

Office of the Provost

276 Garland Hall / 3400 N. Charles Street
Baltimore MD 21218-2692
410-516-8765 / FAX 410-516-8035

Theodore O. Poehler
Vice Provost for Research

August 8, 2002

To: Biomedical Research Faculty
Clinical Research Faculty
Research Laboratory Managers

From: Theodore O. Poehler



Re: "Public Health Security and Bioterrorism Preparedness and Response Act of 2002" /
Inventory of Biohazards

On June 12, 2002, the President signed the Public Health Security and Bioterrorism Preparedness and Response Act of 2002 (The Act). The Act requires that all universities in possession of any "Select Agent" notify the Secretary of the Department of Health and Human Services (DHHS) by September 10, 2002. Section 213(b) of The Act requires all persons in possession of any "High Consequence Livestock Pathogen or Toxin" notify the Secretary of the U.S. Department of Agriculture (USDA) by October 8, 2002. The initial Inventory of Biohazards conducted in January of this year does not fulfill the requirements of the new law, so we are compelled to repeat the effort.

Faculty, Clinicians and Principal Investigators involved with microbiological and biomedical research throughout the JHMI & JHU must complete this form. **Please note that there are no exemptions from this reporting requirement.** In the past, positive controls and other reference standards, vaccine strains and FDA licensed products (e.g. BOTOX) were exempted from reporting under the Select Agent regulation. **Exemptions from the reporting requirement no longer exist.**

I have asked the Department of Health, Safety & Environment to gather this information and prepare our response to the legislation cited above. Please review the attached list of Select Agents and High Consequence Livestock Pathogens, check the appropriate column to indicate if you possess the material. Forward the completed form by fax to: John Balog, Biosafety Officer, (410) 955-5929. This form will remain available at <http://www.hopkinsmedicine.org/hse/forms.htm> for use by all new and current faculties conducting biomedical research to report inventory of research materials.



Please contact John Balog with questions or for more detail, especially if you plan to obtain any of these agents in the future. Undeclared possession of these materials by an individual(s) is subject to a \$250,000.00 fine and/or up to 60 months in jail or both. In order for the University to comply with the reporting requirement, your prompt response is appreciated and due at the latest by 5:00 PM Thursday September 5, 2002. Thank you.

cc: Edward J. Bernacki, M.D., M.P.H., Executive Director, Health, Safety & Environment
Chi Dang, M.D., Ph.D., Vice Dean of Research, SOM
Estelle Fishbein, Vice-President & General Counsel, JHU
Sharon Krag, Ph.D., Associate Dean for Graduate Education & Research,
Gary Ostrander, Associate Dean of Research, Arts & Sciences
Joanne Pollak, Vice President & General Counsel, JHHS