

## **Section 2 Purpose and Scope**

The University of Kentucky Select Agent Program sets forth requirements regarding the possession or use at the University of Kentucky, receipt from outside the United States, or transfer within the United States or within the University of Kentucky, of select agents and toxins. These requirements are designed to implement provisions of the Public Health Security and Bioterrorism Preparedness and Response Act of 2002 (Public Law 107-188). The Act was designed to provide protection against the effects of misuse of select agents and toxins whether inadvertent or the result of terrorist acts against the United States homeland or other criminal acts. The select agents and toxins subject to these requirements have the potential to pose a severe threat to public health and safety. The University of Kentucky Select Agent Program was developed to ensure compliance with the regulations designed to implement the Act. These regulations, issued by HHS and USDA, include 42 CFR 73, 7 CFR 331, and 9 CFR 121.

The University of Kentucky Select Agent Program does not set requirements for the exportation of select agents or toxins. The US Department of Commerce has primary responsibility for regulating the exportation of microorganisms and toxins in Title 15 of the Code of Federal Regulations.

The University of Kentucky Select Agent Program does not set requirements for the transportation in commerce of select agents or toxins. The US Department of Transportation has primary responsibility for regulating the transportation of such select agents and toxins as hazardous materials under 49 CFR parts 171 through 180.