



*Protecting you, Protecting U.S.*

# SAFETY Act

September 2010

The Support Anti-terrorism by Fostering Effective Technologies Act of 2002



# Homeland Security

# A Summary of the SAFETY Act

- The Support Anti-terrorism by Fostering Effective Technologies Act of 2002 (SAFETY Act) was enacted as part of the Homeland Security Act of 2002 (Title VIII, Subtitle G)
- Intended to facilitate the development and deployment of effective anti-terrorism technologies by creating systems of “risk management” and “litigation management”
- Provides important legal liability protections for manufacturers and sellers of technologies and services that could save lives in the event of a terrorist attack
- Protections apply **only** to claims arising out of, relating to, or resulting from an Act of Terrorism



# What is Eligible for SAFETY Act Protections?

**The SAFETY Act liability protections apply to a wide range of technologies, including:**

- Products
- Services
- Software and other forms of intellectual property

## **Examples of eligible technologies:**

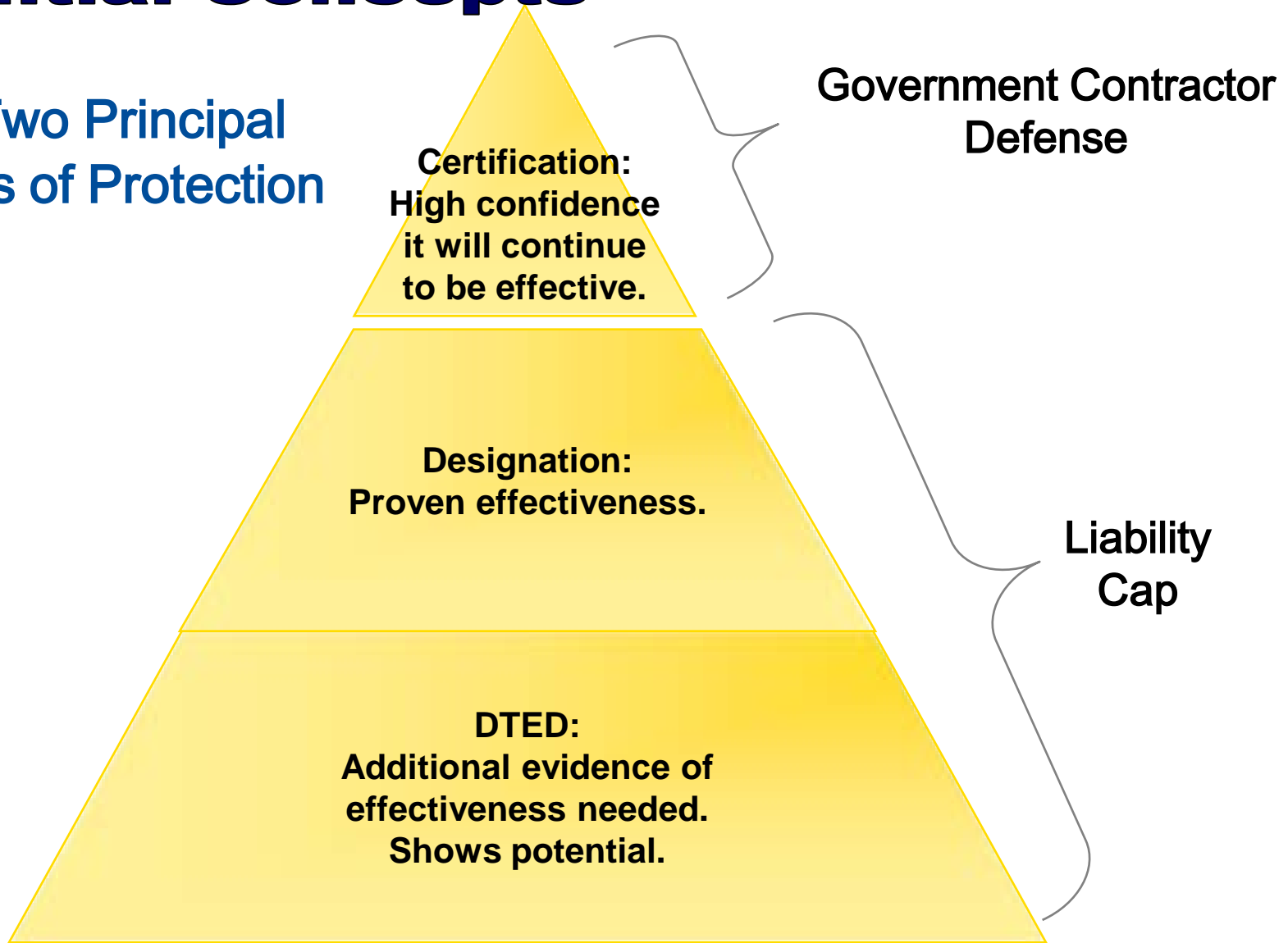
- Threat and vulnerability assessment services
  - Detection Systems
  - Blast Mitigation Materials
  - Screening Services
- Sensors and Sensor Integration
- Threatening Object Detectors
- Decision Support Software
  - Security Services
- Crisis Management Systems
- Cyber Security Technologies



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# Essential Concepts

## 1. Two Principal Levels of Protection



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# Essential Concepts

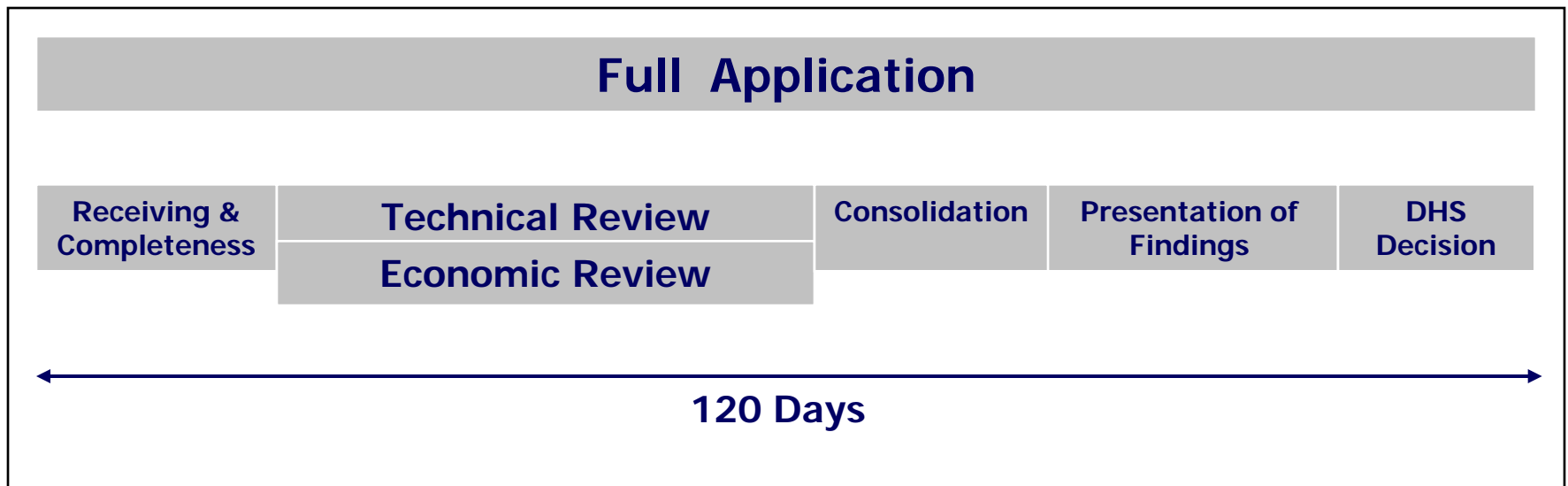
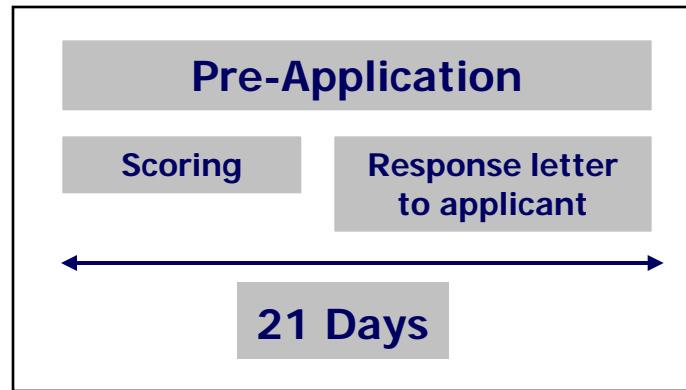
## 4. SAFETY Act Protections Extend to Users *(whether Designation or Certification)*

“Such cause of action may be brought **only** **against the Seller** of the QATT and may **not be brought against the buyers, the buyers’ contractors, downstream users of the QATT,** the Seller’s suppliers or contractors, or any other person or entity...”

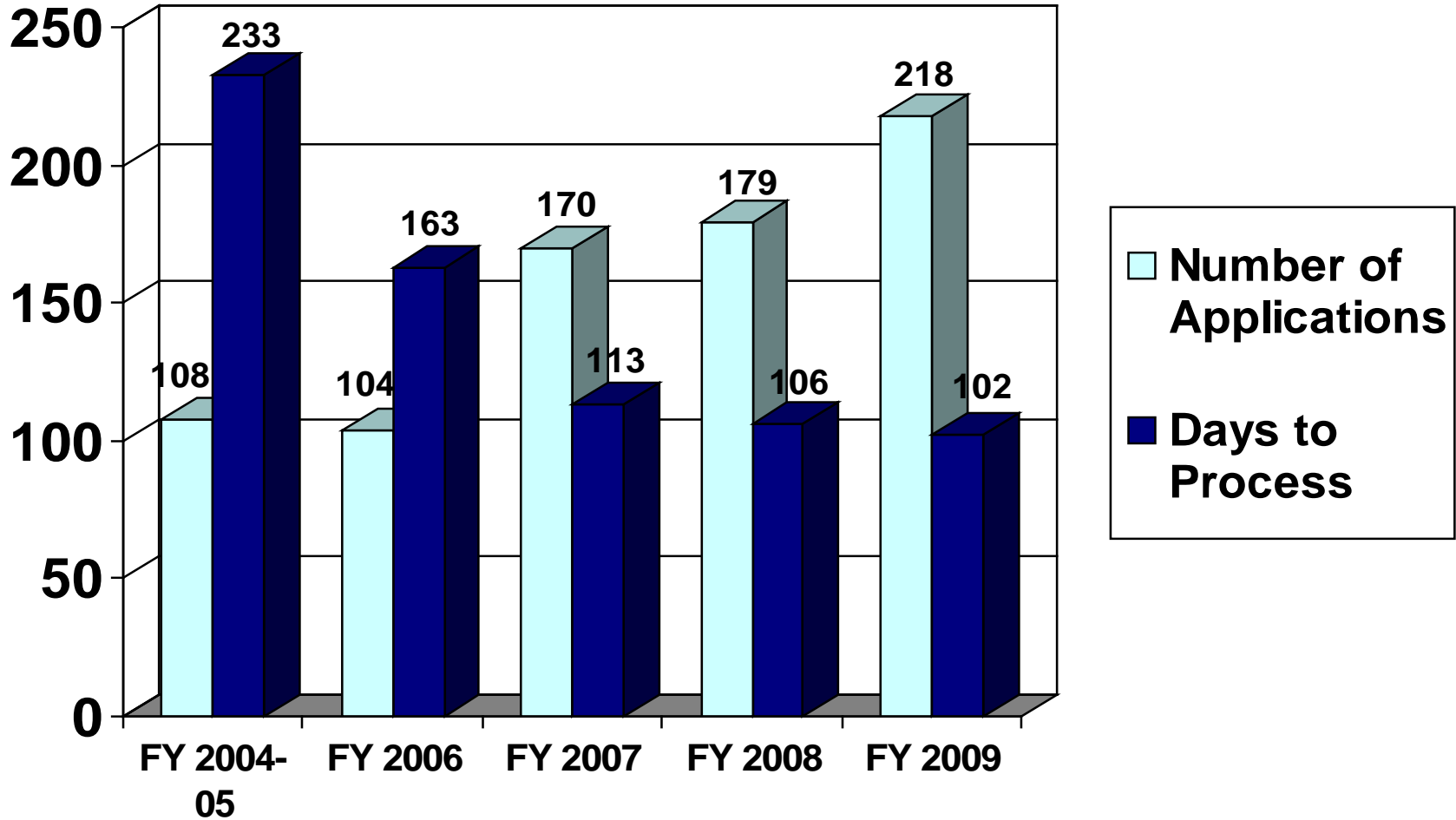
-Preamble to Final Rule, 6 CFR Part 25, at 33150.



# Timeline of SAFETY Act Application Review Process

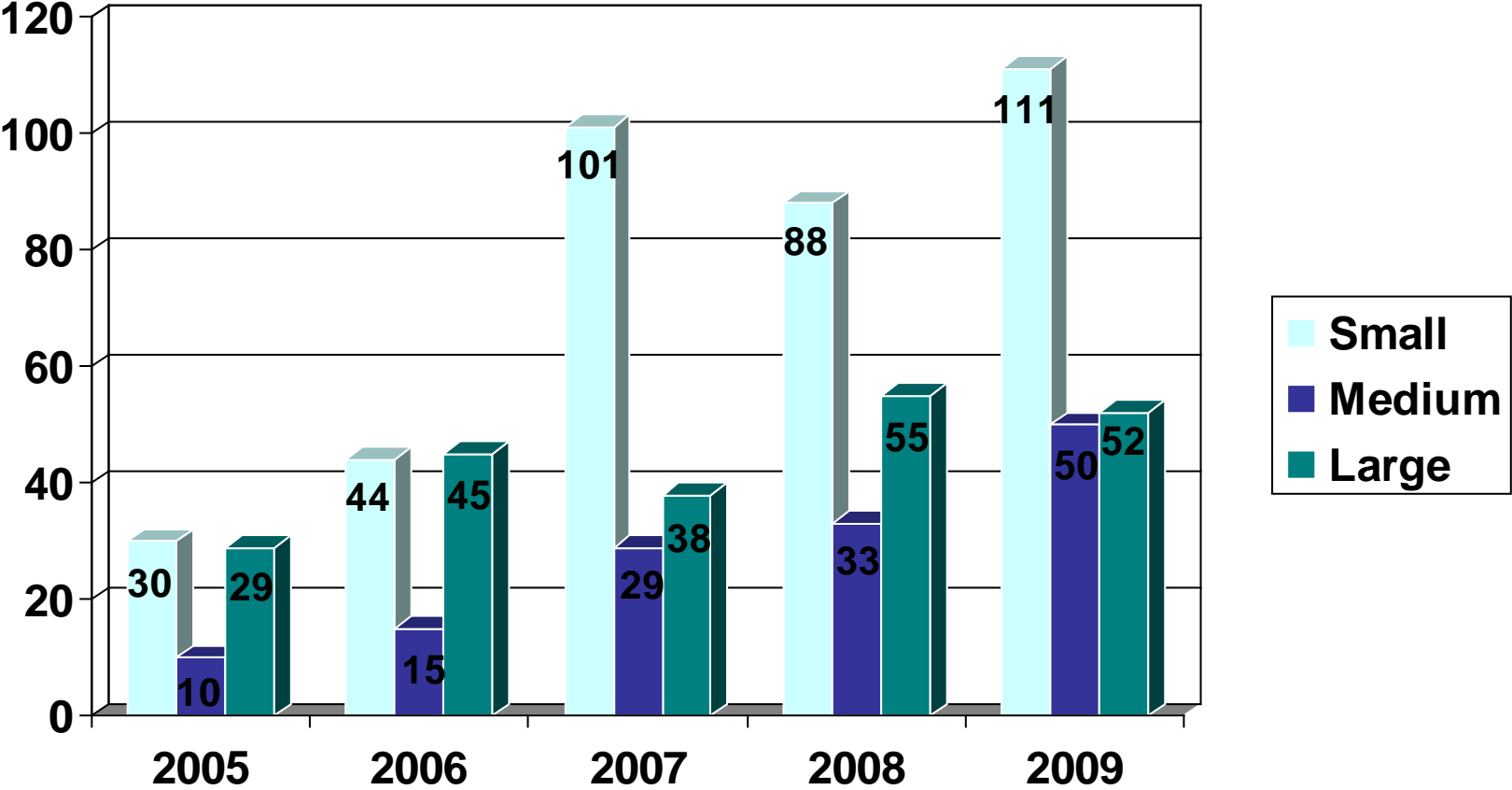


# SAFETY Act Progress



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# Applications by Company Size\*



\*Small = \$0 - \$50,000,000

\*Medium = \$50,000,000 - \$1,000,000,000

\*Large = Over \$1,000,000,000 by Net Revenue



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# Additional SAFETY Act Information

The screenshot shows the homepage of the SAFETY Act website. At the top left is the U.S. Department of Homeland Security logo. The main header reads "SAFETY ACT" with the tagline "Support Anti-terrorism by Fostering Effective Technologies Act of 2002". Navigation links include Home, Feedback, and Login. A menu bar contains ABOUT, FAQs, HELP TOPICS, HELP REQUEST, FORMS & INFO, SECURITY/PRIVACY NOTICE, and DHS.GOV. The main content area features a sidebar with "DESIGNATIONS / CERTIFICATIONS" and three links: "DT&E Designations for Homeland Security", "Designations for Homeland Security", and "Approved Product List for Homeland Security". The main banner includes the text "Encouraging the Development and Deployment of Anti-terrorism Technologies" and a "Download Application Kit" button. The background image shows a woman working on a laptop with various technology icons.

- Online: [www.safetyact.gov](http://www.safetyact.gov)
  - FAQs
  - Help Topics
  - Help Desk: Online form for questions requiring an individual response
- Email: [helpdesk@safetyact.gov](mailto:helpdesk@safetyact.gov)
- Toll-Free: 1-866-788-9318



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