

employee designated by the head of an agency to receive disclosures similar to the disclosures described in paragraphs (1) and (2).

**(c) Publication of rights**

The Secretary, in partnership with industry associations and labor organizations, shall make publicly available both physically and online the rights that an individual who discloses information, including security-sensitive information, regarding problems, deficiencies, or vulnerabilities at a covered chemical facility would have under Federal whistleblower protection laws or this subchapter.

**(d) Protected information**

All information contained in a report made under this subsection (a)<sup>1</sup> shall be protected in accordance with section 623 of this title.

(Pub. L. 107–296, title XXI, §2105, as added Pub. L. 113–254, §2(a), Dec. 18, 2014, 128 Stat. 2914.)

TERMINATION OF SECTION

*For termination of section by section 5 of Pub. L. 113–254, see Effective and Termination Dates note below.*

EFFECTIVE AND TERMINATION DATES

Section effective on the date that is 30 days after Dec. 18, 2014, and authority provided under this section to terminate on the date that is 4 years after such effective date, see sections 4(a) and 5 of Pub. L. 113–254, set out as notes under section 621 of this title.

**§ 626. Relationship to other laws**

**(a) Other Federal laws**

Nothing in this subchapter shall be construed to supersede, amend, alter, or affect any Federal law that—

(1) regulates (including by requiring information to be submitted or made available) the manufacture, distribution in commerce, use, handling, sale, other treatment, or disposal of chemical substances or mixtures; or

(2) authorizes or requires the disclosure of any record or information obtained from a chemical facility under any law other than this subchapter.

**(b) States and political subdivisions**

This subchapter shall not preclude or deny any right of any State or political subdivision thereof to adopt or enforce any regulation, requirement, or standard of performance with respect to chemical facility security that is more stringent than a regulation, requirement, or standard of performance issued under this section, or otherwise impair any right or jurisdiction of any State with respect to chemical facilities within that State, unless there is an actual conflict between this section and the law of that State.

(Pub. L. 107–296, title XXI, §2106, as added Pub. L. 113–254, §2(a), Dec. 18, 2014, 128 Stat. 2915.)

TERMINATION OF SECTION

*For termination of section by section 5 of Pub. L. 113–254, see Effective and Termination Dates note below.*

<sup>1</sup> So in original.

EFFECTIVE AND TERMINATION DATES

Section effective on the date that is 30 days after Dec. 18, 2014, and authority provided under this section to terminate on the date that is 4 years after such effective date, see sections 4(a) and 5 of Pub. L. 113–254, set out as notes under section 621 of this title.

**§ 627. CFATS regulations**

**(a) General authority**

The Secretary may, in accordance with chapter 5 of title 5, promulgate regulations or amend existing CFATS regulations to implement the provisions under this subchapter.

**(b) Existing CFATS regulations**

**(1) In general**

Notwithstanding section 4(b) of the Protecting and Securing Chemical Facilities from Terrorist Attacks Act of 2014, each existing CFATS regulation shall remain in effect unless the Secretary amends, consolidates, or repeals the regulation.

**(2) Repeal**

Not later than 30 days after December 18, 2014, the Secretary shall repeal any existing CFATS regulation that the Secretary determines is duplicative of, or conflicts with, this subchapter.

**(c) Authority**

The Secretary shall exclusively rely upon authority provided under this subchapter in—

- (1) determining compliance with this subchapter;
- (2) identifying chemicals of interest; and
- (3) determining security risk associated with a chemical facility.

(Pub. L. 107–296, title XXI, §2107, as added Pub. L. 113–254, §2(a), Dec. 18, 2014, 128 Stat. 2916.)

TERMINATION OF SECTION

*For termination of section by section 5 of Pub. L. 113–254, see Effective and Termination Dates note below.*

REFERENCES IN TEXT

Section 4(b) of the Protecting and Securing Chemical Facilities from Terrorist Attacks Act of 2014, referred to in subsec. (b)(1), is section 4(b) of Pub. L. 113–254, Dec. 18, 2014, 128 Stat. 2919, which repealed section 550 of Pub. L. 109–295, formerly set out as a Regulations note under section 121 of this title, effective as of the date that is 30 days after Dec. 18, 2014.

EFFECTIVE AND TERMINATION DATES

Section effective on the date that is 30 days after Dec. 18, 2014, and authority provided under this section to terminate on the date that is 4 years after such effective date, see sections 4(a) and 5 of Pub. L. 113–254, set out as notes under section 621 of this title.

**§ 628. Small covered chemical facilities**

**(a) Definition**

In this section, the term “small covered chemical facility” means a covered chemical facility that—

- (1) has fewer than 100 employees employed at the covered chemical facility; and
- (2) is owned and operated by a small business concern (as defined in section 632 of title 15).

**(b) Assistance to facilities**

The Secretary may provide guidance and, as appropriate, tools, methodologies, or computer

software, to assist small covered chemical facilities in developing the physical security, cybersecurity, recordkeeping, and reporting procedures required under this subchapter.

**(c) Report**

The Secretary shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security and the Committee on Energy and Commerce of the House of Representatives a report on best practices that may assist small covered chemical facilities in development of physical security best practices.

(Pub. L. 107–296, title XXI, §2108, as added Pub. L. 113–254, §2(a), Dec. 18, 2014, 128 Stat. 2916.)

TERMINATION OF SECTION

*For termination of section by section 5 of Pub. L. 113–254, see Effective and Termination Dates note below.*

EFFECTIVE AND TERMINATION DATES

Section effective on the date that is 30 days after Dec. 18, 2014, and authority provided under this section to terminate on the date that is 4 years after such effective date, see sections 4(a) and 5 of Pub. L. 113–254, set out as notes under section 621 of this title.

**§ 629. Outreach to chemical facilities of interest**

Not later than 90 days after December 18, 2014, the Secretary shall establish an outreach implementation plan, in coordination with the heads of other appropriate Federal and State agencies, relevant business associations, and public and private labor organizations, to—

- (1) identify chemical facilities of interest; and
- (2) make available compliance assistance materials and information on education and training.

(Pub. L. 107–296, title XXI, §2109, as added Pub. L. 113–254, §2(a), Dec. 18, 2014, 128 Stat. 2916.)

TERMINATION OF SECTION

*For termination of section by section 5 of Pub. L. 113–254, see Effective and Termination Dates note below.*

EFFECTIVE AND TERMINATION DATES

Section effective on the date that is 30 days after Dec. 18, 2014, and authority provided under this section to terminate on the date that is 4 years after such effective date, see sections 4(a) and 5 of Pub. L. 113–254, set out as notes under section 621 of this title.

SUBCHAPTER XVII—ANTI-TRAFFICKING TRAINING FOR DEPARTMENT OF HOMELAND SECURITY PERSONNEL

**§ 641. Definitions**

In this subchapter:

**(1) Department**

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

**(2) Human trafficking**

The term “human trafficking” means an act or practice described in paragraph (9) or (10) of section 7102 of title 22.

**(3) Secretary**

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

(Pub. L. 114–22, title IX, §901, May 29, 2015, 129 Stat. 264.)

REFERENCES IN TEXT

This subchapter, referred to in text, was in the original “this title”, meaning title IX of Pub. L. 114–22, which is classified principally to this subchapter. For complete classification of title IX to the Code, see Tables.

CODIFICATION

Section was enacted as part of the Justice for Victims of Trafficking Act of 2015, and not as part of the Homeland Security Act of 2002 which comprises this chapter.

**§ 642. Training for Department personnel to identify human trafficking**

**(a) In general**

Not later than 180 days after May 29, 2015, the Secretary shall implement a program to—

- (1) train and periodically retrain relevant Transportation Security Administration, U.S. Customs and Border Protection, and other Department personnel that the Secretary considers appropriate, with respect to how to effectively deter, detect, and disrupt human trafficking, and, where appropriate, interdict a suspected perpetrator of human trafficking, during the course of their primary roles and responsibilities; and

- (2) ensure that the personnel referred to in paragraph (1) regularly receive current information on matters related to the detection of human trafficking, including information that becomes available outside of the Department’s initial or periodic retraining schedule, to the extent relevant to their official duties and consistent with applicable information and privacy laws.

**(b) Training described**

The training referred to in subsection (a) may be conducted through in-class or virtual learning capabilities, and shall include—

- (1) methods for identifying suspected victims of human trafficking and, where appropriate, perpetrators of human trafficking;

- (2) for appropriate personnel, methods to approach a suspected victim of human trafficking, where appropriate, in a manner that is sensitive to the suspected victim and is not likely to alert a suspected perpetrator of human trafficking;

- (3) training that is most appropriate for a particular location or environment in which the personnel receiving such training perform their official duties;

- (4) other topics determined by the Secretary to be appropriate; and

- (5) a post-training evaluation for personnel receiving the training.

**(c) Training curriculum review**

The Secretary shall annually reassess the training program established under subsection (a) to ensure it is consistent with current techniques, patterns, and trends associated with human trafficking.

(Pub. L. 114–22, title IX, §902, May 29, 2015, 129 Stat. 265.)