(3) Disadvantaged businesses concerns**

The term “disadvantaged business concerns” means small businesses that are owned and controlled by socially and economically disadvantaged individuals as defined in section<sup>1</sup> 124, title 13, Code of Federal Regulations.

##### **(4) Frontline employee**

The term “frontline employee” means an employee of a public transportation agency who is a transit vehicle driver or operator, dispatcher, maintenance and maintenance support employee, station attendant, customer service employee, security employee, or transit police, or any other employee who has direct contact with riders on a regular basis, and any other employee of a public transportation agency that the Secretary determines should receive security training under section 1137 of this title.

##### **(5) Public transportation agency**

The term “public transportation agency” means a publicly owned operator of public transportation eligible to receive Federal assistance under chapter 53 of title 49.

##### **(6) Secretary**

The term “Secretary” means the Secretary of Homeland Security.

(Pub. L. 110–53, title XIV, § 1402, Aug. 3, 2007, 121 Stat. 400.)

#### SHORT TITLE

For short title of this subchapter as the “National Transit Systems Security Act of 2007”, see section 1401 of Pub. L. 110–53, set out as a note under section 1101 of this title.

#### **§ 1132. Findings**

Congress finds that—

- (1) 182 public transportation systems throughout the world have been primary targets of terrorist attacks;
- (2) more than 6,000 public transportation agencies operate in the United States;
- (3) people use public transportation vehicles 33,000,000 times each day;

<sup>1</sup> So in original. Probably should be “part”.

(4) the Federal Transit Administration has invested \$93,800,000,000 since 1992 for construction and improvements;

(5) the Federal investment in transit security has been insufficient; and

(6) greater Federal investment in transit security improvements per passenger boarding is necessary to better protect the American people, given transit’s vital importance in creating mobility and promoting our Nation’s economy.

(Pub. L. 110–53, title XIV, § 1403, Aug. 3, 2007, 121 Stat. 401.)

#### **§ 1133. National Strategy for Public Transportation Security**

##### **(a) National Strategy**

Not later than 9 months after August 3, 2007, and based upon the previous and ongoing security assessments conducted by the Department and the Department of Transportation, the Secretary, consistent with and as required by section 114(t)<sup>1</sup> of title 49, shall develop and implement the modal plan for public transportation, entitled the “National Strategy for Public Transportation Security”.

##### **(b) Purpose**

###### **(1) Guidelines**

In developing the National Strategy for Public Transportation Security, the Secretary shall establish guidelines for public transportation security that—

(A) minimize security threats to public transportation systems; and

(B) maximize the abilities of public transportation systems to mitigate damage resulting from terrorist attack or other major incident.

###### **(2) Assessments and consultations**

In developing the National Strategy for Public Transportation Security, the Secretary shall—

(A) use established and ongoing public transportation security assessments as the basis of the National Strategy for Public Transportation Security; and

(B) consult with all relevant stakeholders, including public transportation agencies, nonprofit labor organizations representing public transportation employees, emergency responders, public safety officials, and other relevant parties.

##### **(c) Contents**

In the National Strategy for Public Transportation Security, the Secretary shall describe prioritized goals, objectives, policies, actions, and schedules to improve the security of public transportation.

##### **(d) Responsibilities**

The Secretary shall include in the National Strategy for Public Transportation Security a description of the roles, responsibilities, and authorities of Federal, State, and local agencies, tribal governments, and appropriate stakeholders. The plan shall also include—

<sup>1</sup> See References in Text note below.