

- (3) the destruction of spoils of war by troops in the field;
- (4) the return of spoils of war to previous owners from whom such property had been seized by enemy forces; or
- (5) minor articles of personal property which have lawfully become the property of individual members of the armed forces as war trophies pursuant to public written authorization from the Department of Defense.

(Pub. L. 103-236, title V, § 556, Apr. 30, 1994, 108 Stat. 483.)

**CHAPTER 40—DEFENSE AGAINST WEAPONS OF MASS DESTRUCTION**

- Sec. 2301. Findings.
  - 2302. Definitions.
- SUBCHAPTER I—DOMESTIC PREPAREDNESS.**
- 2311. Response to threats of terrorist use of weapons of mass destruction.
    - (a) Enhanced response capability.
    - (b) Report required.
  - 2312. Emergency response assistance program.
    - (a) Program required.
    - (b) Coordination.
    - (c) Eligible participants.
    - (d) Involvement of other Federal agencies.
    - (e) Available assistance.
    - (f) Limitations on Department of Defense assistance to law enforcement agencies.
    - (g) Administration of Department of Defense assistance.
    - (h) Funding.
  - 2313. Nuclear, chemical, and biological emergency response.
    - (a) Department of Defense.
    - (b) Department of Energy.
    - (c) Funding.
  - 2314. Chemical-biological emergency response team.
    - (a) Department of Defense rapid response team.
    - (b) Addition to Federal response plan.
  - 2315. Testing of preparedness for emergencies involving nuclear, radiological, chemical, and biological weapons.
    - (a) Emergencies involving chemical or biological weapons.
    - (b) Emergencies involving nuclear and radiological weapons.
    - (c) Annual revisions of programs.
    - (d) Options to transfer responsibility.
    - (e) Funding.
  - 2316. Actions to increase civilian expertise.
    - (a) to (c) Omitted.
    - (d) Civilian expertise.
    - (e) Reports.
  - 2317. Rapid response information system.
    - (a) Inventory of rapid response assets.
    - (b) Master inventory.
    - (c) Addition to Federal response plan.
    - (d) Database on chemical and biological materials.
    - (e) Access to inventory and database.

**SUBCHAPTER II—INTERDICTION OF WEAPONS OF MASS DESTRUCTION AND RELATED MATERIALS**

- 2331. Procurement of detection equipment for United States border security.
- 2332. Sense of Congress concerning criminal penalties.
  - (a) Sense of Congress concerning inequity of sentencing guidelines.

- Sec. 2333. International border security.
  - (a) Secretary of Defense responsibility.
  - (b) Funding.
  - (c) Assistance to states of former Soviet Union.

**SUBCHAPTER III—CONTROL AND DISPOSITION OF WEAPONS OF MASS DESTRUCTION AND RELATED MATERIALS THREATENING THE UNITED STATES**

- 2341. Elimination of plutonium production.
  - (a) Replacement program.
  - (b) Program requirements.
  - (c) Submission of program plan to Congress.

**SUBCHAPTER IV—COORDINATION OF POLICY AND COUNTERMEASURES AGAINST PROLIFERATION OF WEAPONS OF MASS DESTRUCTION**

- 2351. National Coordinator on Nonproliferation.
  - (a) Designation of position.
  - (b) Duties.
  - (c) Allocation of funds.
- 2352. National Security Council Committee on Nonproliferation.
  - (a) Establishment.
  - (b) Membership.
  - (c) Responsibilities.
- 2353. Comprehensive preparedness program.
  - (a) Program required.
  - (b) Content of program.
  - (c) Report.
- 2354. Termination.

**SUBCHAPTER V—MISCELLANEOUS**

- 2361. Sense of Congress concerning contracting policy.
- 2362. Transfers of allocations among cooperative threat reduction programs.
- 2363. Sense of Congress concerning assistance to states of former Soviet Union.
- 2364. Purchase of low-enriched uranium derived from Russian highly enriched uranium.
  - (a) Sense of Congress.
  - (b) Actions by Secretary of State.
- 2365. Sense of Congress concerning purchase, packaging, and transportation of fissile materials at risk of theft.
- 2366. Reports on acquisition of technology relating to weapons of mass destruction and advanced conventional munitions.
  - (a) Reports.
  - (b) Form of reports.
- 2367. Annual report on threat posed to United States by weapons of mass destruction, ballistic missiles, and cruise missiles.
  - (a) Annual report.
  - (b) Consultation.
  - (c) Matters to be included.
  - (d) Classification.

**§ 2301. Findings**

Congress makes the following findings:

- (1) Weapons of mass destruction and related materials and technologies are increasingly available from worldwide sources. Technical information relating to such weapons is readily available on the Internet, and raw materials for chemical, biological, and radiological weapons are widely available for legitimate commercial purposes.
- (2) The former Soviet Union produced and maintained a vast array of nuclear, biological, and chemical weapons of mass destruction.
- (3) Many of the states of the former Soviet Union retain the facilities, materials, and