

## TITLE 6—DOMESTIC SECURITY

Chap.		Sec.
1.	<b>Homeland Security Organization ...</b>	<b>101</b>
2.	<b>National Emergency Management</b>	<b>701</b>
3.	<b>Security and Accountability for Every Port .....</b>	<b>901</b>
4.	<b>Transportation Security .....</b>	<b>1101</b>
5.	<b>Border Infrastructure and Technology Modernization .....</b>	<b>1401</b>
6.	<b>Cybersecurity .....</b>	<b>1500</b>

### Editorial Notes

#### PRIOR PROVISIONS

A prior Title 6, Surety Bonds, was enacted by act July 30, 1947, ch. 390, §1, 61 Stat. 646, and was repealed by act Sept. 13, 1982, Pub. L. 97-258, §5(b), 96 Stat. 1068, 1085.

Sections 1 to 5 were repealed by Pub. L. 92-310, title II, §203(1), June 6, 1972, 86 Stat. 202.

Section 1, acts July 30, 1947, ch. 390, 61 Stat. 646; Oct. 31, 1951, ch. 655, §13, 65 Stat. 715, related to custody of official bonds.

Section 2, act July 30, 1947, ch. 390, 61 Stat. 647, directed examination at least once every two years of sufficiency of sureties on official bonds.

Section 3, acts July 30, 1947, ch. 390, 61 Stat. 647; Sept. 3, 1954, ch. 1263, §15, 68 Stat. 1231, related to renewal of bonds and continuance of liability.

Section 4, act July 30, 1947, ch. 390, 61 Stat. 647, related to notice of delinquency of principal. The provisions of the section were reenacted by section 260 of Pub. L. 92-310, which was classified to section 497a of former Title 31. See section 3532 of Title 31, Money and Finance.

Section 5, act July 30, 1947, ch. 390, 61 Stat. 648, related to limitation of actions against sureties.

Sections 6 to 13 were repealed by Pub. L. 97-258, §5(b), Sept. 13, 1982, 96 Stat. 1068, 1085.

Section 6, acts July 30, 1947, ch. 390, 61 Stat. 648; Aug. 9, 1955, ch. 683, §2, 69 Stat. 620; June 6, 1972, Pub. L. 92-310, title II, §203(2), 86 Stat. 202, related to surety companies as sureties. See section 9304 of Title 31, Money and Finance.

Section 7, act July 30, 1947, ch. 390, 61 Stat. 648, related to appointment of agents and service of process with regards to surety companies as sureties. See section 9306 of Title 31.

Section 8, act July 30, 1947, ch. 390, 61 Stat. 649, related to deposit of copy of charter of surety company before transacting business under sections 6 to 13 of this title. See section 9305 of Title 31.

Section 9, act July 30, 1947, ch. 390, 61 Stat. 649, related to quarterly statements of surety companies filed with Secretary of the Treasury. See section 9305 of Title 31.

Section 10, act July 30, 1947, ch. 390, 61 Stat. 649, related to jurisdiction over surety companies with regards to suits on bonds. See section 9307 of Title 31.

Section 11, act July 30, 1947, ch. 390, 61 Stat. 649, provided sanctions for nonpayment of a judgment by surety company. See section 9305 of Title 31.

Section 12, act July 30, 1947, ch. 390, 61 Stat. 649, esopped a surety company to deny its corporate powers, etc. See section 9307 of Title 31.

Section 13, act July 30, 1947, ch. 390, 61 Stat. 650, provided for fining of surety companies for their failure to comply with law. See section 9308 of Title 31.

Section 14, acts July 30, 1947, ch. 390, 61 Stat. 650; Aug. 9, 1955, ch. 683, §1, 69 Stat. 618, which related to purchase of bonds to cover officers and employees of Federal Government, was repealed by Pub. L. 92-310, title II, §203(1), June 6, 1972, 86 Stat. 202.

Section 15, act July 30, 1947, ch. 390, 61 Stat. 650, which related to bonds and notes of United States in lieu of recognizance, stipulation, bond, guarantee, or undertaking and contractors' bonds, was repealed by Pub. L. 97-258, §5(b), Sept. 13, 1982, 96 Stat. 1068, 1085. See sections 9301 and 9303 of Title 31, Money and Finance.

### CHAPTER 1—HOMELAND SECURITY ORGANIZATION

Sec.	
101.	Definitions.
102.	Construction; severability.
103.	Use of appropriated funds.
104.	National biodefense strategy.
105.	Biodefense analysis and budget submission.
106.	Update of national biodefense implementation plan.

#### SUBCHAPTER I—DEPARTMENT OF HOMELAND SECURITY

111.	Executive department; mission.
112.	Secretary; functions.
113.	Other officers.
114.	Sensitive Security Information.
115.	Trade and customs revenue functions of the Department.

#### SUBCHAPTER II—INFORMATION ANALYSIS

##### PART A—INFORMATION AND ANALYSIS; ACCESS TO INFORMATION

121.	Information and Analysis.
121a.	Homeland Security Intelligence Program.
122.	Access to information.
123.	Terrorist travel program.
124.	Homeland Security Advisory System.
124a.	Homeland security information sharing.
124b.	Comprehensive information technology network architecture.
124c.	Coordination with information sharing environment.
124d.	Intelligence components.
124e.	Training for employees of intelligence components.
124f.	Intelligence training development for State and local government officials.
124g.	Information sharing incentives.
124h.	Department of Homeland Security State, Local, and Regional Fusion Center Initiative.
124h-1.	Threat information sharing.
124i.	Homeland Security Information Sharing Fellows Program.
124j.	Rural Policing Institute.
124k.	Interagency Threat Assessment and Coordination Group.

Sec.		Sec.	
124f.	Transferred.	202.	Border, maritime, and transportation responsibilities.
124m.	Classified Information Advisory Officer.	203.	Functions transferred.
124m-1.	Departmental coordination on counter threats.	204.	Surface Transportation Security Advisory Committee.
124n.	Protection of certain facilities and assets from unmanned aircraft.	205.	Ombudsman for immigration detention.
125.	Annual report on intelligence activities of the Department of Homeland Security.		PART B—U.S. CUSTOMS AND BORDER PROTECTION
126.	Department of Homeland Security data framework.	211.	Establishment of U.S. Customs and Border Protection; Commissioner, Deputy Commissioner, and operational offices.
	PART B—INFORMATION SECURITY	212.	Retention of Customs revenue functions by Secretary of the Treasury.
131 to 134.	Transferred.	213.	Preservation of Customs funds.
141.	Procedures for sharing information.	214.	Separate budget request for Customs.
142.	Privacy officer.	215.	Definition.
143 to 145.	Transferred.	216.	Protection against potential synthetic opioid exposure.
146.	Cybersecurity workforce assessment and strategy.	217.	Allocation of resources by the Secretary.
147 to 151.	Transferred.	218.	Asia-Pacific Economic Cooperation Business Travel Cards.
	PART C—OFFICE OF SCIENCE AND TECHNOLOGY	220.	Methamphetamine and methamphetamine precursor chemicals.
161.	Establishment of Office; Director.	221.	Requirements with respect to administering polygraph examinations to law enforcement personnel of U.S. Customs and Border Protection.
162.	Mission of Office; duties.	222.	Advanced Training Center Revolving Fund.
163.	Definition of law enforcement technology.	223.	Border security metrics.
164.	Abolishment of Office of Science and Technology of National Institute of Justice; transfer of functions.	224.	Other reporting requirements.
165.	National Law Enforcement and Corrections Technology Centers.		PART C—MISCELLANEOUS PROVISIONS
	SUBCHAPTER III—SCIENCE AND TECHNOLOGY IN SUPPORT OF HOMELAND SECURITY	231.	Transfer of certain agricultural inspection functions of the Department of Agriculture.
181.	Under Secretary for Science and Technology.	232.	Functions of Administrator of General Services.
182.	Responsibilities and authorities of the Under Secretary for Science and Technology.	233.	Functions of Transportation Security Administration.
183.	Functions transferred.	234.	Preservation of Transportation Security Administration as a distinct entity.
184.	Conduct of certain public health-related activities.	235.	Coordination of information and information technology.
185.	Federally funded research and development centers.	236.	Visa issuance.
186.	Miscellaneous provisions.	237.	Information on visa denials required to be entered into electronic data system.
187.	Homeland Security Advanced Research Projects Agency.	238.	Office for Domestic Preparedness.
188.	Conduct of research, development, demonstration, testing and evaluation.	239.	Office of Cargo Security Policy.
189.	Utilization of Department of Energy national laboratories and sites in support of homeland security activities.	240.	Border Enforcement Security Task Force.
190.	Transfer of Plum Island Animal Disease Center, Department of Agriculture.	241.	Prevention of international child abduction.
191.	Homeland Security Science and Technology Advisory Committee.	242.	Department of Homeland Security Blue Campaign.
192.	Homeland Security Institute.	243.	Maritime operations coordination plan.
193.	Technology clearinghouse to encourage and support innovative solutions to enhance homeland security.	244.	Maritime security capabilities assessments.
194.	Enhancement of public safety communications interoperability.		PART D—IMMIGRATION ENFORCEMENT FUNCTIONS
195.	Office for Interoperability and Compatibility.	251.	Transfer of functions.
195a.	Emergency communications interoperability research and development.	252.	Establishment of Bureau of Border Security.
195b.	National Biosurveillance Integration Center.	253.	Professional responsibility and quality review.
195c.	Promoting antiterrorism through international cooperation program.	254.	Employee discipline.
195d.	Social media working group.	255.	Report on improving enforcement functions.
195e.	Transparency in research and development.	256.	Sense of Congress regarding construction of fencing near San Diego, California.
195f.	EMP and GMD mitigation research and development and threat assessment, response, and recovery.	257.	Report.
195g.	Countering Unmanned Aircraft Systems Coordinator.		PART E—CITIZENSHIP AND IMMIGRATION SERVICES
195h.	National Urban Security Technology Laboratory.	271.	Establishment of Bureau of Citizenship and Immigration Services.
	SUBCHAPTER IV—BORDER, MARITIME, AND TRANSPORTATION SECURITY	272.	Citizenship and Immigration Services Ombudsman.
	PART A—BORDER, MARITIME, AND TRANSPORTATION SECURITY RESPONSIBILITIES AND FUNCTIONS	273.	Professional responsibility and quality review.
201.	Repealed.	274.	Employee discipline.
		275.	Transition.
		276.	Report on improving immigration services.
		277.	Report on responding to fluctuating needs.
		278.	Application of Internet-based technologies.
		279.	Children's affairs.

Sec.		Sec.	
	PART F—GENERAL IMMIGRATION PROVISIONS	344.	Chief Human Capital Officer.
291.	Abolishment of INS.	345.	Establishment of Officer for Civil Rights and Civil Liberties.
292.	Voluntary separation incentive payments.	346.	Consolidation and co-location of offices.
293.	Authority to conduct a demonstration project relating to disciplinary action.	347.	Quadrennial homeland security review.
294.	Sense of Congress.	348.	Joint task forces.
295.	Director of Shared Services.	349.	Office of Strategy, Policy, and Plans.
296.	Separation of funding.	350.	Workforce health and medical support.
297.	Reports and implementation plans.	351.	Employee engagement.
298.	Immigration functions.	352.	Annual employee award program.
	PART G—U.S. CUSTOMS AND BORDER PROTECTION PUBLIC PRIVATE PARTNERSHIPS	353.	Acquisition professional career program.
301.	Fee agreements for certain services at ports of entry.		SUBCHAPTER VIII—COORDINATION WITH NON-FEDERAL ENTITIES; INSPECTOR GENERAL; UNITED STATES SECRET SERVICE; COAST GUARD; GENERAL PROVISIONS
301a.	Port of entry donation authority.		PART A—COORDINATION WITH NON-FEDERAL ENTITIES
301b.	Current and proposed agreements.	361.	Office for State and Local Government Coordination.
301c.	Definitions.		PART B—INSPECTOR GENERAL
	SUBCHAPTER V—NATIONAL EMERGENCY MANAGEMENT	371.	Repealed.
311.	Definitions.		PART C—UNITED STATES SECRET SERVICE
312.	Definition.	381.	Functions transferred.
313.	Federal Emergency Management Agency.	382.	Use of proceeds derived from criminal investigations.
314.	Authority and responsibilities.	383.	National Computer Forensics Institute.
314a.	FEMA programs.		PART D—ACQUISITIONS
315.	Functions transferred.	391.	Research and development projects.
316.	Preserving the Federal Emergency Management Agency.	392.	Personal services.
317.	Regional offices.	393.	Special streamlined acquisition authority.
318.	National Advisory Council.	394.	Unsolicited proposals.
319.	National Integration Center.	395.	Prohibition on contracts with corporate expatriates.
320.	Credentialing and typing.	396.	Lead system integrator; financial interests.
321.	The National Infrastructure Simulation and Analysis Center.		PART E—HUMAN RESOURCES MANAGEMENT
321a.	Evacuation plans and exercises.	411.	Establishment of human resources management system.
321b.	Disability Coordinator.	412.	Labor-management relations.
321c.	Department and Agency officials.	413.	Use of counternarcotics enforcement activities in certain employee performance appraisals.
321d.	National Operations Center.	414.	Homeland Security Rotation Program.
321e.	Repealed.	415.	Homeland Security Education Program.
321f.	Nuclear incident response.	416.	Use of protective equipment or measures by employees.
321g.	Conduct of certain public health-related activities.	417.	Rotational cybersecurity research program.
321h.	Use of national private sector networks in emergency response.		PART F—FEDERAL EMERGENCY PROCUREMENT FLEXIBILITY
321i.	Use of commercially available technology, goods, and services.	421.	Definition.
321j.	Procurement of security countermeasures for Strategic National Stockpile.	422.	Procurements for defense against or recovery from terrorism or nuclear, biological, chemical, or radiological attack.
321k.	Model standards and guidelines for critical infrastructure workers.	423.	Increased simplified acquisition threshold for procurements in support of humanitarian or peacekeeping operations or contingency operations.
321l.	Guidance and recommendations.	424.	Increased micro-purchase threshold for certain procurements.
321m.	Voluntary private sector preparedness accreditation and certification program.	425.	Application of certain commercial items authorities to certain procurements.
321n.	Acceptance of gifts.	426.	Use of streamlined procedures.
321o.	Integrated public alert and warning system modernization.	427.	Review and report by Comptroller General.
321o-1.	Integrated public alert and warning system.	428.	Identification of new entrants into the Federal marketplace.
321p.	National planning and education.		PART G—SUPPORT ANTI-TERRORISM BY FOSTERING EFFECTIVE TECHNOLOGIES
321q.	Coordination of Department of Homeland Security efforts related to food, agriculture, and veterinary defense against terrorism.	441.	Administration.
321r.	Transfer of equipment during a public health emergency.	442.	Litigation management.
322.	Continuity of the economy plan.	443.	Risk management.
	SUBCHAPTER VI—TREATMENT OF CHARITABLE TRUSTS FOR MEMBERS OF THE ARMED FORCES OF THE UNITED STATES AND OTHER GOVERNMENTAL ORGANIZATIONS	444.	Definitions.
331.	Treatment of charitable trusts for members of the Armed Forces of the United States and other governmental organizations.		PART H—MISCELLANEOUS PROVISIONS
	SUBCHAPTER VII—MANAGEMENT	451.	Advisory committees.
341.	Under Secretary for Management.		
342.	Chief Financial Officer.		
343.	Chief Information Officer.		

- Sec. 452. Reorganization.
453. Use of appropriated funds.
- 453a. Additional uses of appropriated funds.
- 453b. Requirement to buy certain items related to national security interests from American sources; exceptions.
- 453c. Disposition of equines unfit for service.
454. Future Years Homeland Security Program.
455. Miscellaneous authorities.
456. Military activities.
457. Regulatory authority and preemption.
458. Office of Counternarcotics Enforcement.
459. Office of International Affairs.
460. Prohibition of the Terrorism Information and Prevention System.
461. Review of pay and benefit plans.
462. Office of National Capital Region Coordination.
463. Requirement to comply with laws protecting equal employment opportunity and providing whistleblower protections.
464. Federal Law Enforcement Training Centers.
- 464a. Repealed.
- 464b. Staffing accreditation function.
- 464c. Student housing.
- 464d. Additional funds for training.
- 464e. Short-term medical services for students.
465. Joint Interagency Task Force.
466. Sense of Congress reaffirming the continued importance and applicability of the Posse Comitatus Act.
467. Coordination with the Department of Health and Human Services under the Public Health Service Act.
468. Preserving Coast Guard mission performance.
469. Fees for credentialing and background investigations in transportation.
- 469a. Collection of fees from non-Federal participants in meetings.
470. Disclosures regarding homeland security grants.
471. Annual ammunition report.
472. Annual weaponry report.
473. Cyber Crimes Center, Child Exploitation Investigations Unit, Computer Forensics Unit, and Cyber Crimes Unit.
474. Homeland security critical domain research and development.
- PART I—INFORMATION SHARING
481. Short title; findings; and sense of Congress.
482. Facilitating homeland security information sharing procedures.
483. Report.
484. Authorization of appropriations.
485. Information sharing.
486. Limitation of liability.
- PART J—SECURE HANDLING OF AMMONIUM NITRATE
488. Definitions.
- 488a. Regulation of the sale and transfer of ammonium nitrate.
- 488b. Inspection and auditing of records.
- 488c. Administrative provisions.
- 488d. Theft reporting requirement.
- 488e. Prohibitions and penalty.
- 488f. Protection from civil liability.
- 488g. Preemption of other laws.
- 488h. Deadlines for regulations.
- 488i. Authorization of appropriations.
- SUBCHAPTER IX—NATIONAL HOMELAND SECURITY COUNCIL
491. National Homeland Security Council.
492. Function.
493. Membership.
494. Other functions and activities.
495. Staff composition.
- Sec. 496. Relation to the National Security Council.
- SUBCHAPTER X—CONSTRUCTION
511. Information security responsibilities of certain agencies.
512. Construction.
513. Federal air marshal program.
- SUBCHAPTER XI—DEPARTMENT OF JUSTICE DIVISIONS
- PART A—EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
521. Legal status of EOIR.
522. Statutory construction.
- PART B—TRANSFER OF THE BUREAU OF ALCOHOL, TOBACCO AND FIREARMS TO THE DEPARTMENT OF JUSTICE
531. Bureau of Alcohol, Tobacco, Firearms, and Explosives.
532. Explosives Training and Research Facility.
533. Transferred.
- SUBCHAPTER XII—TRANSITION
- PART A—REORGANIZATION PLAN
541. Definitions.
542. Reorganization plan.
543. Review of congressional committee structures.
- PART B—TRANSITIONAL PROVISIONS
551. Transitional authorities.
552. Savings provisions.
- 552a. Savings provision of certain transfers made under the Homeland Security Act of 2002.
553. Terminations.
554. National identification system not authorized.
555. Continuity of Inspector General oversight.
556. Incidental transfers.
557. Reference.
- SUBCHAPTER XII-A—TRANSPORTATION SECURITY
- PART A—GENERAL PROVISIONS
561. Definitions.
- PART B—TRANSPORTATION SECURITY ADMINISTRATION ACQUISITION IMPROVEMENTS
563. 5-year technology investment plan.
- 563a. Acquisition justification and reports.
- 563b. Acquisition baseline establishment and reports.
- 563c. Inventory utilization.
- 563d. Small business contracting goals.
- 563e. Consistency with the Federal Acquisition Regulation and departmental policies and directives.
- 563f. Diversified security technology industry marketplace.
- PART C—MAINTENANCE OF SECURITY-RELATED TECHNOLOGY
565. Maintenance validation and oversight.
- SUBCHAPTER XIII—EMERGENCY COMMUNICATIONS
571. Emergency Communications Division.
572. National Emergency Communications Plan.
573. Assessments and reports.
574. Coordination of Department emergency communications grant programs.
575. Regional emergency communications coordination.
576. Emergency Communications Preparedness Center.
577. Urban and other high risk area communications capabilities.

- Sec. 578. Definition.
579. Interoperable Emergency Communications Grant Program.
580. Border interoperability demonstration project.
- SUBCHAPTER XIV—COUNTERING WEAPONS OF MASS DESTRUCTION OFFICE
590. Definitions.
- PART A—COUNTERING WEAPONS OF MASS DESTRUCTION
591. Countering Weapons of Mass Destruction Office.
- PART B—MISSION OF THE OFFICE
- 591g. Mission of the Office.
- 591h. Relationship to other Department components and Federal agencies.
592. Responsibilities.
- 592a. Technology research and development investment strategy for nuclear and radiological detection.
593. Hiring authority.
594. Testing authority.
595. Repealed.
596. Contracting and grant making authorities.
- 596a. Joint annual interagency review of global nuclear detection architecture.
- 596b. Securing the Cities program.
- PART C—CHIEF MEDICAL OFFICER
597. Chief Medical Officer.
- 597a. Medical countermeasures.
- SUBCHAPTER XV—HOMELAND SECURITY GRANTS
601. Definitions.
- PART A—GRANTS TO STATES AND HIGH-RISK URBAN AREAS
603. Homeland security grant programs.
604. Urban Area Security Initiative.
605. State Homeland Security Grant Program.
606. Grants to directly eligible tribes.
607. Terrorism prevention.
608. Prioritization.
609. Use of funds.
- 609a. Nonprofit Security Grant Program.
- PART B—GRANTS ADMINISTRATION
611. Administration and coordination.
612. Accountability.
613. Identification of reporting redundancies and development of performance metrics.
- SUBCHAPTER XVI—CHEMICAL FACILITY ANTI-TERRORISM STANDARDS
621. Definitions.
622. Chemical Facility Anti-Terrorism Standards Program.
623. Protection and sharing of information.
624. Civil enforcement.
625. Whistleblower protections.
626. Relationship to other laws.
627. CFATS regulations.
628. Small covered chemical facilities.
629. Outreach to chemical facilities of interest.
- SUBCHAPTER XVII—ANTI-TRAFFICKING TRAINING FOR DEPARTMENT OF HOMELAND SECURITY PERSONNEL
641. Definitions.
642. Training for Department personnel to identify human trafficking.
643. Certification and report to Congress.
644. Assistance to non-Federal entities.
645. Victim protection training for the Department of Homeland Security.
- 645a. Human trafficking assessment.

- Sec. SUBCHAPTER XVIII—CYBERSECURITY AND INFRASTRUCTURE SECURITY AGENCY
- PART A—CYBERSECURITY AND INFRASTRUCTURE SECURITY
651. Definitions.
652. Cybersecurity and Infrastructure Security Agency.
- 652a. Sector Risk Management Agencies.
653. Cybersecurity Division.
654. Infrastructure Security Division.
655. Enhancement of Federal and non-Federal cybersecurity.
656. NET Guard.
657. Cyber Security Enhancement Act of 2002.
658. Cybersecurity recruitment and retention.
659. National cybersecurity and communications integration center.
660. Cybersecurity plans.
661. Cybersecurity strategy.
662. Clearances.
663. Federal intrusion detection and prevention system.
664. National asset database.
665. Duties and authorities relating to .gov internet domain.
- 665a. Intelligence and cybersecurity diversity fellowship program.
- 665b. Joint cyber planning office.
- 665c. Cybersecurity State Coordinator.
- 665d. Sector Risk Management Agencies.
- 665e. Cybersecurity Advisory Committee.
- 665f. Cybersecurity education and training programs.
- 665g. State and Local Cybersecurity Grant Program.
- 665h. National Cyber Exercise Program.
- 665i. CyberSentry program.
- PART B—CRITICAL INFRASTRUCTURE INFORMATION
671. Definitions.
672. Designation of critical infrastructure protection program.
673. Protection of voluntarily shared critical infrastructure information.
674. No private right of action.
- PART C—DECLARATION OF A SIGNIFICANT INCIDENT
677. Sense of Congress.
- 677a. Definitions.
- 677b. Declaration.
- 677c. Cyber Response and Recovery Fund.
- 677d. Notification and reporting.
- 677e. Rule of construction.
- 677f. Authorization of appropriations.
- 677g. Sunset.

### § 101. Definitions

In this chapter, the following definitions apply:

(1) Each of the terms “American homeland” and “homeland” means the United States.

(2) The term “appropriate congressional committee” means any committee of the House of Representatives or the Senate having legislative or oversight jurisdiction under the Rules of the House of Representatives or the Senate, respectively, over the matter concerned.

(3) The term “assets” includes contracts, facilities, property, records, unobligated or unexpended balances of appropriations, and other funds or resources (other than personnel).

(4) The term “critical infrastructure” has the meaning given that term in section 5195c(e) of title 42.