

Section 1506, Pub. L. 86-380, §6, Sept. 24, 1959, 73 Stat. 705; Pub. L. 88-426, title III, §306(e), Aug. 14, 1964, 78 Stat. 429; Pub. L. 89-733, §§3, 4, Nov. 2, 1966, 80 Stat. 1162, which related to powers of Commission and administrative provisions, was transferred to section 4276 of Title 42.

Section 1507, Pub. L. 86-380, §7, Sept. 24, 1959, 73 Stat. 706; Pub. L. 89-733, §5, Nov. 2, 1966, 80 Stat. 1162, which related to compensation of members of Commission, was transferred to section 4277 of Title 42.

Section 1508, Pub. L. 86-380, §8, Sept. 24, 1959, 73 Stat. 706, which authorized appropriations, was transferred to section 4278 of Title 42.

Section 1509, Pub. L. 86-380, §9, as added Pub. L. 89-733, §6, Nov. 2, 1966, 80 Stat. 1162, which related to receipt of funds and to consideration of these funds by Congress in making appropriations for Commission, was transferred to section 4279 of Title 42.

### CHAPTER 32—CHEMICAL AND BIOLOGICAL WARFARE PROGRAM

- Sec.
1511. Repealed.
1512. Transportation, open air testing, and disposal; Presidential determination; report to Congress; notice to Congress and State Governors.
- 1512a. Transportation of chemical munitions.
- (a) Prohibition of transportation across State lines.
- (b) Transportation of chemical munitions not in chemical weapons stockpile.
1513. Deployment, storage, and disposal; notification to host country and Congress; international law violations; reports to Congress and international organizations.
1514. "United States" defined.
1515. Suspension; Presidential authorization.
1516. Delivery systems.
1517. Immediate disposal when health or safety are endangered.
1518. Disposal; detoxification; report to Congress; emergencies.
1519. Lethal binary chemical munitions.
- 1519a. Limitation on procurement of binary chemical weapons.
1520. Repealed.
- 1520a. Restrictions on use of human subjects for testing of chemical or biological agents.
- (a) Prohibited activities.
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- (c) Informed consent required.
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- (e) "Biological agent" defined.
1521. Destruction of existing stockpile of lethal chemical agents and munitions.
- (a) In general.
- (b) Date for completion.
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- (d) Plan.
- (e) Management organization.
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- (g) Periodic reports.
- (h) Prohibition on acquiring certain lethal chemical agents and munitions.
- (i) Reaffirmation of United States position on first use of chemical agents and munitions.
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1522. Conduct of chemical and biological defense program.
- (a) General.
- (b) Management and oversight.
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- Sec.
1523. Annual report on chemical and biological warfare defense.
- (a) Report required.
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1524. Agreements to provide support to vaccination programs of Department of Health and Human Services.
- (a) Agreements authorized.
- (b) Report.
1525. Assistance for facilities subject to inspection under Chemical Weapons Convention.
- (a) Assistance authorized.
- (b) Reimbursement requirement.
- (c) Definitions.
1526. Effective Use of Resources for Nonproliferation Programs.
- (a) Prohibition.
- (b) Exception.

### § 1511. Repealed. Pub. L. 104-106, div. A, title X, § 1061(k), Feb. 10, 1996, 110 Stat. 443

Section, Pub. L. 91-121, title IV, §409(a), Nov. 19, 1969, 83 Stat. 209; Pub. L. 93-608, §2(4), Jan. 2, 1975, 88 Stat. 1971; Pub. L. 97-375, title II, §203(a)(2), Dec. 21, 1982, 96 Stat. 1822, directed Secretary of Defense to submit an annual report to Congress on expenditures for research, development, test, and evaluation of all lethal and non-lethal chemical and biological agents.

### § 1512. Transportation, open air testing, and disposal; Presidential determination; report to Congress; notice to Congress and State Governors

None of the funds authorized to be appropriated by this Act or any other Act may be used for the transportation of any lethal chemical or any biological warfare agent to or from any military installation in the United States, or the open air testing of any such agent within the United States, or the disposal of any such agent within the United States until the following procedures have been implemented:

(1) the Secretary of Defense (hereafter referred to in this chapter as the "Secretary") has determined that the transportation or testing proposed to be made is necessary in the interests of national security;

(2) the Secretary has brought the particulars of the proposed transportation, testing, or disposal to the attention of the Secretary of Health and Human Services, who in turn may direct the Surgeon General of the Public Health Service and other qualified persons to review such particulars with respect to any hazards to public health and safety which such transportation, testing, or disposal may pose and to recommend what precautionary measures are necessary to protect the public health and safety;

(3) the Secretary has implemented any precautionary measures recommended in accordance with paragraph (2) above (including, where practicable, the detoxification of any such agent, if such agent is to be transported to or from a military installation for disposal); *Provided, however*, That in the event the Secretary finds the recommendation submitted by the Surgeon General would have the effect of preventing the proposed transportation, testing, or disposal, the President may determine that overriding considerations of national security require such transportation,