

Support to Industry Partners in Achieving Designation/Certification for the US Safety Act

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Abstract

The objective of this report is to provide insight to Canadian industry partners of the CRTI/PSTP program into successfully applying for designation under the USA SAFETY Act, and preferably to be added to the Department of Homeland Security Approved Product List (APL). This will enable Canadian companies to access these markets with the outputs of CRTI or PSTP projects. The study also suggests how DRDC CSS can support Canadian companies receiving designation under the USA SAFETY Act.

Résumé

L'objectif de ce rapport est de fournir l'information aux partenaires de l'industrie canadienne du programme de l'IRTC/PTSP pour appliquer avec succès la désignation en vertu de la Loi sur la Sécurité d'es États-Unis et de préférence, pour être ajouté à la Liste des Produits Approuvés (LPA) du Département de Sécurité publique américain. Cela permettra aux entreprises canadiennes d'accéder à ces marchés avec des résultats de projets de l'IRTC ou PTSP. L'étude indique également comment RDDC CSS peut soutenir les entreprises canadiennes recevant la désignation en vertu de la Loi sur la Sécurité des États-Unis.

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Executive summary

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Gerg Luoma; DRDC CSS CR 2011-21; Defence R&D Canada – CSS; October 2011.

Following the terrorist attacks on the World Trade Center and the US Postal Service in 2001, the US Government realized that they needed to develop an improved strategy to prevent or render ineffective future terrorist attacks in the US. The Homeland Security Act was thus enacted in 2002.

At the same time the US Government realized that new technology would be required to achieve the objectives of the strategy, and that industry would provide a key role in developing and commercializing the appropriate technologies and capabilities. Unfortunately, the limited size of the Homeland Security market in the US coupled with the potential for very large litigations as a result of performance limitations, side effects or failures of the technologies in preventing the consequences of a terrorist attack makes developing technologies and solutions too risky for most commercial companies. Thus, to encourage industry engagement and investment in technology development, the US Government also enacted the Support for Anti-terrorism by Fostering Effective Technologies Act (SAFETY Act) at the same time as the Homeland Security Act.

The goal of the SAFETY Act was to stimulate and expedite the introduction into service of counter-terrorism technology by managing the litigation risk facing companies who entered the market. The SAFETY Act thus provides legal liability protection for manufacturers and sellers of designated anti-terrorism technologies and services. Importantly, the protection only applies to claims resulting from an act of terrorism, and does not limit the liability in other instances. For example, a drug that is developed to treat illnesses (eg. ciprofloxacin) may have side effects that create liability. In normal use the manufacturer or supplier of the drug is subject to normal litigation, but if the drug is used to treat individuals exposed to a biological agent attack the SAFETY Act protects the manufacturer or supplier of the drug from excessive liability.

The SAFETY Act also creates a second benefit to industry through the creation of the Approved Product List (APL). Any technology or service that receives the highest designation within the SAFETY Act, ie Certification, is automatically added to the APL which is available to all first responder groups as a guide to buying approved products for counter-terrorism and emergency management. In addition, many forms of National, State and Municipal grants have stipulations that allow local first responder groups to buy products from the APL directly rather than going through long and tedious competitive processes. Thus being on the APL is a major advantage in marketing counter-terrorism technology and services.

Sommaire

Soutien aux partenaires de l'industrie afin de les aider à obtenir la désignation/certification associée à la Loi américaine sur la sécurité

Gerg Luoma; RDDC CSS CR 2011-21; R & D pour la défense Canada – CSS; Octobre 2011.

À la suite des attaques terroristes contre le World Trade Center et le service postal américain en 2001, le gouvernement américain a pris conscience qu'il devait améliorer sa stratégie visant à prévenir ou à neutraliser les futures attaques terroristes aux É.-U. C'est pour cette raison que la Loi sur la sécurité intérieure (Homeland Security Act) a été promulguée en 2002.

À la même époque, le gouvernement américain s'est aperçu qu'il était nécessaire de faire appel aux nouvelles technologies pour atteindre les objectifs de sa stratégie et que l'industrie jouerait un rôle clé dans la mise au point et la commercialisation des technologies et des capacités appropriées. Malheureusement, la taille limitée du marché de la sécurité intérieure aux É.-U., ajoutée à la possibilité de litiges très importants liés aux limites de rendement, aux effets secondaires ou à l'incapacité de la technologie à prévenir les conséquences d'une attaque terroriste rend la mise au point de technologies et l'élaboration de solutions trop risquées pour la plupart des entreprises commerciales. En conséquence, pour encourager l'engagement de l'industrie et les investissements en développement technologique, le gouvernement américain a également passé la loi sur le soutien à l'antiterrorisme favorisant la création de technologies efficaces (*Support for Anti-terrorism by Fostering Effective Technologies Act* [SAFETY Act ou Loi sur la Sécurité des États-Unis]) en même temps que la Loi sur la sécurité intérieure.

La Loi sur la Sécurité des États-Unis avait pour but de stimuler la création de technologies antiterroristes et leur mise en service rapide en gérant le risque de litiges auquel faisaient face les entreprises qui se lançaient dans ce marché. La Loi sur la Sécurité des États-Unis offre donc une protection contre les responsabilités juridiques aux manufacturiers et aux vendeurs de technologies et de services antiterrorismes désignés. Plus important encore, cette protection ne couvre que les réclamations faites à la suite d'un acte de terrorisme; elle ne limite pas la responsabilité dans les autres cas. Par exemple, un médicament conçu pour traiter des maladies (p. ex., la ciprofloxacine) peut avoir des effets secondaires qui engagent une responsabilité. Dans le cas d'une utilisation normale, le fabricant ou le fournisseur du médicament est soumis aux actions judiciaires normales, mais si le médicament est utilisé pour soigner des personnes qui ont été exposées à une attaque utilisant un agent biologique, la Loi sur la Sécurité des États-Unis protège le fabricant ou le fournisseur du médicament de responsabilités excessives.

La Loi sur la Sécurité des États-Unis offre un autre avantage à l'industrie : la Liste des Produits Approuvés (LPA). Toute technologie ou service qui reçoit la désignation la plus élevée en vertu de la Loi sur la Sécurité des États-Unis, c'est-à-dire la certification, est automatiquement ajouté à la LPA. Tous les groupes de premiers intervenants ont accès à cette liste et elle leur sert de guide pour l'achat de produits approuvés en matière de contre-terrorisme et de gestion des urgences. De plus, de nombreuses formes de subventions du gouvernement fédéral américain, des États et des municipalités contiennent des stipulations qui permettent aux groupes de premiers intervenants locaux d'acheter directement des produits figurant sur la LPA plutôt qu'en faire l'acquisition au

moyen de longs et fastidieux processus concurrentiels. Ainsi, être inscrit sur la LPA est un avantage important dans la mise en marché de technologies et de service de contreterrorisme.

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1 Background

Following the terrorist attacks on the World Trade Center and the US Postal Service in 2001, the US Government realized that they needed to develop an improved strategy to prevent or render ineffective future terrorist attacks in the US. The Homeland Security Act was thus enacted in 2002.

At the same time the US Government realized that new technology would be required to achieve the objectives of the strategy, and that industry would provide a key role in developing and commercializing the appropriate technologies and capabilities. Unfortunately, the limited size of the Homeland Security market in the US coupled with the potential for very large litigations as a result of performance limitations, side effects or failures of the technologies in preventing the consequences of a terrorist attack makes developing technologies and solutions too risky for most commercial companies. Thus, to encourage industry engagement and investment in technology development, the US Government also enacted the Support for Anti-terrorism by Fostering Effective Technologies Act (SAFETY Act) at the same time as the Homeland Security Act.

The goal of the SAFETY Act was to stimulate and expedite the introduction into service of counter-terrorism technology by managing the litigation risk facing companies who entered the market. The SAFETY Act thus provides legal liability protection for manufacturers and sellers of designated anti-terrorism technologies and services. Importantly, the protection only applies to claims resulting from an act of terrorism, and does not limit the liability in other instances. For example, a drug that is developed to treat illnesses (eg. ciprofloxacin) may have side effects that create liability. In normal use the manufacturer or supplier of the drug is subject to normal litigation, but if the drug is used to treat individuals exposed to a biological agent attack the SAFETY Act protects the manufacturer or supplier of the drug from excessive liability.

The SAFETY Act also creates a second benefit to industry through the creation of the Approved Product List (APL). Any technology or service that receives the highest designation within the SAFETY Act, ie Certification, is automatically added to the APL which is available to all first responder groups as a guide to buying approved products for counter-terrorism and emergency management. In addition, many forms of National, State and Municipal grants have stipulations that allow local first responder groups to buy products from the APL directly rather than going through long and tedious competitive processes. Thus being on the APL is a major advantage in marketing counter-terrorism technology and services.

2 Objective

The objective of this document is to provide insight to Canadian industry partners of the CRTI/PSTP program into successfully applying for designation under the SAFETY Act, and preferably to be added to the APL. This will enable Canadian companies to access these markets with the outputs of CRTI or PSTP projects. The study also suggests how DRDC-CSS can support Canadian companies receiving designation under the SAFETY Act.

3 SAFETY Act Details

As mentioned above the SAFETY Act goal is to facilitate and expedite exploitation of new technology and services to the benefit of the US in preparing for, preventing, responding to and recovering from terrorist events. Three levels of designation are possible and the whole process is designed to be completed in less than 120 days from original application. The information below summarizes the process that is used to assess and designate technologies under the Act.

3.1 Qualifying Technologies and Services

Essentially any hardware, software or service that provides a capability to prevent, prepare for, respond to or recover from a terrorist attack may qualify for SAFETY Act Designation. Some examples include sensor systems, threat/vulnerability assessments, decision support, crisis management, screening services, etc. The key is to demonstrate that the technology or service provides a critical capability that may not be made available to US first responders unless the legal liability issues are limited by the US government SAFETY Act.

3.2 Designation Levels

There are three levels of designation that are based on the maturity of the technology or service and its impact on counter-terrorism, and they provide two levels of liability protection to the producers.

The top category is termed “Certification” which implies that the technology or service has reached TRL8 maturity, has already been “Designated”, is critical for counter-terrorism capability and is available for deployment by public and private groups immediately. Because the technology or service has been proven to be consistently effective, reproducible, reliable, available and maintainable the provider is allowed to assert Government Contractor Defense and the technology or service is placed on the Approved Product List for Homeland Security. Within the CRTI/PSTP programs this designation would be reserved for the outputs of Technology Acceleration (TA) projects or the Canadian Innovation Commercialization Program (CICP), and would be fully commercialized and in service. The duration of this designation is 5 years after which time re-certification is required.

The middle category is termed “Designation” which implies that the technology or service has reached TRL7 maturity. In this case the technology is confirmed through limited testing to be effective in operational environments, is ready for commercialization and has received positive feed-back from customers. There must also be a plan to completed quality assurance testing and commercialization. Within a “Designation” level the provider’s liability is limited to the amount of liability insurance protection that must be purchased after negotiations with the Department of Homeland Security. Within the CRTI/PSTP program technologies and services produced by Technology Demonstration (TD) projects would normally be mature enough to qualify for this designation. The duration of this designation is 5 years after which time re-designation or certification is required.

The lowest category is termed “Development Testing and Evaluation (DT&E) Designation” for those products and services in the prototype stage that have reached roughly TRL5 maturity. In this case the designation provided covers the liability while the technology or service is being

tested in an operational environment and/or is in use operationally while full development is being completed. The duration of this designation is for 3 years.

As mentioned above, the importance of achieving the Certification level is high. This is because the Approved Product List is widely available to first responder groups and other potential customers. Further, State and Municipal governments receive funds for emergency preparedness and terrorist response which can be used to purchase equipment from the Approved Product List without competition in some cases. Further if a product is placed on the Approved Product List the supplier and purchaser of the technology or service is indemnified against legal liability so that only the producer of technology or capability is required to have insurance. Thus for a Canadian company to achieve market success in the US, being on the Approved Product List is a great advantage in accessing key customer groups and potential suppliers in the US.

3.3 Applying for SAFETY Act Protection

In order to receive liability protection under the SAFETY Act, a technology or service must achieve DT&ED, Designation or Certification status through an application process. Submitting an application is a two stage process. The process can be completed on-line at <https://www.safetyact.gov/> and includes the following tasks:

- Creating an Account
- Submitting an Application

The process can also be completed off-line and submitted as a pdf file. Also, follow-on information under Sections 3.4 and 3.5 can be completed on-line or off-line.

3.3.1 Registering and Creating an Account

The first step is creating an account which registers the user name and allows the user to create a password which must be at least eight characters and contain upper and lower case letters and a number or symbol among the characters. The account creation page also asks for a DUNS number and a NAIC Code for the company creating the account

The Data Universal Numbering System (DUNS) number which is obtainable from Dun and Bradstreet Canada at <http://www.dnb.ca/get-a-duns-number.html> , is a universal numbering system that provides a unique number of a business. The North American Industry Classification (NAIC) System provides a standard code that identifies the type of business that is submitting the application and a coding guide is available from Statistics Canada at <http://stds.statcan.gc.ca/naics-scan/2007/ns-rn-eng.asp> .

Once this information is provided the account is created and an application can be completed and submitted.

3.3.2 Completing the Application

To complete an application the applicant must log in to the system and provide the requested information. An opportunity is provided to access pre-submission consulting services from DHS to determine if the technology or service is likely to be accepted for designation, and what type of application (Certification, Designation or DT&ED) should be submitted based on the perceived maturity of the technology or service.

3.4 Activities after Application Submission to Support Designation Decision

3.4.1 Notice of Completeness

After DHS receives an application they perform a Completeness Check. The applicant will receive an email notification when this phase is complete. If DHS determines the application to be complete but they require more information in order to perform a full evaluation, the applicant will be asked to submit a Completeness Response. If the application is determined to be Incomplete the applicant will receive specifics in an email notification and will have the opportunity to resubmit the application.

When the applicant logs in to the account a Completion Notice will provide details of the additional information that is required. Once this is complete and accepted the application will enter the evaluation phase.

3.4.2 Request for Information (RFI)

During the evaluation phase, if the reviewers require additional information to make a decision then a Request for Information is sent via e-mail to the applicant. This information might be related to testing in operational environments, reports by customers on performance and value, and any other information that can help the reviewers make a decision on the level of the designation.

Since the highest designation level (Certification) is required to be placed on the Approved Products List, the goal should be to achieve this level or at least the Designation level in order to access first responder markets in the US. Thus it is important to provide key information that will allow the reviewers to give the technology or service a higher designation. Key factors that impact the designation decision and level are:

- Current customers and in-service feed-back on value in counter-terrorism;
- Maturity of the technology or service;
- Consequences of not employing the technology or service;
- Reliability, availability and supportability of the technology for deployment;
- Unusually high or unquantifiable liability for provider of technology or service; and,
- Proven effectiveness through operational testing.

Providing the correct information in a clear and understandable form can be challenging and costly for some providers, and DRDC-CSS can help by explaining the types of information required, by providing guidance on preparing the submissions, and by allowing costs for preparing submissions as eligible expenses under CRTI and PSTP projects. This will be discussed in more detail in Section 4. The RFI can be completed either on-line or off-line.

3.5 Activities after Designation Decision

3.5.1 Insurance Certification

One of the key features of the SAFETY Act is that it provides important legal liability protections for manufacturers and sellers of technologies and services that could save lives in the event of a terrorist attack. Therefore, this stage of the process is very important.

Once the technology or service receives a Designation or Certification approval, DHS requests that the provider submit insurance information. The information is then used to negotiate limits of liability protection that the US Government will provide for the technology or service. Basically, the US Government wishes to ensure that obtaining insurance protection does not either distort the price or prevent commercialization of important counter-terrorism technology. Therefore, it is important to provide information that:

- Indicates the current level of insurance protection that the provider has and if there are issues in obtaining insurance for the new technology or service;
- The potential required insurance based on the projected sales as well as the potential liability as a result of using the technology or service; and,
- The impact of obtaining sufficient insurance on the marketability of the technology or service in terms of cost or availability to a wide variety of end users.

3.5.2 Modification Notice

Once the technology or service is listed as Designated, or is Certified and appears on the Approved Product List, it is incumbent on the provider to notify DHS of any substantive changes to the Technology or Service that could affect its performance, cost, availability, etc. This is known as a modification notice. Again this can be completed on-line or off-line.

3.5.3 New Revisions of an Application

If the applicant has an application that was denied, withdrawn or closed, it can be re-submitted using a “New Revision” Application once the reasons for denial or withdrawing it have been addressed. Also, if the applicant already has one or more technologies or services that are Designated or Certified, and wishes to apply for Certification of an additional technology or service the same process is used. The process of creating a New Revision application benefits the applicant as it pulls in information from previously closed or designated applications. In other words much of the information from the applicant already exists so does not have to be re-entered in the new application.

4 Recommendations for Supporting for SAFETY Act Applications

Within the CRTI and PSTP programs the goal to increase the commercial success of the outputs of the projects can be partly achieved by helping industry partners gain access to larger markets in the US. Being a designated technology or service under the SAFETY Act, and appearing on the Approved Products List is a key to success in accessing the US markets. Therefore, aiding industry partners of the CRTI and PSTP programs in applying and receiving positive status under the SAFETY Act is a valuable service that DRDC-CSS can supply.

The roles and support that DRDC-CSS can provide fall under four categories:

- Support to applying for a designation under the SAFETY Act through allowing the application to be an eligible expense for TD and TA project, and providing guidance on the application process;
- Acting as first customer through limited buys for TD and/or TA projects to increase the likelihood of the technology or service achieving Certified status and a place in the Approved Products List;
- Sponsoring testing to provide evidence of value and performance in operational environments that increase the TRL of the technology or service and provide evidence for the evaluation process under the SAFETY Act; and,
- Working with DHS to develop qualified processes and testing protocols that would be accepted as meeting requirements for qualification in the US.

The application process for designation under the SAFETY Act is complex enough that having the resources and skill to submit the best application in order to receive the highest designation is likely to be difficult for many of the industry partners within the CRTI and PSTP programs. In addition, many do not understand the value of being designated or certified under the SAFETY Act in terms of access to the US first responder market, so they do not apply. Further, many of the partners lack credibility in the US, so the supporting information from customers, end users and credible organizations such as DRDC-CSS becomes critical in achieving success.

Therefore, DRDC-CSS could play a key role in supporting commercialization success of CRTI outputs by improving access to the US market by increasing the proportion of outputs of the TD and TA projects in the CRTI program that receive Certified status under the SAFETY Act.

First, the cost of application (time and level of effort) should become an eligible expense for all TD and TA process. This would encourage industry partners to apply more often because the costs would be covered. At the same time by educating industry partners on the value of SAFETY Act Certification in accessing the highly dispersed customer community in the US and in providing liability protection for them while they are using the technology or service. State and municipal first responder groups often receive funding for counter-terrorism technology purchases with a proviso that they either buy technology from the Approved Product List or

engage in a lengthy process to select and receive approval for a technology or service that is not on the List. Thus most choose the technology or service from the APL as the first choice.

Second, DRDC-CSS could become the “first buyer” either by taking advantage of the CICP program or partially funding acquisition and exploitation of the outputs of the program by first responder groups. Either or both of these efforts would provide critical end user feed-back that forms the basis of the decision process for differentiating between Designated and Certified status. By demonstrating that the technology or service is operational in Canada, many of the key criteria for designation status are fulfilled because the technology or service is proven to be available and capable. Further, by eliciting positive feed-back from the users on the criticality and performance level, the industry applicant can prove to DHS that their technology or service fills an operational capability gap and thereby achieve Certification status, and access to first responder groups throughout the US through the APL.

Third, DRDC-CSS could sponsor specific operational tests in the US (or equivalent ones in Canada) that demonstrate the value and importance of the outputs of the CRTI projects. Proof of reproducible performance in operational environments is a major criterion in determining the designation status and is a key to achieving Certification. Thus, by sponsoring operational testing as designed by the intended customers in the US, the provider will gain credibility and access to potential customers. This is very important in establishing a customer base in the US upon which to demonstrate a sustainable business.

Finally, DRDC-CSS should work with the DHS to gain higher profile for the outputs of the CRTI and PSTP programs in the US, perhaps by sponsoring a Canadian technology day at the Canadian Embassy in Washington with the concurrence and support of the DHS. This type of event provides the “critical mass” needed to attract a broad range of potential customers to see the technologies and services that have been developed through the CRTI and PSTP programs.

5 Supporting Materials and References

There are many supporting documents available at the US Department of Homeland Security SAFETY Act web site, <https://www.safetyact.gov/>.

Key references are two powerpoint presentations, the SAFETY Act 101 Primer and ASapplicantGuide. The Primer provides a briefing on the SAFETY Act objectives, eligibility, and the criteria and value of each of the designation levels. The ASapplicantGuide provides a step-by-step guide to applying for designation on-line. An additional Adobe pdf file, SAFETY Act Application kit, provides an off-line application form and detailed guidance on filling it out. All three are available on the web site and are attached below.

Annex A Support Anti-terrorism by Fostering Effective Technologies Act of 2002

Subtitle G—Support Anti-terrorism by Fostering Effective Technologies Act of 2002

SEC. 861. SHORT TITLE.

This subtitle may be cited as the “Support Anti-terrorism by Fostering Effective Technologies Act of 2002” or the “SAFETY Act”.

SEC. 862. ADMINISTRATION.

(a) IN GENERAL.—The Secretary shall be responsible for the administration of this subtitle.

(b) DESIGNATION OF QUALIFIED ANTI-TERRORISM TECHNOLOGIES.

—The Secretary may designate anti-terrorism technologies that qualify for protection under the system of risk management set forth in this subtitle in accordance with criteria that shall include, but not be limited to, the following:

(1) Prior United States Government use or demonstrated substantial utility and effectiveness.

(2) Availability of the technology for immediate deployment in public and private settings.

(3) Existence of extraordinarily large or extraordinarily unquantifiable potential third party liability risk exposure to the Seller or other provider of such anti-terrorism technology.

(4) Substantial likelihood that such anti-terrorism technology will not be deployed unless protections under the system of risk management provided under this subtitle are extended.

(5) Magnitude of risk exposure to the public if such antiterrorism technology is not deployed.

(6) Evaluation of all scientific studies that can be feasibly conducted in order to assess the capability of the technology to substantially reduce risks of harm.

(7) Anti-terrorism technology that would be effective in facilitating the defense against acts of terrorism, including technologies that prevent, defeat or respond to such acts.

(c) REGULATIONS.—The Secretary may issue such regulations, after notice and comment in accordance with section 553 of title 5, United States Code, as may be necessary to carry out this subtitle.

SEC. 863. LITIGATION MANAGEMENT.

(a) FEDERAL CAUSE OF ACTION.—

(1) IN GENERAL.—There shall exist a Federal cause of action for claims arising out of, relating to, or resulting from an act of terrorism when qualified anti-terrorism technologies have been deployed in defense against or response or recovery from such act and such claims result or may result in loss to the Seller. The substantive law for decision in any such action shall be derived from the law, including choice of law principles, of the State in which such acts of terrorism occurred, unless such law is inconsistent with or preempted by Federal law. Such Federal cause of action shall be brought only for claims for injuries that are proximately caused by sellers that provide qualified anti-terrorism technology to Federal and non-Federal government customers.

(2) JURISDICTION.—Such appropriate district court of the United States shall have original and exclusive jurisdiction over all actions for any claim for loss of property, personal injury, or death arising out of, relating to, or resulting from an act of terrorism when qualified anti-terrorism technologies have been deployed in defense against or response or recovery from such act and such claims result or may result in loss to the Seller.

(b) **SPECIAL RULES.**—In an action brought under this section for damages the following provisions apply:

(1) **PUNITIVE DAMAGES.**—No punitive damages intended to punish or deter, exemplary damages, or other damages not intended to compensate a plaintiff for actual losses may be awarded, nor shall any party be liable for interest prior to the judgment.

(2) **NONECONOMIC DAMAGES.**—

(A) **IN GENERAL.**—Noneconomic damages may be awarded against a defendant only in an amount directly proportional to the percentage of responsibility of such defendant for the harm to the plaintiff, and no plaintiff may recover noneconomic damages unless the plaintiff suffered physical harm.

(B) **DEFINITION.**—For purposes of subparagraph (A), the term “noneconomic damages” means damages for losses for physical and emotional pain, suffering, inconvenience, physical impairment, mental anguish, disfigurement, loss of enjoyment of life, loss of society and companionship,

loss of consortium, hedonic damages, injury to reputation, and any other nonpecuniary losses.

(c) **COLLATERAL SOURCES.**—Any recovery by a plaintiff in an action under this section shall be reduced by the amount of collateral source compensation, if any, that the plaintiff has received or is entitled to receive as a result of such acts of terrorism that result or may result in loss to the Seller.

(d) **GOVERNMENT CONTRACTOR DEFENSE.**—

(1) **IN GENERAL.**—Should a product liability or other lawsuit be filed for claims arising out of, relating to, or resulting from an act of terrorism when qualified anti-terrorism technologies approved by the Secretary, as provided in paragraphs (2) and (3) of this subsection, have been deployed in defense against or response or recovery from such act and such claims result or may result in loss to the Seller, there shall be a rebuttable presumption that the government contractor defense applies in such lawsuit. This presumption shall only be overcome by evidence showing that the Seller acted fraudulently or with willful misconduct in submitting information to the Secretary during the course of the Secretary’s consideration of such technology under this subsection. This presumption of the government contractor defense shall apply regardless of whether the claim against the Seller arises from a sale of the product to Federal Government or non-Federal Government customers.

(2) **EXCLUSIVE RESPONSIBILITY.**—The Secretary will be exclusively responsible for the review and approval of antiterrorism technology for purposes of establishing a government contractor defense in any product liability lawsuit for claims arising out of, relating to, or resulting from an act of terrorism when qualified anti-terrorism technologies approved by the Secretary, as provided in this paragraph and paragraph (3), have been deployed in defense against or response or recovery from such act and such claims result or may result in loss to the Seller. Upon the Seller’s submission to the Secretary for

approval of anti-terrorism technology, the Secretary will conduct a comprehensive review of the design of such technology and determine whether it will perform as intended, conforms to the Seller’s specifications, and is safe for use as intended. The Seller will conduct safety and hazard analyses on such technology and will supply the Secretary with all such information.

(3) **CERTIFICATE.**—For anti-terrorism technology reviewed and approved by the Secretary, the Secretary will issue a certificate of conformance to the Seller and place the antiterrorism technology on an Approved Product List for Homeland Security.

(e) **EXCLUSION.**—Nothing in this section shall in any way limit the ability of any person to seek any form of recovery from any person, government, or other entity that—

(1) attempts to commit, knowingly participates in, aids and abets, or commits any act of terrorism, or any criminal act related to or resulting from such act of terrorism; or (2) participates in a conspiracy to commit any such act of terrorism or any such criminal act.

SEC. 864. RISK MANAGEMENT.

(a) IN GENERAL.—

(1) LIABILITY INSURANCE REQUIRED.—Any person or entity that sells or otherwise provides a qualified anti-terrorism technology to Federal and non-Federal Government customers (“Seller”) shall obtain liability insurance of such types and in such amounts as shall be required in accordance with this

section and certified by the Secretary to satisfy otherwise compensable third-party claims arising out of, relating to, or resulting from an act of terrorism when qualified anti-terrorism technologies have been deployed in defense against or response or recovery from such act.

(2) MAXIMUM AMOUNT.—For the total claims related to 1 such act of terrorism, the Seller is not required to obtain liability insurance of more than the maximum amount of liability insurance reasonably available from private sources on the world market at prices and terms that will not unreasonably

distort the sales price of Seller’s anti-terrorism technologies.

(3) SCOPE OF COVERAGE.—Liability insurance obtained pursuant to this subsection shall, in addition to the Seller, protect the following, to the extent of their potential liability for involvement in the manufacture, qualification, sale, use, or operation of qualified anti-terrorism technologies deployed in defense against or response or recovery from an act of terrorism:

(A) Contractors, subcontractors, suppliers, vendors and customers of the Seller.

(B) Contractors, subcontractors, suppliers, and vendors of the customer.

(4) THIRD PARTY CLAIMS.—Such liability insurance under this section shall provide coverage against third party claims arising out of, relating to, or resulting from the sale or use of anti-terrorism technologies.

(b) RECIPROCAL WAIVER OF CLAIMS.—The Seller shall enter into a reciprocal waiver of claims with its contractors, subcontractors, suppliers, vendors and customers, and contractors and subcontractors

of the customers, involved in the manufacture, sale, use or operation of qualified anti-terrorism technologies, under which each party to the waiver agrees to be responsible for losses, including business interruption losses, that it sustains, or for losses sustained by its own employees resulting from an activity resulting from an act of terrorism when qualified anti-terrorism technologies have been deployed in defense against or response or recovery from such act.

(c) EXTENT OF LIABILITY.—Notwithstanding any other provision of law, liability for all claims against a Seller arising out of, relating to, or resulting from an act of terrorism when qualified anti-terrorism

technologies have been deployed in defense against or response or recovery from such act and such claims result or may result in loss to the Seller, whether for compensatory or punitive damages or for contribution or indemnity, shall not be in an amount greater than the limits of liability insurance coverage required to be maintained by the Seller under this section.

SEC. 865. DEFINITIONS.

For purposes of this subtitle, the following definitions apply:

(1) QUALIFIED ANTI-TERRORISM TECHNOLOGY.—For purposes of this subtitle, the term “qualified anti-terrorism technology” means any product, equipment, service (including support services),

device, or technology (including information technology) designed, developed, modified, or procured for the specific purpose of preventing, detecting, identifying, or deterring acts of terrorism or limiting the harm such acts might otherwise cause, that is designated as such by the Secretary.

(2) ACT OF TERRORISM.—(A) The term “act of terrorism” means any act that the Secretary determines meets the requirements under subparagraph (B), as such requirements are further defined and specified by the Secretary.

(B) REQUIREMENTS.—An act meets the requirements of this subparagraph if the act—
(i) is unlawful;

(ii) causes harm to a person, property, or entity, in the United States, or in the case of a domestic United

States air carrier or a United States-flag vessel (or a vessel based principally in the United States on which United States income tax is paid and whose insurance coverage is subject to regulation in the United States), in or outside the United States; and (iii) uses or attempts to use instrumentalities, weapons or other methods designed or intended to cause mass destruction, injury or other loss to citizens or institutions of the United States.

(3) INSURANCE CARRIER.—The term “insurance carrier” means any corporation, association, society, order, firm, company, mutual, partnership, individual aggregation of individuals, or any other legal entity that provides commercial property and casualty insurance. Such term includes any affiliates of a commercial insurance carrier.

(4) LIABILITY INSURANCE.—

(A) IN GENERAL.—The term “liability insurance” means insurance for legal liabilities incurred by the insured resulting from—

(i) loss of or damage to property of others;

(ii) ensuing loss of income or extra expense incurred because of loss of or damage to property of others;

(iii) bodily injury (including) to persons other than the insured or its employees; or

(iv) loss resulting from debt or default of another.

(5) LOSS.—The term “loss” means death, bodily injury, or loss of or damage to property, including business interruption loss.

(6) NON-FEDERAL GOVERNMENT CUSTOMERS.—The term “non-Federal Government customers” means any customer of a Seller that is not an agency or instrumentality of the United States Government with authority under Public Law 85–804 to provide for indemnification under certain circumstances for third-party claims against its contractors, including but not limited to State and local authorities and commercial entities.

Annex B US Department Of Homeland Security – Safety Act

Safety Act Overview Briefing

Full briefing at <https://www.safetyact.gov/> called “Safety Act 101 Briefing”

SAFETY Act Application Process Briefing

Full briefing at <https://www.safetyact.gov/> called “Step-by-step User Guide”



Protecting you, Protecting U.S.

SAFETY Act

May 2011

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



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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



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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:

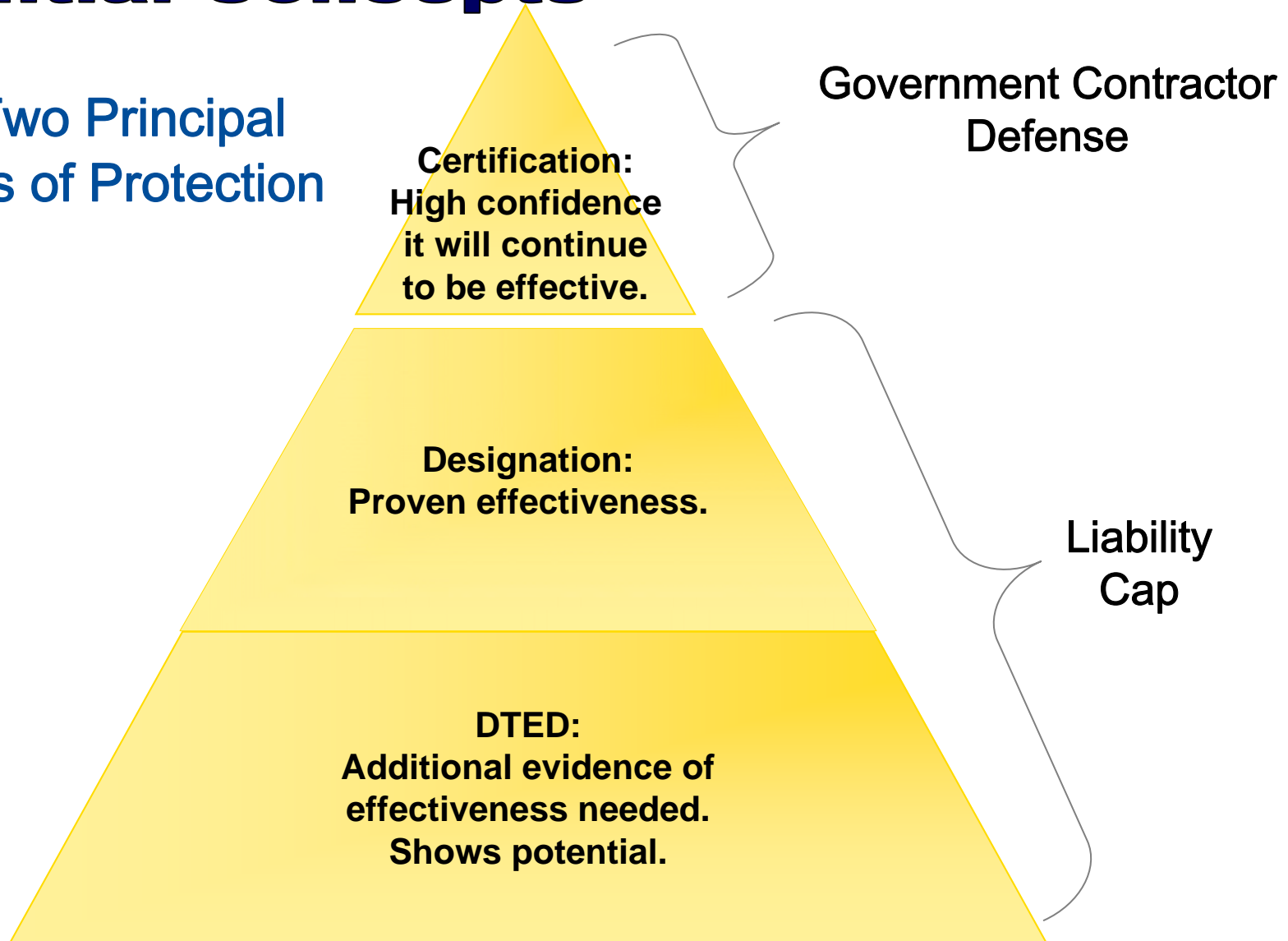
- Threat and vulnerability assessment services
 - Detection Systems
 - Blast Mitigation Materials
 - Screening Services
- Sensors and Sensor Integration
 - Threatening Object Detectors
 - Decision Support Software
 - Security Services
- Crisis Management Systems
- Cyber Security Technologies



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Essential Concepts

1. Two Principal Levels of Protection



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Essential Concepts

2. Benefits of Designation



- Liability = Insurance required by DHS
- Exclusive action in Federal Court
- No Joint and Several Liability for non-economic damages
- No punitives or prejudgment interest
- Recovery reduced by amounts from collateral sources



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Essential Concepts

3. Benefits of Certification

- Benefits of Designation +
- Assert Government Contractor Defense
 - Even if not selling to a Government entity
 - Includes services and COTS
- Placed on SAFETY Act's Approved Product List for Homeland Security



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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.



Essential Concepts

5. Criteria for Designation

- Prior United States Government use or demonstrated substantial utility and effectiveness
- Availability of the Technology for immediate deployment in public and private settings
- Existence of extraordinarily large or unquantifiable potential third party liability risk exposure to the Seller or other provider of the technology
- Substantial likelihood that the Technology will not be deployed unless SAFETY Act risk management protections are extended
- Magnitude of risk exposure to the public if the Technology is not deployed
- Evaluation of scientific studies that can be feasibly conducted in order to assess the capability of the Technology to substantially reduce risks of harm
- Whether the Technology is effective in facilitating the defense against Acts of Terrorism
- ATT determination made by Federal, State, or Local officials



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Red=Technical criterion
Blue=Economic criterion

Essential Concepts

5a. How to Establish Effectiveness

- Successful testing in operational environment
- Operational testing
 - Evidence of performance metrics, including:
 - ✓ Probability of Detection
 - ✓ False Positive and False Negative Rates
 - ✓ Limits of Detection (and why that limit is relevant)
 - ✓ Interferents
 - ✓ Maintenance and Training
- Suitable performance of past deployments documented
- Domain expertise appropriate and available
- In/external audits favorable
- Customer feedback favorable
- QA plans documented
- Repeatability proven



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Essential Concepts

6. Criteria for Certification



Designation is a prerequisite for granting Certification

To receive Certification, a Qualified Anti-terrorism Technology must also be shown to:

- Perform as intended
- Conform to the Seller's specifications
- Be safe for use as intended
 - Seller is required to provide safety and hazard analyses



Essential Concepts

6a. Performs as Intended

High confidence it will continue to be effective

- Consistent positive results (e.g., long-term low failure rates and false alarms)
- Reliability/Availability is high (e.g., MTBF)
- Performs in accordance with performance specifications
- Installation, use, maintenance procedures proven
- Documented processes (e.g., training, hiring, technology refresh) are being followed
- Standards are identified and met
- QA/QC processes are effective

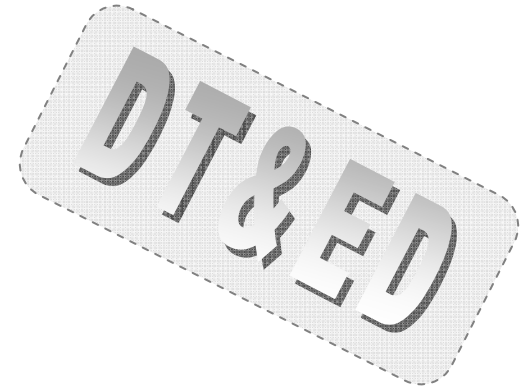


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Essential Concepts

7. DT&E Designation



For technology that:

- Is in a prototype stage
- Has lab tests that are not operational in nature (too controlled)
- Indicated potential effectiveness
- Has a testing scenario identified and “customers” to prove relevant metrics
- Limited term (up to 3 yr) and limited number of sites



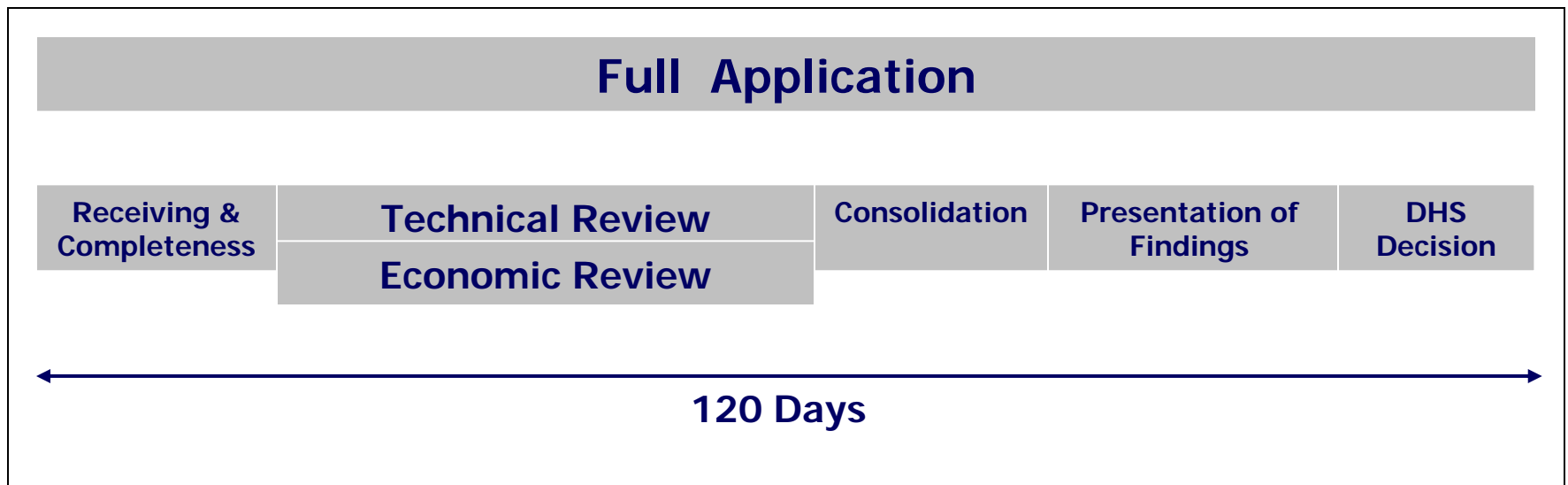
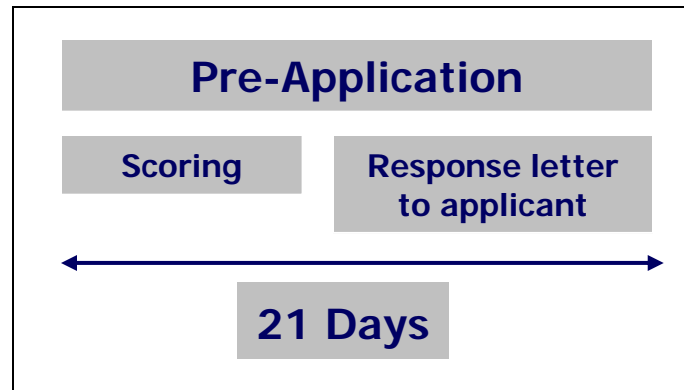
Essential Concepts

8. SAFETY Act Award Summary

	DTED	Designation	Certification
Effectiveness Evaluation	Needs more proof, but potential exists	Proven effectiveness (with confidence of repeatability)	Consistently proven effectiveness (with high confidence of enduring effectiveness)
Protection	Liability cap only for identified test event(s) and for limited duration (≤ 3 yrs)	Liability cap for any and all deployments made within 5-8 year term	Government Contractor of Defense (GCD) for any and all deployments made within 5-8 year term



Timeline of SAFETY Act Application Review Process



How is Your Proprietary Data Protected? Protected?

- Strong data protection measures that conform to DHS information security standards
- All application reviewers are screened for conflicts of interests, sign conflict of interest statements for each application they review, and sign general nondisclosure agreements



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Who are the SAFETY Act Reviewers?

- Conflict of Interest & Non-Disclosure Agreement signed by each reviewer per application.
- Three Technical Reviewers and two Economic Reviewers per application.
- Reviewers from the FFRDCs, non-profits, Federal Government, Federal & National Labs, and Academia.
- 100+ already trained reviewers (SMEs) in:



➤ Cyber

➤ Economic

➤ Chemical

➤ Biological

➤ Explosive

➤ Rad/Nuc

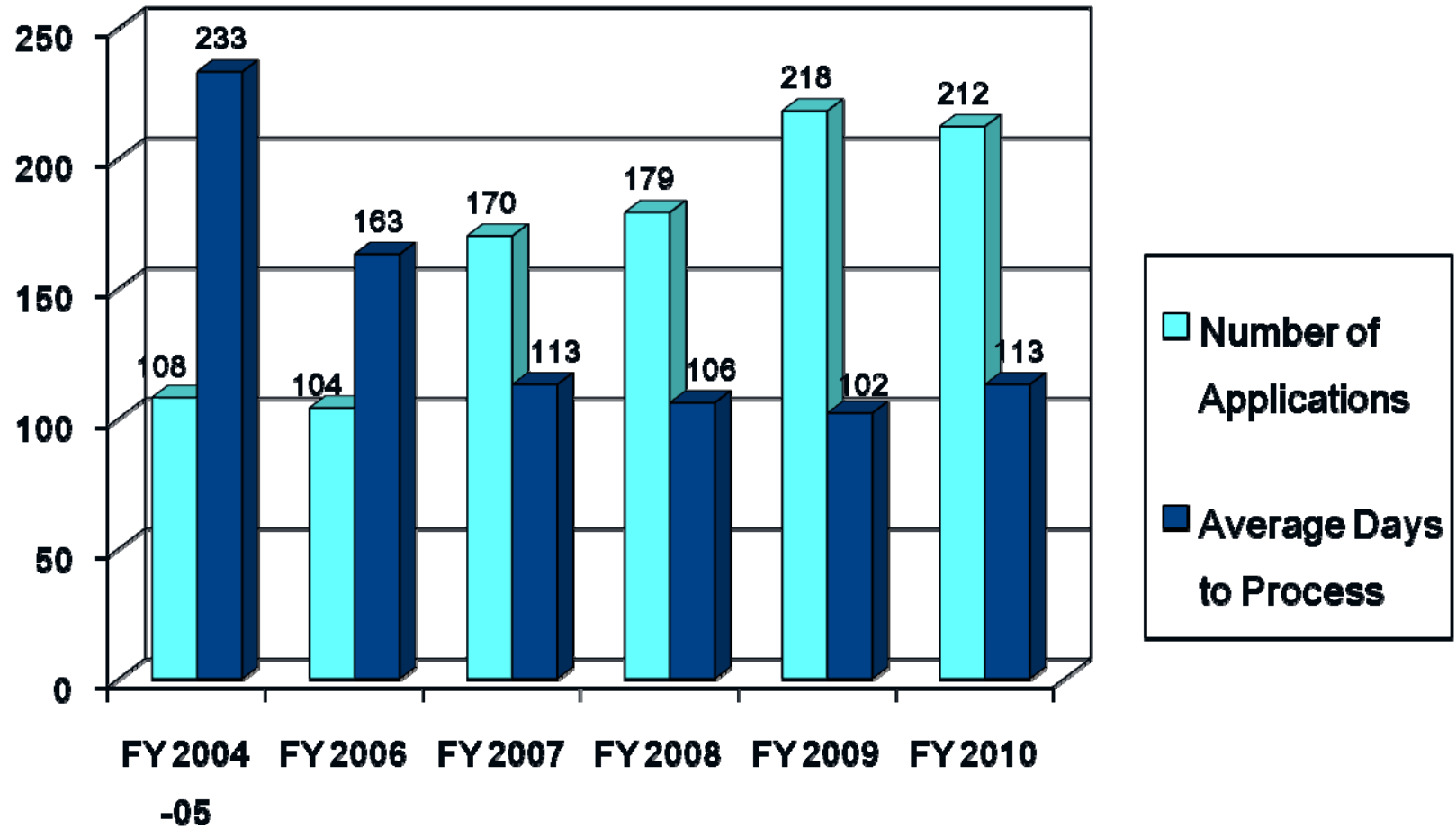
➤ Human

➤ Services



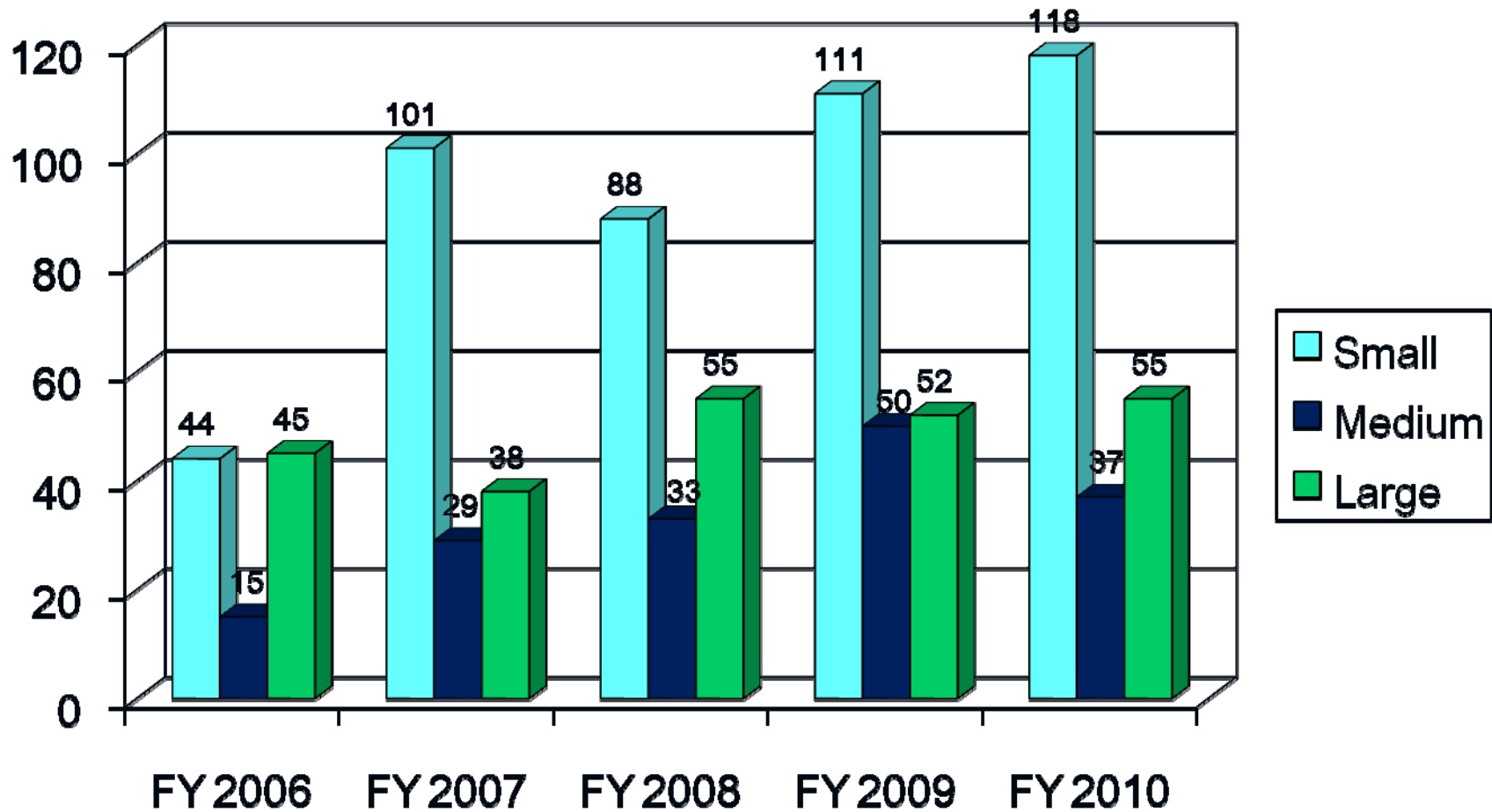
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SAFETY Act Progress



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Applications by Company Size



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

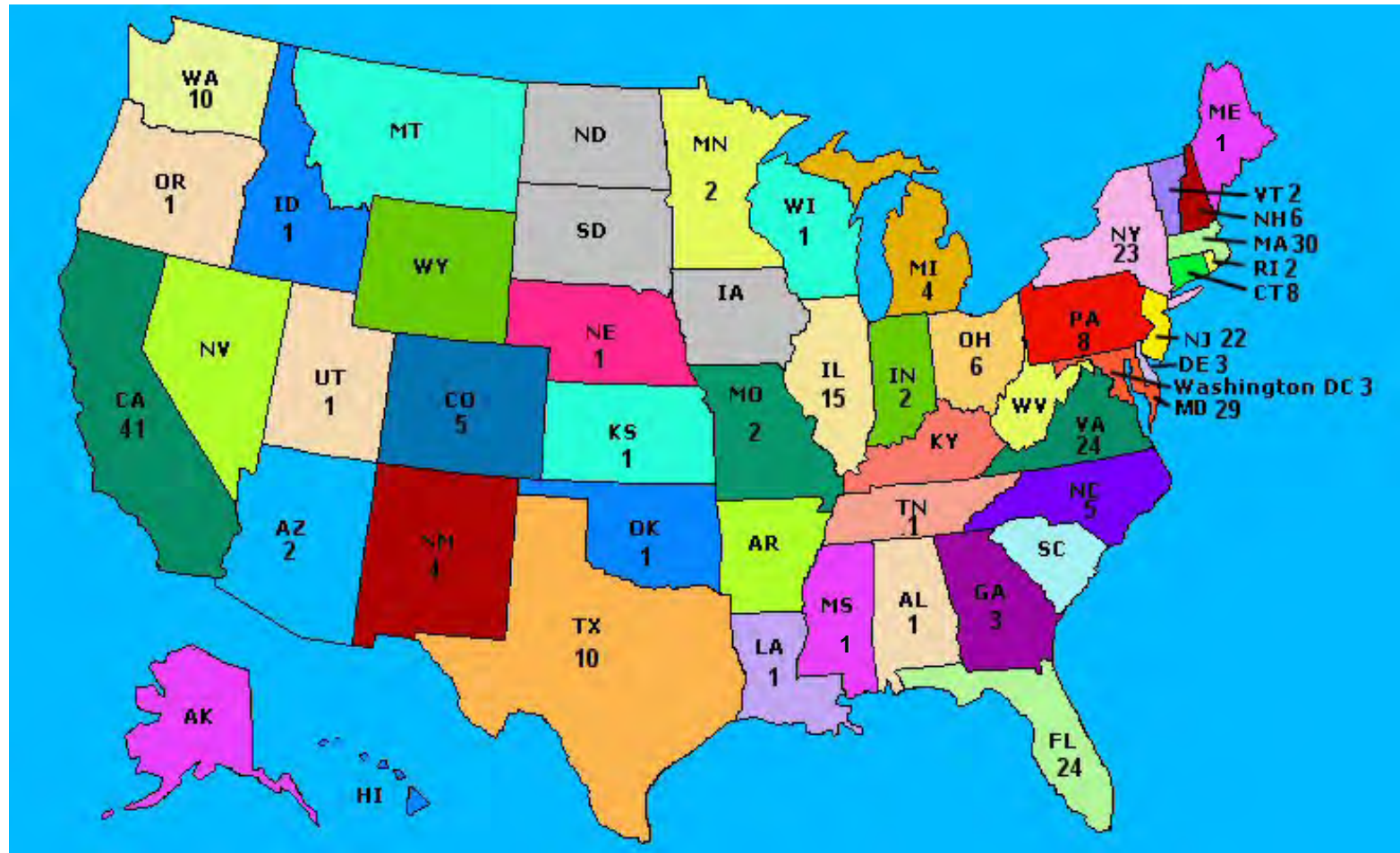
Medium = \$50,000,000 - \$1,000,000,000

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



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Awards by State



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THE SAFETY ACT

LOOKING AHEAD...

AREAS OF EMPHASIS...

Out of many, one

CRITICAL INFRASTRUCTURE



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TRANSPORTATION SECURITY



Homeland
Security

SAFER PRODUCTS & PROCESSES



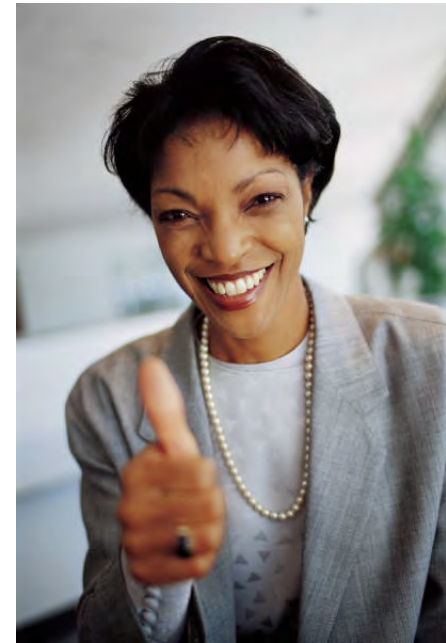
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COMMERCIAL FACILITIES



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SMALL BUSINESS



Homeland
Security

PUBLIC VENUES



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Security

Additional SAFETY Act Information



- Online: www.safetyact.gov
 - FAQs
 - Help Topics
 - Help Desk: Online form for questions requiring an individual response
- Email: SAFETYActHelpDesk@dhs.gov
- Toll-Free: 1-866-788-9318



Homeland
Security



User Guide

Applicant



SAFETY ACT



Table of Contents

[What is the SAFETY Act?](#)

[Applicant Guide](#)

[Help Desk](#)



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What is the SAFETY Act?

As part of the Homeland Security Act of 2002, Public Law 107-296, Congress enacted the SAFETY Act. The SAFETY Act provides incentives for the development and deployment of anti-terrorism technologies by creating a system of “risk management” and a system of “litigation management.” The purpose of the Act is to ensure that the threat of liability does not deter potential manufacturers or Sellers of anti-terrorism technologies from developing and commercializing technologies that could significantly reduce the risks or mitigate the effects of large-scale terrorist events. The Act thus creates certain liability limitations for “claims arising out of, relating to, or resulting from an act of terrorism” where qualified anti-terrorism technologies have been deployed.





Applicant Guide

- [Creating an Applicant Account](#)
- [Submitting an Application](#)
- [Completion Notice](#)
- [Request for Information \(RFI\)](#)
- [Insurance Certification](#)
- [Modification Notice](#)
- [New Revisions of an Application](#)
- [Change Password](#)





Creating an Applicant Account

The screenshot shows the SAFETY ACT website interface. At the top, there is a header with the U.S. Department of Homeland Security logo, the title "SAFETY ACT", and the subtitle "Support Anti-terrorism by Fostering Effective Technologies Act of 2002". Navigation links include Home, Feedback, Login / Register, and DHS.GOV. A secondary menu contains links for ABOUT, FAQs, WEBSITE HELP, HELP DESK, FORMS & INFO, SECURITY/PRIVACY NOTICE, and DHS.GOV. The main content area is divided into several sections: DESIGNATIONS / CERTIFICATIONS, LATEST NEWS, UPCOMING CONFERENCES, WHAT IS THE SAFETY ACT? AN OVERVIEW, HOW TO APPLY, and BENEFITS TO YOUR COMPANY. A red arrow points from a text box to the "Login / Register" link in the top navigation bar.

DESIGNATIONS / CERTIFICATIONS

- » "DT&E Designations for Homeland Security"
- » "Designations for Homeland Security"
- » "Approved Product List for Homeland Security"

LATEST NEWS

- » 11 :: 8 :: 2007
Recently Certified Technologies
enacted the SAFETY Act to provide "risk management" and "litigation management" protections for Sellers of qualified anti-terrorism technologies and others in the supply chain.
[view more](#) [X]
- » 03 :: 27 :: 2007
Procurement Pre-Qualification Request
[view more](#) [X]
- » 09 :: 15 :: 2006
Under Secretary's Testimony
[view more](#) [X]

UPCOMING CONFERENCES

- » 11 :: 16 :: 2007 - 11 :: 16 :: 2007
The SAFETY Act Workshop
[view more](#) [X]

WHAT IS THE SAFETY ACT? AN OVERVIEW

 **The Support Anti-terrorism by Fostering Effective Technologies Act of 2002 (SAFETY Act)**

The SAFETY Act provides important legal liability protections for providers of Qualified Anti-Terrorism Technologies – whether they are products or services. The goal of the SAFETY Act is to encourage the development and deployment of new and innovative anti-terrorism products and services by providing liability protections. For more details, see the [SAFETY Act Final Rule](#).

HOW TO APPLY

In order to begin the application process you must first create a user account.

[Click Here to Apply](#)

For further assistance, contact 1-866-788-9318 or helpdesk@safetyact.gov.

BENEFITS TO YOUR COMPANY

The SAFETY Act provides two levels of liability protections to help promote the creation,

Click
"Login /
Register"





Creating an Applicant Account

The screenshot displays the DHS SAFETY ACT website interface. At the top, the U.S. Department of Homeland Security logo is on the left, followed by the text "SAFETY ACT" and the subtitle "Support Anti-terrorism by Fostering Effective Technologies Act of 2002". Navigation links include Home, Feedback, and Login / Register. A menu bar contains links for ABOUT, FAQs, WEBSITE HELP, HELP DESK, FORMS & INFO, SECURITY/PRIVACY NOTICE, and DHS.GOV. The main content area is divided into two columns. The left column, titled "DESIGNATIONS / CERTIFICATIONS", lists links for "DT&E Designations for Homeland Security", "Designations for Homeland Security", and "Approved Product List for Homeland Security". The right column features a banner with the text "Encouraging the Development and Deployment of Anti-terrorism Technologies" and images of a DNA helix, a person working on a computer, and a "security" sign. Below the banner, the "REGISTERED USERS" section contains a login form with fields for "USERNAME:" and "PASSWORD:", a "Forgot my Password" link, and a "Login" button. The "NEW USERS" section provides instructions for creating an account and includes a link for "Create Applicant Account". The "NEW PROCUREMENT OFFICIAL" section provides instructions for creating a procurement official account and includes a link for "Create Procurement Official Account".

REGISTERED USERS

USERNAME:

PASSWORD:

[Forgot my Password](#)

NEW USERS

To submit a DHS SAFETY Act Application you may register for a DHS SAFETY Act Applicant account. Please click the link below and complete the (asterisked) fields. Registered Applicants can Login to submit an application.

[Create Applicant Account](#)

NEW PROCUREMENT OFFICIAL

For Government Officials Only

To submit a DHS SAFETY Act Procurement Pre-Qualification Request you may register for a DHS SAFETY Act Procurement Official account. Please click the link below and complete the required (asterisked) fields. Registered Procurement Officials can Login to submit a Procurement Pre-Qualification Request.

[Create Procurement Official Account](#)

Click "Create Applicant Account"



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Creating an Applicant Account

Applicant Registration

Fields marked with an asterisk (*) are required.

Registration Data

*User Name:

*Password:

*Confirm Password:

*Seller Name:

DUNS Number:

NAICS Code:

*How did you hear about the SAFETY Act?

-Please Make a Selection-



Note: Your Password must be 8-12 characters long and contain at least 1 uppercase letter, 1 lowercase letter, and 1 number or special character.

ACTIONS

Cancel

Submit

Complete the
Applicant
Registration form

Primary Point of Contact

*First Name:

*Last Name:

*Street Address:

*City:



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Creating an Applicant Account

Applicant Registration

Fields marked with an asterisk (*) are required.

Registration Data

*User Name:	<input type="text" value="JOHNDOE"/>
*Password:	<input type="password" value="....."/>
*Confirm Password:	<input type="password" value="....."/>
*Seller Name:	<input type="text" value="User Guide"/>
DUNS Number:	<input type="text" value="259"/>
NAICS Code:	<input type="text" value="2451-5562"/>
*How did you hear about the SAFETY Act?	<input type="text" value="Conference"/>
Please Provide More Information: <input type="text" value="SAFETY Act Workshop in Arlington, Va on 11/16/2007"/>	

ACTIONS
Cancel
Submit

Click
"Submit"

Primary Point of Contact

*First Name:	<input type="text" value="John"/>
*Last Name:	<input type="text" value="Doe"/>
*Street Address:	<input type="text" value="123 Test dr."/>



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Creating an Applicant Account

Registration Successful

Your registration form was successfully submitted. You will receive an e-mail notification when your account has been approved. It may take a few minutes for your account to be activated.

OK

Click "OK"

If you have successfully submitted your registration this notice will display confirming your success.



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Submitting an Application

Before you create an application you must create an applicant account.

[See Creating an Applicant Account](#)



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Submitting an Application



Login with your username and password

SAFETY ACT
Support Anti-terrorism by Fostering Effective Technologies Act of 2002

ABOUT FAQs WEBSITE HELP HELP DESI

DESIGNATIONS / CERTIFICATIONS

» "DT&E Designations for Homeland Security"

Encouraging the Deployment of Technologies

REGISTERED USERS

USERNAME:

PASSWORD:

[Forgot my Password](#)

NEW USERS

To submit a DT&E Act Application (asterisked)

[Create Application](#)

NEW PROCUREMENTS

***For Government Use Only





Submitting an Application



SAFETY ACT
Support Anti-terrorism by Fostering Effective Technologies Act of 2002

[Home](#) [Feedback](#) [Search](#) [Logout](#)

[ABOUT](#) [FAQs](#) [HELP TOPICS](#) [HELP REQUEST](#) [FORMS & INFO](#) [SECURITY/PRIVACY NOTICE](#) [DHS.GOV](#)

Creating an Application

OMB No. 1640-0001; Expires 01/31/2010

Persons are not required to respond to this unless it displays a currently valid OMB control number.

Once logged in, you may create an electronic Application.

First Time Applicants:

Applicants are strongly encouraged to consider first submitting a Pre-Application form to request a Pre-Application Consultation. A Pre-Application Consultation is a voluntary means through which the Office of SAFETY Act Implementation (OSAI) provides helpful guidance to potential applicants without requiring the completion and submission of a full SAFETY Act Application. The Pre-Application Consultation is intended to facilitate a process by which a potential applicant may provide OSAI with initial information about their Technology, so that OSAI may, in turn, provide potential applicants with guidance on the submission of an Application for SAFETY Act Designation. The Pre-Application Consultation is intended to facilitate discussions regarding the SAFETY Act Application process.

[Create New Pre Application](#) (request for Pre-Application Consultation)
[Create New Designation Application](#) (full Application for QATT Designation)
[Create New Designation and Certification Application](#) (full Application for certification and GCD Certification)
[Create New DT&E Designation Application](#) (full Application for Developmental Designation)

[Download and review full Application Kit and instructions](#)

** POPUP BLOCKERS **

You must disable all popup blockers you may have running in order to successfully submit an application.

Applicant Tools

Create

[Application](#)
[Procurement Application](#)

View

[My Open Applications](#)
[My Closed Applications](#)

Account Center

JOHNDOE

For the purpose of this guide, training will be focused on an Application for Designation.

Select "Create New Designation Application"

Note: Designation is Prerequisite for Certification



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Submitting an Application

QATT Application

Received Via: Online Form

Status: Draft

Submission Date:

Fields marked with an asterisk (*) are required.

Next

Important: Read carefully and comply precisely with the related Instructions for completing a [Designation Application](#).

After completing this Seller Information page, please proceed to the next section by selecting "ATT Details" on the Sections menu located on the right-hand side of this screen.

Please ensure the accuracy of the information below. If the information has changed:

- Select [Edit My Account Info](#)
- Make the necessary changes to your Applicant Registration
- Select Submit
- Reset the Seller Information below using the "Reset Seller Information" button

Reset Seller Information

SELLER INFORMATION

Registration Information

Applicant ID	JOHNDOE
Seller Name	User Guide
Data Universal Numbering System (DUNS) Number	259

ACTIONS

Cancel

Save as Draft

Save as Draft & Close

Submit as Final

Change Application Type

[Application Instructions](#)

SECTIONS

1. Seller Information

2. Application Details

3. Related Links

Confirm the Seller Information and then select "Application Details" located under the Sections menu.

Note: Click here to update your Applicant information on your Application. You will need to click the "Reset Seller Information" for change to take effect.



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Submitting an Application

APPLICATION DETAILS

APPLICATION TYPE and PURPOSE

D1. Type of Application

Initial Filing

D1.1. * Public Web site Listing

If your Technology is awarded SAFETY Act coverage, you have the opportunity to be listed on the SAFETY Act website as a Designated Seller of a Qualified Anti-Terrorism Technology (QATT). [For example, if you apply for Designation and Certification and receive Designation, your technology will be listed under Designated Technologies. Or, if you are granted DT&E Designation, regardless of which protection you applied for, you will be so listed on the Web site. Note: By statute, all Certified Technologies will be displayed in the Approved Products List for Homeland Security on the Web site.]

(Choose one)

- ☒ I wish to have this technology listed on the public website under the appropriate classification.
- ☐ I do not wish to have this technology listed on the public website under the appropriate classification.

D2. Request for Expedited Review ?

In its discretion, the Department may identify categories of anti-terrorism technologies expedited processing may be granted. For example, the Under Secretary may conduct expedited processing for applications that are the subject of a pending Federal, State or local procurement that address a particular threat, that involve particular types of anti-terrorism technologies, or other reasons. If you are requesting expedited review, please specify the basis for such a request, including applicable, information concerning an ongoing procurement. Such information should be provided in the following:

- The name of procuring organization;
- Contact information for relevant Government procurement officials;
- The related Request for Proposal (RFP) number or other official identifier of the procurement, if available; and

ACTIONS

Cancel

Save as Draft

Save as Draft & Close

Submit as Final

Change Application Type

Application Instructions

SECTIONS

1. Seller Information

2. Application Details

3. Related Links

Complete the webform in its entirety. Be sure to fill in all required fields (marked with an asterisk) and upload the required "ATTDetails" file.



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Submitting an Application

- You have three options after completing the Application:
 - Save As Draft
 - It is strongly suggested that you save as draft regardless of your final selection to prevent the loss of information due to computer failure.
 - Save As Draft & Close
 - You will be able to edit your application. This option does not submit your application to DHS.
 - Submit as Final
 - This option will submit your application to DHS. You will not have the ability to edit your application after this point. Ensure that all necessary information for evaluation of your application is included.





Submitting an Application

APPLICATION DETAILS

APPLICATION TYPE and PURPOSE

D1. Type of Application

Initial Filing

D1.1. * Public Web site Listing

If your Technology is awarded SAFETY Act coverage, you have the opportunity to be listed on the SAFETY Act website as a Designated Seller of a Qualified Anti-Terrorism Technology (QATT). [For example, if you apply for Designation and Certification and receive Designation, your technology will be listed under Designated Technologies. Or, if you are granted DT&E Designation, regardless of which protection you applied for, your technology will be listed under Designated Technologies and will be displayed in the SAFETY Act website.]

(Choose one)

- ☒ I wish to have this technology listed on the public website under the appropriate classification.
- ☐ I do not wish to have this technology listed on the public website under the appropriate classification.

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In its discretion, the Department may identify categories of anti-terrorism technologies for which expedited processing may be granted. For example, the Under Secretary may conduct expedited processing for applications that are the subject of a pending Federal, State or local procurement, that address a particular threat, that involve particular types of anti-terrorism technologies, or for other reasons. If you are requesting expedited review, please specify the basis for such a request, including, if applicable, information concerning an ongoing procurement. Such information should include the following:

- The name of procuring organization;
- Contact information for relevant Government procurement officials;
- The related Request for Proposal (RFP) number or other official identifier of the procurement, if available; and

ACTIONS

Cancel

Save as Draft
Save as Draft & Close
Submit as Final
Change Application Type
Application Instructions

SECTIONS

1. Seller Information
2. Application Details
3. Related Links

Select "Save as Draft"



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Submitting an Application

Application ID Number changed to:

Q-JOHNDOE-JD001-1

After you have selected "Save As Draft" this window will appear identifying your new Application ID.

This ID will then be used to track your application.

Select "OK" to return to your application.



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Submitting an Application

QATT Application

Received Via: Online Form

Status: **Draft**

Fields marked with an asterisk (*) are required.

Application ID #: Q-JOHNDOE-JD001-1

Submission Date: 11/08/2007

Application ID

Application
Status

Previous

Next

APPLICATION DETAILS

APPLICATION TYPE and PURPOSE

D1. Type of Application

Initial Filing

D1.1. * Public Web site Listing

If your Technology is awarded SAFETY Act coverage, you have the opportunity to be listed on the SAFETY Act website as a Designated Seller of a Qualified Anti-Terrorism Technology (QATT). [For example, if you apply for Designation and Certification and receive Designation, your technology will be listed under Designated Technologies. Or, if you are granted DT&E Designation, regardless of which protection is applied for, you will be so listed on the Web site. Note: By statute, all Certified Technologies will be displayed in the Approved Products List for Homeland Security on the Web site.]

(Choose one)

- ☒ I wish to have this technology listed on the public website under the appropriate classification.
- ☐ I do not wish to have this technology listed on the public website under the appropriate classification.

D2. Request for Expedited Review ?

In its discretion, the Department may identify categories of anti-terrorism technologies for which expedited processing may be granted. For example, the Under Secretary may conduct expedited processing for applications that are the subject of a pending Federal, State or local procurement, that address a particular threat, that involve particular types of anti-terrorism technologies, or for other

ACTIONS

Cancel
Delete

Save as Draft
Save as Draft & Close
Submit as Final
Change Application Type
Application Instructions

SECTIONS

1. Seller Information
2. Application Details
3. Related Links

When you return to your application your ID and your status will be displayed at the top of the application.



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Submitting an Application

QATT Application

Received Via: Online Form

Status: Draft

Fields marked with an asterisk (*) are required.

Application ID #: Q-JOHNDOE-JD001-1

Submission Date: 11/08/2007

ACTIONS

Cancel
Delete

Save as Draft
Save as Draft & Close
Submit as Final
Change Application Type
Application Instructions

SECTIONS

1. Seller Information

Previous

Next

APPLICATION DETAILS

APPLICATION TYPE and PURPOSE

D1. Type of Application

Initial Filing

D1.1. * Public Website Listing

If your Technology Act website apply for Designated applied for, displayed in

(Choose one)

☒ I wish to

☐ I do not wish to have this technology listed on the public website under the appropriate

classification.

D2. Request for Expedited Review



Microsoft Internet Explorer



WARNING: If you submit this Application as Final, you will no longer be able to

Are you sure you wish to submit as Final?

OK

Cancel

When you select "Submit As Final" you will receive a prompt confirming that you wish to submit the application.

Select "OK" to continue or "Cancel" to make changes to your application.



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Submitting an Application

DECLARATION

Under penalty of perjury, I declare, to the best of my knowledge and belief, that all statements made and information provided in this Application and any accompanying documents are true, correct, and complete.

ACTIONS
Cancel
Submit

Accept/Sign

Prepared By:

Title (if applicable):

Signature:

Date:

Before you can complete your application submission you must sign and accept the online declaration.

Enter your Name and Title and select "Accept/Sign"



UNCLASSIFIED



Submitting an Application

DECLARATION

Under penalty of perjury, I declare, to the best of my knowledge and belief, that all statements made and information provided in this Application and any accompanying documents are true, correct, and complete.

ACTIONS

Cancel

Submit

Prepared By:

John Doe

Title (if applicable):

CEO

Signature:

✓ (signed electronically via website)

Date:

Thursday November 8, 2007

If you have completed the previous step correctly your declaration should be completely filled out and you may select "Submit"



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Submitting an Application

After you submit your application you will return to the home page.



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Completion Notice

After DHS receives your application they will perform a Completeness Check. You will receive an email notification when this phase is complete. If DHS determines your application to be complete but they require more information in order to perform a full evaluation, you will be asked to submit a Completeness Response. If your application is determined to be Incomplete you will receive specifics in your email notification and will have the opportunity to resubmit your application.





Completion Notice




Login with your username and password



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Completion Notice



SAFETY ACT

Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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Creating an Application

OMB No. 1640-0001; Expires 01/31/2010
Persons are not required to respond to this collection of information unless it displays a currently valid OMB control number.

First Time Applicants:

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[Create New Pre Application](#) (request for Pre-Application Consultation)
[Create New Designation Application](#) (full Application for QATT Designation)
[Create New Designation and Certification Application](#) (full Application for combined QATT Designation and GCD Certification)
[Create New DT&E Designation Application](#) (full Application for Developmental Testing and Evaluation Designation)

[Download and review full Application Kit and instructions](#)

**** POPUP BLOCKERS ****
You must disable all popup blockers you may have running in order to successfully submit an application.

Applicant Tools

Create
[Application](#)
[Procurement Application](#)

View
[My Open Applications](#)
[My Closed Applications](#)

Account Center


JOHNDOE
[Edit My Account](#)
[Change My Password](#)

Select "My Open Applications" under View in the Applicant Tools menu





Completion Notice



SAFETY ACT


Support Anti-terrorism by Fostering Effective Technologies Act of 2002


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[ABOUT](#) [FAQs](#) [HELP TOPICS](#) [HELP REQUEST](#) [FORMS & INFO](#) [SECURITY/PRIVACY NOTICE](#) [DHS.GOV](#)

My Applications

Applications by **JOHNDOE** sort by

 Denotes an application is awaiting response from the applicant.

Submission Date	App ID	Status	ATT Name
 <u>11/08/2007</u>	Q-JOHNDOE-JD001-1	Evaluation	John's Technology

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Applicant Tools

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Account Center

JOHNDOE
[Edit My Account](#)
[Change My Password](#)

Select your application by clicking the submission date next to your Application ID.

Note: The envelope icon next to the date denotes your application is awaiting a response.





Completion Notice

QATT Application

Received Via: Online Form

Additional Attachments: No

Status: Evaluation

Awaiting Completeness Response

Application ID #: Q-JOHNDOE-JD001-1

Submission Date: 11/08/2007

Under Review: 0 Days

Expected DHS Decision Date: 02/06/2008

ACTIONS

Close

Printable Version

Create Clone App

SECTIONS

1. Seller Information

2. Application Details

3. Declaration

4. Related Links

Previous

RELATED LINKS

Correspondence

[Completion Notice](#)

11/08/2007

Edit History

11/08/2007 08:29:49 AM: Created by JOHNDOE

11/08/2007 8:39:45 AM: Edited by JOHNDOE

11/08/2007 9:23:58 AM: Edited by JOHNDOE

Previous

Select the Related Links Section

Select "Completion Notice" to read DHS' letter to you



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Completion Notice

Completion Notice

Awaiting Completeness Response

Created by brent admin 11/08/2007 10:18:47 AM

Sent to Applicant by the Help Desk 11/08/2007

Decision:

Complete

Request More Information at this time?

Yes

To: (Letter will be sent via hard copy)

cc:

Subject: SAFETY Act Application Q-JOHNDOE-JD001-1

Body: DHS has sent you the following correspondence in response to your SAFETY Act application. Log in to the SAFETY Act website and open your application. Navigate to the Correspondence section to locate your letter for more details.

ACTIONS
Close
Completeness Response

Select "Completeness Response" under the Actions menu to respond to DHS' Completion Notice

The information contained in this communication is intended only for the use of the named recipient. It is confidential, and may be legally protected and/or privileged. If the reader of this message is not the intended recipient, you are hereby notified that the dissemination, distribution, or copying of this communication, or any part thereof, is strictly prohibited. If you have received this communication in error, please return to the sender and delete the original.



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Completion Notice

Completeness Response

Created by JOHNDOE 11/08/2007 10:32:22 AM

ACTIONS

Cancel

Save as Draft

Save as Draft & Close

Submit as Final

Fields marked with an asterisk (*) are required

*Comments

Enter comments concerning your file attachments below.

Comments: Describe the files you are attaching below, including filename, question from Completion Notice to which is relevant and any other comments you have.

Upload the necessary information and make any comments you have regarding the Completion Notice

File Attachments

Upload files using the "Browse" buttons below.

It is recommended that you submit files in compressed .ZIP format to conserve bandwidth. You may also submit multiple files in a single .ZIP.

C:\Documents and Sett

C:\Documents and Sett



UNCLASSIFIED



Completion Notice

- You have three options after completing the response:
 - Save As Draft
 - It is strongly suggested that you save as draft regardless of final selection to prevent the loss of information due to computer failure.
 - Save As Draft & Close
 - Submit as Final





Completion Notice

Completeness Response

Created by JOHNDOE 11/08/2007 10:32:22 AM

Fields marked with an asterisk (*) are required

*Comments

Enter comments concerning your file attachments below.

Comments: Describe the files you are attaching below, including filename, question from Completion Notice to which is relevant and any other comments you have.

File Attachments

Upload files using the "Browse" buttons below.

It is recommended that you submit files in compressed .ZIP format to conserve bandwidth. You may also submit multiple files in a single .ZIP.

C:\Documents and Sett	Browse...
C:\Documents and Sett	Browse...
	Browse...
	Browse...

ACTIONS

Cancel

Save as Draft

Save as Draft & Close

Submit as Final

Select "Submit as Final" under the Actions menu



UNCLASSIFIED



Completion Notice

Completeness Response

Created by JOHNDOE 11/08/2007 10:32:22 AM

Fields marked with an asterisk (*) are required

*Comments

Enter comments concerning your file attachments below.

Comments: Describe the files you are attaching below, including filename, question from Completion Notice to which is relevant and any other comments you have.

Microsoft Internet Explorer



WARNING: If you submit this Completeness Response as Final, you will no longer be able to edit it.

Are you sure you wish to submit as Final?

OK

Cancel

File Attach

Upload files using the "Browse" buttons below.

It is recommended that you submit multiple files in a single

C:\Documents and Sett

Brows

C:\Documents and Sett

Brows

Brows

Brows


When you select "Submit As Final" you will receive a prompt confirming that you wish to submit the Completeness Response. Select "OK" to continue or "Cancel" to make changes to your application.



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Completion Notice



SAFETY ACT


Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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My Applications

Applications by **JOHNDOE** sort by

 Denotes an application is awaiting response from the applicant.

Submission Date	App ID	Status	ATT Name
11/08/2007	Q-JOHNDOE-JD001-1	Evaluation	John's Technology

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Applicant Tools

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[My Closed Applications](#)

Account Center

JOHNDOE
[Edit My Account](#)
[Change My Password](#)

Once you select "OK" you should be returned to this screen.





Request for Information

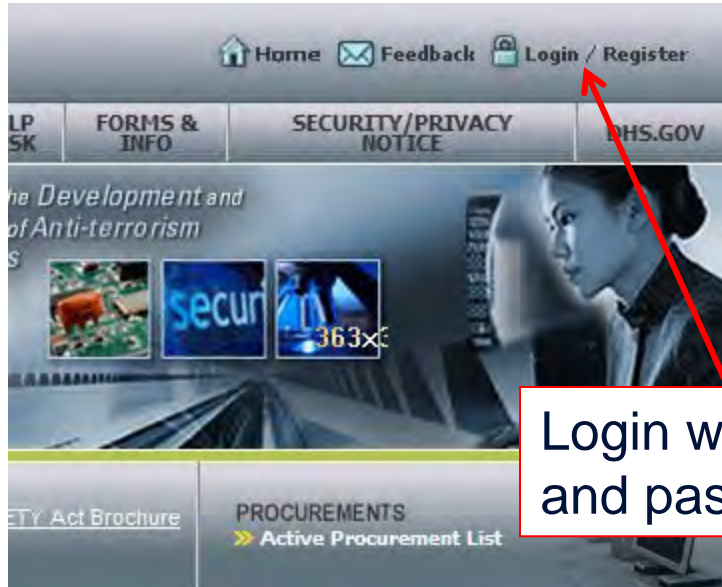
During the evaluation process, OSAI may require more information about your technology before making a final decision. If you receive an email referring to an RFI (Request For Information), you will be asked to submit a RFI Response.



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Request for Information



Login with your username and password



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Request for Information



SAFETY ACT

Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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Creating an Application

OMB No. 1640-0001; Expires 01/31/2010

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First Time Applicants:

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[Create New Pre Application](#) (request for Pre-Application Consultation)

[Create New Designation Application](#) (full Application for QATT Designation)

[Create New Designation and Certification Application](#) (full Application for combined QATT Designation and GCD Certification)

[Create New DT&E Designation Application](#) (full Application for Developmental Testing and Evaluation Designation)

[Download and review full Application Kit and instructions](#)

** POPUP BLOCKERS **

You must disable all popup blockers you may have running in order to successfully submit an application.

Applicant Tools

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Select "My Open Applications" under View in the Applicant Tools menu



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Request for Information



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My Applications

Applications by **JOHNDOE** sort by

 Denotes an application is awaiting response from the applicant.

Submission Date	App ID	Status	ATT Name
 <u>11/08/2007</u>	Q-JOHNDOE-JD001-1	Evaluation	John's Technology

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Applicant Tools

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[My Open Applications](#)
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Account Center

JOHNDOE
[Edit My Account](#)
[Change My Password](#)

Select your application by clicking the submission date next to your Application ID.

Note: The envelope icon next to the date denotes your application is awaiting a response.





Request for Information

QATT Application

Received Via: Online Form
Additional Attachments: No

Status: **Evaluation**

Awaiting RFI Response

Application ID #: Q-JOHNDOE-JD001-1

Submission Date: 11/08/2007

Under Review: 0 Days

Expected DHS Decision Date: 02/06/2008

ACTIONS

[Close](#)
[Printable Version](#)
[Create Clone App](#)

Next

SECTIONS

1. Seller Information
2. Application Details
3. Declaration
4. Related Links

SELLER INFORMATION

Registration Information

Applicant ID	JOHNDOE
Seller Name	User Guide
Data Universal Numbering System (DUNS) Number	259
North American Industry Classification System (NAICS) Code	2451-5562

Principal POC Information

Name	John Doe
Address	123 Test dr. Chantilly Virginia 20151 United States
Telephone Number	703-555-6789

Select "Related Links"



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Request for Information

QATT Application

Received Via: Online Form

Additional Attachments: No

Status: Evaluation

Awaiting RFI Response

Application ID #: Q-JOHNDOE-JD001-1

Submission Date: 11/08/2007

Under Review: 0 Days

Expected DHS Decision Date: 02/06/2008

ACTIONS

Close
Printable Version
Create Clone App


SECTIONS

1. Seller Information
2. Application Details
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RELATED LINKS

Correspondence

Completion Notice	11/08/2007
Applicant Response	11/08/2007
 RFI: Tech RFI	11/08/2007

Edit History

11/08/2007 08:29:49 AM: Created by JOHNDOE
11/08/2007 8:39:45 AM: Edited by JOHNDOE
11/08/2007 9:23:58 AM: Edited by JOHNDOE

Select "RFI:" to see the RFI sent to you by DHS.

Note: The envelope icon next to your correspondence denotes it is awaiting a response.

Previous



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Request for Information

Request for Information		Created by brent admin 11/08/2007 01:05:11 PM
Awaiting RFI Response		Sent to Applicant by the Help Desk 11/08/2007
ACTIONS		
Close		
RFI Response		

Title (RFI and Notification Only):
Tech RFI

To: (Letter will be sent via hard copy)

cc:

Subject: SAFETY Act Application Q-JOHNDOE-JD001-1

Body: It is our practice to accommodate reasonable delays in the processing of applications to enable applicants to fully document their positions; however, we will be unable to delay the processing of your application for more than 21 days from the date of our 11/8/2007 request. Accordingly, if no response is received to this request by 11/29/2007, your application will be considered abandoned and closed on the SAFETY Act website. Please note, however, that no prejudice attaches to the closing of your application. If you have any questions, please contact the Office of SAFETY Act Implementation. Review the contents of this RFI, or if you wish to provide additional information, please click on the "RFI Response" link in the Actions menu.

Review the contents of the RFI. Select the hyperlinked text to view the DHS RFI letter and Select "RFI Response" under the Actions menu





Request for Information

RFI Response

Created by JOHNDOE 11/08/2007 01:12:28 PM

Fields marked with an asterisk (*) are required

*Comments

Enter comments concerning your file attachments below.

Comments: Describe the files you are attaching below, including filename, question from the RFI to which is relevant and any other comments you have.

ACTIONS

Cancel

Save as Draft

Save as Draft & Close

Submit as Final

Complete the RFI Response and attach any necessary documents.

File Attachments

Upload files using the "Browse" buttons below.

It is recommended that you submit files in compressed .ZIP format to conserve bandwidth. You may also submit multiple files in a single .ZIP.

C:\Documents and Sett



UNCLASSIFIED



Request for Information

- You have three options after completing the response:
 - Save As Draft
 - It is strongly suggested that you save as draft regardless of final selection to prevent the loss of information due to computer failure.
 - Save As Draft & Close
 - Submit as Final





Request for Information

RFI Response

Created by JOHNDOE 11/08/2007 01:12:28 PM

Fields marked with an asterisk (*) are required

*Comments

Enter comments concerning your file attachments below.

Comments: Describe the files you are attaching below, including filename, question from the RFI to which is relevant and any other comments you have.

ACTIONS

Cancel

Save as Draft

Save as Draft & Close

Submit as Final

Select "Submit as Final" under the Actions menu

File Attachments

Upload files using the "Browse" buttons below.

It is recommended that you submit files in compressed .ZIP format to conserve bandwidth. You may also submit multiple files in a single .ZIP.

C:\Documents and Sett

Browse...

Browse...



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Request for Information

RFI Response

Created by JOHNDOE 11/08/2007 01:12:28 PM

ACTIONS

Cancel

Save as Draft

Save as Draft & Close

Submit as Final

Fields marked with an asterisk (*) are required

*Comments

Enter comments concerning your file attachments below.

Comments: Describe the files you are attaching below, including filename, question from the RFI to which is relevant and any other comments you have.

Microsoft Internet Explorer



WARNING: If you submit this RFI Response as Final, you will no longer be able to edit it.

Are you sure you wish to submit as Final?

OK

Cancel

File Attachment

Upload files using the "Browse" buttons below.

It is recommended that you submit multiple files in a single upload.

C:\Documents and Settings\JOHNDOE\My Documents\RFI Response\

When you select "Submit As Final" you will receive a prompt confirming that you wish to submit the RFI. Select "OK" to continue or "Cancel" to make changes to your application.



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Request for Information



SAFETY ACT

Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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My Applications

Applications by **JOHNDOE** sort by Date

 Denotes an application is awaiting response from the applicant.

Submission Date	App ID	Status	ATT Name
<u>11/08/2007</u>	Q-JOHNDOE-JD001-1	Evaluation	John's Technology

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Applicant Tools

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- [My Closed Applications](#)

Account Center

JOHNDOE

- [Edit My Account](#)

Once you select "OK" you will be taken back to this screen.

Note: The envelope icon will not appear next to your application once you have completed all necessary responses.





Insurance Certification

If you have been granted Designation or Designation & Certification, you will be asked to submit Insurance Information.



UNCLASSIFIED



Insurance Certification




Login with your username and password



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Insurance Certification



SAFETY ACT

Support Anti-Terrorism by Fostering Effective Technologies Act of 2002

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Creating an Application

OMB No. 1640-0001; Expires 01/31/2010

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[Create New Designation Application](#) (full Application for QATT Designation)

[Create New Designation and Certification Application](#) (full Application for combined QATT Designation and GCD Certification)

[Create New DT&E Designation Application](#) (full Application for Developmental Testing and Evaluation Designation)

[Download and review full Application Kit and instructions](#)

** POPUP BLOCKERS **

You must disable all popup blockers you may have running in order to successfully submit an application.

Applicant Tools

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Account Center

JOHNDOE

[Edit My Account](#)

[Change My Password](#)

Select "My Open Applications" under View in the Applicant Tools menu



UNCLASSIFIED



Insurance Certification



SAFETY ACT

Support Anti-terrorism by Fostering Effective Technologies Act of 2001

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[ABOUT](#) [FAQs](#) [HELP TOPICS](#) [HELP REQUEST](#) [FORMS & INFO](#) [SECURITY/PRIVACY NOTICE](#) [DHS.GOV](#)

My Applications

Applications by **JOHNDOE** sort by

 Denotes an application is awaiting response from the applicant.

Submission Date	App ID	Status	ATT Name
 11/08/2007	Q-JOHNDOE-JD001-1	<u>Pending Initial Insurance</u>	John's Technology

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Applicant Tools

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[Application](#)
[Procurement Application](#)

View
[My Open Applications](#)
[My Closed Applications](#)

Account Center

JOHNDOE
[Edit My Account](#)
[Change My Password](#)

Select your application which has the status of "Pending Initial Insurance" by clicking on the date field next to the Application ID





Insurance Certification

QATT Application

Received Via: Online Form

Additional Attachments: No

Decision: Designated

Status: Pending Initial Insurance

Awaiting Insurance Certification

Application ID #: Q-JOHNDOE-JD001-1

Initial Award Date: 11/08/2007

Insurance Due Date: 12/08/2007

Expiration Date: 11/08/2012

ACTIONS

Close
Printable Version
Create Revision App
Create Clone App
Create Notice of Mod

Next

SELLER INFORMATION

Registration Information

Applicant ID	JOHNDOE
Seller Name	User Guide
Data Universal Numbering System (DUNS) Number	259
North American Industry Classification System (NAICS) Code	2451-5562

Principal POC Information

Name	John Doe
Address	123 Test dr. Chantilly Virginia 20151 United States
Telephone Number	703-555-6789

SECTIONS

1. Seller Information
2. Application Details
3. Declaration
4. Related Links

Select "Related Links"



UNCLASSIFIED



Insurance Certification

QATT Application

Received Via: Online Form
Additional Attachments: No
Decision: Designated
Status: Pending Initial Insurance
Awaiting Insurance Certification

Application ID #: Q-JOHNDOE-JD001-1

Initial Award Date: 11/08/2007
Insurance Due Date: 12/08/2007
Expiration Date: 11/08/2012

ACTIONS

Close
Printable Version
Create Revision App
Create Clone App
Create Notice of Mod

Previous

RELATED LINKS

Correspondence

Completion Notice	11/08/2007
Applicant Response	11/08/2007
RFI: Tech RFI	11/08/2007
Applicant Response	11/08/2007
Award Decision	11/08/2007

Insurance

 Insurance Certification (DRAFT)	11/08/2007
--	------------

SECTIONS

1. Seller Information
2. Application Details
3. Declaration
4. Related Links

Select "Insurance Certification"



UNCLASSIFIED



Insurance Certification

Insurance Certification


Created on 11/08/2007 01:46:00 PM
Due Date 12/08/2007

Insurance Details

Comments:

File Attachments:

Related Links:

 [Insurance Certification \(DRAFT\)](#)

11/08/2007

ACTIONS

Close
Edit
Create Response

Review the content of the
Insurance Certification and
Select "Create Response"



UNCLASSIFIED



Insurance Certification

Insurance Information Response

Created on 11/08/2007 01:49:16 PM

Response Details

*Comments:

Insurance information response

ACTIONS

Cancel

Submit

File Attachments:

Attach softcopy of the letter and/or receipt using the "Browse" button

C:\Documents and Settings\...

Browse...

Browse...

Related Links:

[Insurance Certification \(DRAFT\)](#)

11/08/2007

Complete the Insurance Information Response details and attach any necessary documents and Submit.



UNCLASSIFIED



Insurance Certification

Insurance Certification

Created on 11/08/2007 01:46:00 PM
Due Date 12/08/2007

Insurance Details

Comments:

File Attachments:

Related Links:

 [Insurance Certification \(DRAFT\)](#)

11/08/2007

[Response by Applicant at 01:52:10 PM](#)

11/08/2007

ACTIONS

[Close](#)

[Edit](#)

[Create Response](#)

You should see your response here. You may submit additional information by selecting Create Response and repeating the previous steps.

Select "Close"



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Insurance Certification

**SAFETY ACT**
Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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My Applications

Applications by **JOHNDOE** sort by

 Denotes an application is awaiting response from the applicant.

Submission Date	App ID	Status	ATT Name
 <u>11/08/2007</u>	Q-JOHNDOE-JD001-1	Pending Initial Insurance	John's Technology

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JOHNDOE
[Edit My Account](#)
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Once you select "Close" you will be returned to this screen.

Note: the envelope will remain until DHS reviews your Insurance Response.





Modification Notice

The purpose of submitting a Modification Notice is to inform DHS that you have made changes or plan to make changes to your Designated Anti-terrorism Technology.



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Modification Notice




Login with your username and password



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Modification Notice



SAFETY ACT

Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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Creating an Application

OMB No. 1640-0001; Expires 01/31/2010
Persons are not required to respond to this collection of information unless it displays a currently valid OMB control number.

First Time Applicants:
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[Create New Pre Application](#) (request for Pre-Application Consultation)
[Create New Designation Application](#) (full Application for QATT Designation)
[Create New Designation and Certification Application](#) (full Application for combined QATT Designation and GCD Certification)
[Create New DT&E Designation Application](#) (full Application for Developmental Testing and Evaluation Designation)

[Download and review full Application Kit and instructions](#)

**** POPUP BLOCKERS ****
You must disable all popup blockers you may have running in order to successfully submit an application.

Applicant Tools

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Select "My Open Applications" under View in the Applicant Tools menu



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Modification Notice



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My Applications

Applications by **JOHNDOE** sort by

Denotes an application is awaiting response from the applicant.

Submission Date	App ID	Status	ATT Name
11/08/2007	Q-JOHNDOE-JD001-1	Awarded	John's Technology

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In order to complete a Modification Notice your application must have the status of "Awarded" or "Pending Initial Insurance".





Modification Notice

QATT Application

Received Via: Online Form
Additional Attachments: No
Decision: Designated
Status: **Awarded**

Application ID #: Q-JOHNDOE-JD001-1

Initial Award Date: 11/08/2007
Expiration Date: 11/08/2012

ACTIONS

Close
Printable Version
Create Revision App
Create Clone App
Create Notice of Mod

Next

SELLER INFORMATION

Registration Information

Applicant ID	JOHNDOE
Seller Name	User Guide
Data Universal Numbering System (DUNS) Number	259
North American Industry Classification System (NAICS) Code	2451-5562

Principal POC Information

Name	John Doe
Address	123 Test dr. Chantilly Virginia 20151 United States
Telephone Number	703-555-6789

SECTIONS

1. Seller Information
2. Application Details
3. Declaration
4. Related Links

Select "Create Notice of Mod"



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Modification Notice

Modification to Designation

Submission Date: 11/08/2007

Fields marked with an asterisk (*) are required.

*** Only submit this modification if you have made changes, or plan to make changes, to your designated ATT technology description.**

Next

Important: Read carefully and comply precisely with the related Instructions for completing a Modification.

After completing this Seller Information page, please proceed to the next section by selecting "Modification Details" on the Sections menu located on the right-hand side of this screen. Please ensure the accuracy of the information below. If the information has changed:

- Select Edit My Account Info
- Make the necessary changes to your Applicant Registration
- Select Submit
- Reset the Seller Information below using the "Reset Seller Information"

Reset Seller Information

ACTIONS

Cancel
Delete

Save as Draft
Save as Draft & Close
Submit as Final
Modification Instructions

SECTIONS

1. Seller Information
2. Modification Details
3. Related Links

Check the Seller Information then select "Modification Details"

Note: Click here to update your Applicant information on your Application.



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Modification Notice

Modification to Designation

Submission Date: 11/08/2007

Fields marked with an asterisk (*) are required.

*** Only submit this modification if you have made changes, or plan to make changes, to your designated ATT technology description.**

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MODIFICATION DETAILS

M1. Seller Name

User Guide

M1.1. * Public Web site Listing

If your Technology is awarded SAFETY Act coverage, you have the opportunity to be listed on the SAFETY Act Web site as a Designated Seller of anti-terrorism technologies. [For example, if you apply for Designation and Certification and receive Designation, your Technology will be listed on the Web site. Or, if you are granted DT&E Designation, regardless of which you will be so listed on the Web site. Note: By statute, all Certified Technologies will be listed on the Approved Products List for Homeland Security on the Web site.]

(Choose one)

- ☒ I wish to have this Technology listed on the public Web site under the appropriate classification.
- ☐ I do not wish to have this Technology listed on the public Web site under the appropriate classification.

M2. Qualified Anti-Terrorism Technology (QATT) information

ACTIONS

Cancel
Delete

Save as Draft
Save as Draft & Close
Submit as Final
Modification Instructions

SECTIONS

1. Seller Information
2. **Modification Details**
3. Related Links

Complete the Modification Form



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Modification Notice

- You have three options after completing the Modification:
 - Save As Draft
 - It is strongly suggested that you save as draft regardless of final selection to prevent the loss of information due to computer failure.
 - Save As Draft & Close
 - Submit as Final





Modification Notice

Modification to Designation

Submission Date: 11/08/2007

Fields marked with an asterisk (*) are required.

*** Only submit this modification if you have made changes, or plan to make changes, to your designated ATT technology description.**

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Next

MODIFICATION DETAILS

M1. Seller Name

User Guide

M1.1. * Public Web site Listing

If your Technology is awarded SAFETY Act coverage, you have the opportunity to be listed on the SAFETY Act Web site as a Designated Seller of anti-terrorism technologies. [For example, if you apply for Designation and Certification and receive Designation, your Technology will be listed under Designated Technologies. Or, if you are granted DT&E Designation, regardless of which protection you will be so listed on the Web site. Note: By statute, all Certified Technologies will be listed on the Approved Products List for Homeland Security on the Web site.]

(Choose one)

- ☒ I wish to have this Technology listed on the public Web site under the appropriate classification.
- ☐ I do not wish to have this Technology listed on the public Web site under the appropriate classification.

M2. Qualified Anti-Terrorism Technology (QATT) information

ACTIONS

Cancel
Delete

Save as Draft
Save as Draft & Close
Submit as Final
Modification Instructions

SECTIONS

1. Seller Information
2. Modification Details
3. Related Links

Select "Submit as Final"



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Modification Notice

Modification to Designation

Submission Date: 11/08/2007

Fields marked with an asterisk (*) are required.

*** Only submit this modification if you have made changes, or plan to make changes, to your designated ATT technology description.**

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Next

ACTIONS

Cancel
Delete

Save as Draft
Save as Draft & Close
Submit as Final

on Instructions

MODIFICATION

M1. Seller Name

User Guide

M1.1. * Public

If your Technology

Act Web site a

Designation a

Technologies. Or, if you are granted DT&E Designation, regardless of which protection you applied for,

you will be listed on the Web site. Note: By statute, all Certified Technologies will be displayed in the

Approve

(Choose

☒ I wish

☐ I do

classified

Microsoft Internet Explorer



WARNING: If you submit this Modification as Final, you will no longer be able to edit it.

Are you sure you wish to submit as Final?

OK

Cancel

ACTIONS

Information

ation Details

d Links

Once you have selected "Submit As Final" you will receive a prompt confirming that you wish to submit the Modification Notice. Select "OK" to continue or "Cancel" to make additional changes to your Modification Notice.



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Modification Notice

CERTIFICATION

The undersigned certifies that he/she is a duly authorized representative of the above referenced Designation Holder. The undersigned further certifies that the information above is accurate and complete. The Designation Holder understands that any significant change or modification to the Qualified Anti-Terrorism Technology will automatically terminate the Designation absent prior written approval by the appropriate Department of Homeland Security official before implementation of the change or modification. False representations constitute a violation of 18 U.S.C. §1001 and are punishable by fine and imprisonment.

ACTIONS

Cancel

Submit

Accept/Sign

Signature: Date:
Title:

Before you can complete your Modification Notice you must sign and accept the online certification.

Enter your Title and select "Accept/Sign"



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Modification Notice

CERTIFICATION

The undersigned certifies that he/she is a duly authorized representative of the above referenced Designation Holder. The undersigned further certifies that the information above is accurate and complete. The Designation Holder understands that any significant change or modification to the Qualified Anti-Terrorism Technology will automatically terminate the Designation absent prior written approval by the appropriate Department of Homeland Security official before implementation of the change or modification. False representations constitute a violation of 18 U.S.C. §1001 and are punishable by fine and imprisonment.

Accept/Sign

Example, CEO

Signature:

Date: 11/08/2007

Title:

ACTIONS

Cancel

Submit

Select "Submit"



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Modification Notice

**SAFETY ACT**
Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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Applications by **JOHNDOE** sort by

 Denotes an application is awaiting response from the applicant.

Submission Date	App ID	Status	ATT Name
<u>11/08/2007</u>	Q-JOHNDOE-JD001-1	Awarded	John's Technology

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JOHNDOE
[Edit My Account](#)
[Change My Password](#)

Once you select "Close" you will be returned to this screen



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New Revisions of an Application

If you have an application that was denied by DHS, you withdrew, had closed, or if you have a Designated Technology and you wish to apply for Certification, you may create a “New Revision” Application. The process of creating a New Revision application benefits you as it pulls in information from your previously closed or designated application.





New Revisions of an Application




Login with your username and password



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New Revisions of an Application





SAFETY ACT

Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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Creating an Application

OMB No. 1640-0001; Expires 01/31/2010
Persons are not required to respond to this collection of information unless it displays a currently valid OMB control number.

First Time Applicants:

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[Create New Pre Application](#) (request for Pre-Application Consultation)
[Create New Designation Application](#) (full Application for QATT Designation)
[Create New Designation and Certification Application](#) (full Application for combined QATT Designation and GCD Certification)
[Create New DT&E Designation Application](#) (full Application for Developmental Testing and Evaluation Designation)

[Download and review full Application Kit and instructions](#)

**** POPUP BLOCKERS ****
You must disable all popup blockers you may have running in order to successfully submit an application.

Applicant Tools

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JOHNDOE
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[Change My Password](#)

Select "My Closed Applications" under View in the Applicant Tools menu





New Revisions of an Application



SAFETY ACT

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My Closed Applications

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App ID	Status	ATT Name	Submission Date
Q-JOHNDOE-TESTTECH001-1	Closed	test technology	11/08/2007

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[Edit My Account](#)
[Change My Password](#)

Select your application



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New Revisions of an Application

QATT Application

Received Via: Online Form
Additional Attachments: No
Decision: Incomplete
Status: Closed

Application ID #: Q-JOHNDOE-TESTTECH001-1

Review Completed: 11/08/2007

ACTIONS

Close
Printable Version
Create Revision App
Create Done App

SECTIONS

1. Seller Information
2. Application Details
3. Declaration
4. Related Links

Next

SELLER INFORMATION

Registration Information

Applicant ID	JOHNDOE
Seller Name	User Guide
Data Universal Numbering System (DUNS) Number	259
North American Industry Classification System (NAICS) Code	2451-5562

Principal POC Information

Name	John Doe
Address	123 Test dr. Chantilly Virginia 20151 United States
Telephone Number	703-555-6789

Select "Create Revision App"



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New Revisions of an Application

Select Application Type

Select the type of application you wish to apply for now. All data on your existing application, along with any related attachments, will be copied over.

☒ Designation
☐ T&E Designation
☐ Block Designation
☐ Designation and Certification

ACTIONS

Cancel

Submit

Choose your Application Type and select "Submit"





New Revisions of an Application

QATT Application

Received Via: Online Form

Submission Date: 11/08/2007

Status: Draft

Fields marked with an asterisk (*) are required.

ACTIONS	
Cancel	
<hr/>	
Save as Draft	
Save as Draft & Close	
Submit as Final	
Change Application Type	
Application Instructions	

SECTIONS
1. Seller Information
2. Application Details
3. Related Links

Important: Read carefully and comply precisely with the related Instructions for completing a Designation Application.

After completing this Seller Information page, please proceed to the next section by selecting "ATT Details" on the Sections menu located on the right-hand side of this screen.

Please ensure the accuracy of the information below. If the information has changed:

- Select [Edit My Account Info](#)
- Make the necessary changes to your Applicant Registration
- Select Submit
- Reset the Seller Information below using the "Reset Seller Information" button

Reset Seller Information

SELLER INFORMATION

Registration Information

Applicant ID	JOHNDOE
Seller Name	User Guide
Data Universal Numbering System (DUNS) Number	259

Confirm the Seller Information and then select "Application Details" located under the Sections menu.

Note: Click here to update your Applicant information on your Application.



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New Revisions of an Application

OVERVIEW of the ANTI-TERRORISM TECHNOLOGY (ATT)

D4. Non-proprietary Summary

D4.1. * Name of your Technology ?

test technology

* D4.2. Company and Technology Description ?

Provide an overview of your company, including place of incorporation, a description of your business, and the Technology that is the subject of this Application.

Company and technology description

D4.3. * Internal Tracking Code

testTech001

NOTE: The internal tracking code is a short identifier that should be unique to each application. Tracking codes should contain both numbers and letters.

(e.g. if you are submitting a Designation Application, username is ABCINC., and internal tracking code 001, the application will appear with the identifier Q-ABINC-001.)

ACTIONS

Cancel

Save as Draft

Save as Draft & Close

Submit as Final

Change Application Type

Application Instructions

SECTIONS

1. Seller Information

2. Application Details

3. Related Links

The information in the “ATT Details” section and the required attachments will carry over from the previous application. Make any necessary changes or updates and continue.



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New Revisions of an Application

OVERVIEW of the ANTI-TERRORISM TECHNOLOGY (ATT)

D4. Non-proprietary Summary

D4.1. * Name of your Technology ?

test technology

*** D4.2. Company and Technology Description** ?

Provide an overview of your company, including place of incorporation, a description of your business, and the Technology that is the subject of this Application.

Company and Technology Description: Microsoft Internet Explorer

D4.3. * Internal Tracking Code

testTech001

NOTE: The internal tracking code is a short identifier that should be unique to each application. Tracking codes contain both numbers and letters.

[e.g. if you are submitting a Designation Application, username is ABCINC, and internal tracking code application will appear with the identifier Q-ABINC-001.]

ACTIONS

- Cancel
- Save as Draft
- Save as Draft & Close
- Submit as Final
- Change Application Type
- Application Instructions

SECTIONS

- Information
- Application Details
- Links

WARNING: If you submit this Application as Final, you will no longer be able to edit it.

Are you sure you wish to submit as Final?

OK Cancel

Once you select “Submit As Final” you will receive a prompt confirming that you wish to submit the application.

Select “OK” to continue or “Cancel” to make changes to your application.





New Revisions of an Application

DECLARATION

Under penalty of perjury, I declare, to the best of my knowledge and belief, that all statements made and information provided in this Application and any accompanying documents are true, correct, and complete.

ACTIONS
Cancel
Submit

Accept/Sign

Prepared By:

Title (if applicable):

Signature:

Date:

Before you can complete your submission you must sign and accept the online declaration.

Enter your Name and Title and select "Accept/Sign"



UNCLASSIFIED



New Revisions of an Application

DECLARATION

Under penalty of perjury, I declare, to the best of my knowledge and belief, that all statements made and information provided in this Application and any accompanying documents are true, correct, and complete.

Prepared By:

John Doe

Title (if applicable):

CEO

Signature:

✓ (signed electronically via website)

Date:

Thursday November 8, 2007

ACTIONS

Cancel

Submit

If you have completed the previous step correctly your declaration should be completely filled out and you may select "Submit"



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New Revisions of an Application

Application ID Number changed to:

Q-JOHNDOE-TESTTECH001-2



After you have completed your Declaration this window will appear with your Application ID.

This ID will be used to track your application.


Select "OK" to return to your application.



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New Revisions of an Application



SAFETY ACT

Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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My Closed Applications

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App ID	Status	ATT Name	Submission Date
Q-JOHNDOE-TESTTECH001-1	Closed	test technology	11/08/2007

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Account Center

JOHNDOE

- [Edit My Account](#)
- [Change My Password](#)

Once you select “OK” you will be returned to this screen.





Change Password



Login with your username and password



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Change Password

**SAFETY ACT**
Support Anti-terrorism by Fostering Effective Technologies Act of 2002

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Creating an Application

OMB No. 1640-0001; Expires 01/31/2010

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First Time Applicants:

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[Create New Designation Application](#) (full Application for QATT Designation)

[Create New Designation and Certification Application](#) (full Application for combined QATT Designation and GCD Certification)

[Create New DT&E Designation Application](#) (full Application for Developmental Testing and Evaluation Designation)

[Download and review full Application Kit and instructions](#)

** POPUP BLOCKERS **

You must disable all popup blockers you may have running in order to successfully submit an application.

Applicant Tools

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Account Center

JOHNDOE

[Edit My Account](#)

[Change My Password](#)

Click "Change My Password"



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Change Password

Password Change Request

Fields marked with an asterisk (*) are required.

User Account Information

User Name: JOHNDOE

*Old Password:

*New Password:

*Confirm New Password:

ACTIONS

Cancel

Submit

Complete this form and select
"Submit" under the Actions menu



UNCLASSIFIED



Change Password

DHS Password Change Successful

Your DHS SAFETY Act password has been changed. You are now being logged out of the system. You may login using your new password within a few minutes.

OK

If you have successfully reset your password, you will receive this notification message.

You will then be taken back to the SAFETY Act home page to log in again.

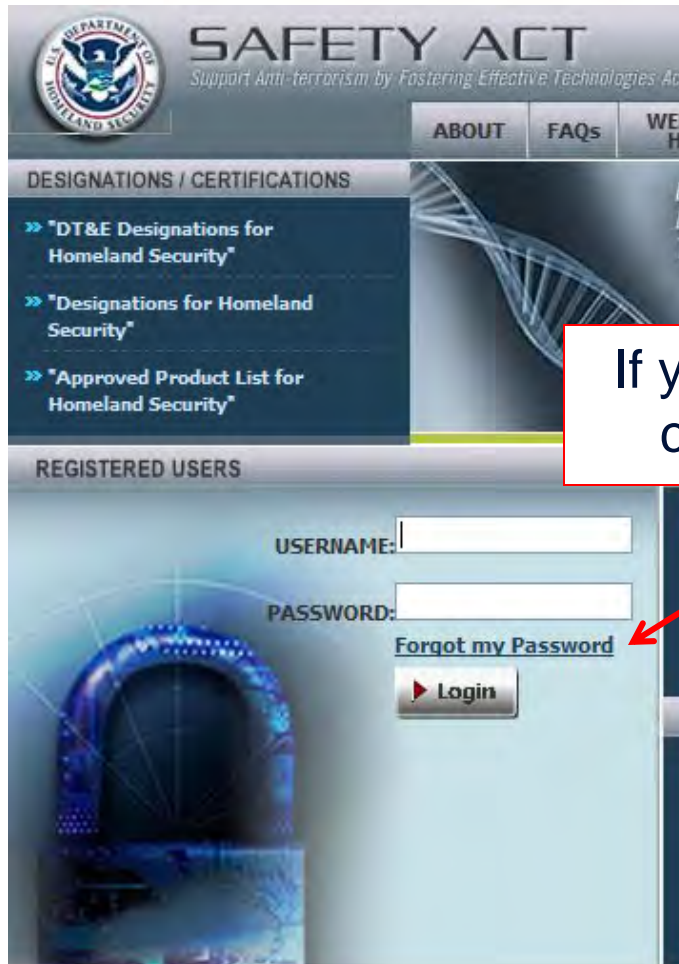
Please allow up to five minutes for the new password to take effect.



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Change Password



The screenshot shows the 'SAFETY ACT' website. At the top left is the U.S. Department of Homeland Security seal. The title 'SAFETY ACT' is prominently displayed, with the subtitle 'Support Anti-terrorism by Fostering Effective Technologies Act' below it. Navigation links for 'ABOUT', 'FAQs', and 'WEB' are visible. A section titled 'DESIGNATIONS / CERTIFICATIONS' lists three items: 'DT&E Designations for Homeland Security', 'Designations for Homeland Security', and 'Approved Product List for Homeland Security'. Below this is a 'REGISTERED USERS' section containing a login form with fields for 'USERNAME:' and 'PASSWORD:', a 'Forgot my Password' link, and a 'Login' button. A large blue padlock graphic is on the left side of the login form.

If you have forgotten your password, click the "Forgot My Password" link.





Change Password

Password Reset

Please complete the following form and your password will be reset and emailed to you.

User Account Information

User Name:

Email Address:

*If you do not have an email address, leave it blank and you will be contacted by the SAFETY Act Help Desk with your new password.

ACTIONS
Cancel
Submit



Complete this form and select "Submit." A randomly generated password will be emailed to your applicant email address.



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Help Desk

If further assistance is required please contact the
Help Desk

Phone: 1-866-788-9318

Email: helpdesk@safetyact.gov



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Annex C SAFETY Act Application Kit

SAFETY Act Application Kit

Department of Homeland Security
Science and Technology Directorate
S&T SAFETY
Room 1715
Mail Stop 8700
245 Murray Lane
Washington, D.C. 20528
1-866-788-9318
<http://www.safetyact.gov>

Privacy Act Notice: DHS Authority to Collect This Information: 6 U.S.C. §§ 441–444 (the “SAFETY Act”) and 6 C.F.R. Part 25, 71 Fed. Reg. 35147, 35159. **Principal Purposes:** DHS collects telephone numbers, addresses, and other identifying information for the purpose of contacting individuals seeking liability protections on issues related to the SAFETY ACT application process. **Routine Uses and Sharing:** In general, DHS will not use this information for any purpose other than DHS personnel contacting the individual. However, DHS may release this information of an individual on a case-by-case basis as described in the S&T SAFETY Act System of Records Notice (SORN), which can be found at: www.dhs.gov/privacy. **Disclosure:** Submission of this information is voluntary and an individual may opt not to provide the requested information or to provide only some of the information DHS requests. If an individual chooses to opt not to provide some or all of the requested information, DHS may not be able to process the individual’s request.

PRA Burden Statement: An agency may not conduct or sponsor an information collection and a person is not required to respond to this information collection unless it displays a current valid OMB control number and an expiration date. The control number for this collection is 1640-0001 and this form will expire on 03/31/2013. The estimated average time to complete the attached forms is as follows: DHS Form 10001: 10 hours per respondent, DHS Form 10002: 10 hours per respondent, DHS Form 10003: 50 hours per respondent, DHS Form 10004: 50 hours per respondent, DHS Form 10005: 50 hours per respondent, DHS Form 10006: 60 hours per respondent, DHS Form 10007: 40 hours per respondent, DHS Form 10008: 80 hours per respondent, DHS Form 10009: 1 hour per respondent, DHS Form 10010: 30 minutes per respondent, and DHS Form 10057: 50 hours per respondent. If you have any comments regarding the burden estimate you can write to Department of Homeland Security, Science and Technology Directorate, Washington, DC 20528.

DHS Form 10001, DHS Form 10002, DHS Form 10003, DHS Form 10004, DHS Form 10005, DHS Form 10006, DHS Form 10007, DHS Form 10008, DHS Form 10009, DHS Form 10010, and DHS Form 10057 (10/06)

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The objective of this report is to provide insight to Canadian industry partners of the CRTI/PSTP program into successfully applying for designation under the USA SAFETY Act, and preferably to be added to the Department of Homeland Security Approved Product List (APL). This will enable Canadian companies to access these markets with the outputs of CRTI or PSTP projects. The study also suggests how DRDC CSS can support Canadian companies receiving designation under the USA SAFETY Act.

L'objectif de ce rapport est de fournir l'information aux partenaires de l'industrie canadienne du programme de l'IRTC/PTSP pour appliquer avec succès la désignation en vertu de la Loi sur la Sécurité des États-Unis et de préférence, pour être ajouté à la Liste des Produits Approuvés (LPA) du Département de Sécurité publique américain. Cela permettra aux entreprises canadiennes d'accéder à ces marchés avec des résultats de projets de l'IRTC ou PTSP. L'étude indique également comment RDDC CSS peut soutenir les entreprises canadiennes recevant la désignation en vertu de la Loi sur la Sécurité des États-Unis

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US Safety Act; certification