

SAFETY HEALTH GUIDELINE



Biomedical Safety 

College of Biological Sciences
Safety Page

Subject: USA Patriot Act Select Agent Security Requirements

Date: 01-09-02

Revision: 00

Page: 1 of 5

SUMMARY: In the interest of national security, the USA Patriot Act was signed into law to, among other things, establish specific requirements for the control and use of biohazardous materials referred to as ‘select agents’. Among the requirements is the need to identify materials and eliminate access for a population of individuals who have been defined by the Act as ‘Restricted Persons’. This Guideline establishes a procedure to be used toward meeting requirements of the Act.

SCOPE: This Guideline applies to any research or other operation that currently has in possession, uses, or wishes to transfer or receive a biohazardous material listed by the CDC as a ‘select agent’. (See Appendix A)

REFERENCE

- REGULATIONS:** - USA Patriot Act of 2001 (Public Law 107-56).
- Centers for Disease Control and Prevention (42 CFR 72.6)
“Additional requirements for facilities transferring or receiving select agents.” Final Rule, Federal Register, Oct. 24, 1996.
 - The Antiterrorism and Effective Death Penalty Act of 1996 (Public Law 104-132).
 - The Controlled Substances Act (21 U.S.C. 802).
 - Immigration and Nationality Act (8 U.S.C. 1101).

DEFINITIONS:

Select Agent - A viable biological agent or its toxin, which causes or may cause disease in humans or animals, and includes those agents listed in 42 CFR 72. Select agent does not include any such biological agent or toxin that is in its naturally occurring environment, if the biological agent or toxin has not been cultivated, collected, or otherwise extracted from its natural source. (Refer to Appendix A for current list of ‘select agents’)

Restricted Person – An individual who:

- Is under indictment for a crime punishable by imprisonment for a term exceeding 1 year;
- Has been convicted in any court of a crime punishable by imprisonment for a term exceeding 1 year;
- Is a fugitive from justice;
- Is an unlawful user of any controlled substance (as defined in section 102 of the Controlled Substances Act – see Appendix D);
- Is an alien illegally or unlawfully in the United States;
- Has been adjudicated as a mental defective or has been committed to any mental institution;
- Is an alien (other than an alien lawfully admitted for permanent residence) who is a national of a country as to which the Secretary of State has made a determination (that remains in effect) that such country has repeatedly provided support for acts of international terrorism (Refer to Appendix B for current list of countries); or
- Has been discharged from the Armed Services of the United States under dishonorable conditions.

Alien – Is any person who is not a citizen or a national of the United States.

Access – The ability of an individual to gain entry into a space where a select agent is used or stored. Escorted or unescorted conditions are not to be a consideration in this definition, nor are locked or unlocked conditions of the select agent stocks.

RESPONSIBILITY:

Deans, Directors and Department Heads

- Notify the Director, Occupational Safety & Environmental Health (OSEH) in the event the department has in possession, or plans to use, any ‘select agent’ as identified in Appendix A.
- Assure compliance with requirements of this Guideline, as well as follow on direction from OSEH or Department of Public Safety (DPS), in order to meet the safety and security procedures under the Patriot Act.
- Assist the facility to ensure operations appropriately restrict access.
- Principal Investigators with Select Agents in Possession
- Work with OSEH and DPS to implement procedures to maintain the security of Select Agents.
- Assure that all Select Agent use or possession is registered with the University’s Biosafety Officer (BSO).
- Supply to OSEH a list of all individuals who may have access to the ‘select agents’ in possession. The purpose of the list is for OSEH and DPS to make a determination if any of the individuals meet the criteria of a ‘Restricted Person’.

- Have each individual who may have access to the ‘select agents’ complete a Patriot Act Restricted Persons Affidavit (See Appendix C) and submit them to the Director, DPS.
- Immediately notify OSEH of any new individuals who may have access to the ‘select agents’ in order to make sure they meet the security requirements. This notification must be made, and security approved, prior to granting any access to the agents.

OSEH

- Maintain a University-wide registration for ‘select agent’ transfer and use.
- Assist DPS in performing a safety and security investigation of all areas where ‘select agents’ may be used or stored.
- Maintain a list of all approved individuals who may have access to ‘select agents’ on University property.
- Assist departments in meeting requirements of the Act regarding the transfer of ‘select agents’ both internal and external to the University.
- Monitor new legislation to assure timely incorporation of safety and security requirements that may impact the use of ‘select agents’ and make appropriate notification to laboratory personnel.
- Provide periodic monitoring of areas where ‘select agents’ may be used or stored to assure continuing compliance with this Guideline.

Public Safety Department

- Act as the point of contact for all law enforcement agencies and investigations.
- Provide a security background check of all individuals identified who may have access to ‘select agents’ on campus.
- Maintain a secure storage for records pertaining to background checks and Patriot Act Restricted Persons Affidavits provided by the departments.
- Based on the background investigations and the Patriot Act Restricted Persons Affidavits, make a determination regarding the ‘Restricted Person’ status of individuals requesting access to ‘select agents’.
- Assist OSEH in performing a safety and security investigation of all areas where ‘select agents’ may be used or stored.
- Provide periodic monitoring of areas where ‘select agents’ may be used or stored to assure continuing compliance with this Guideline.

PROCEDURES:

Restricted Person Determination Procedure

This procedure will be used to make a determination on the status of individuals who may access select agents with regards to the ‘Restricted Person’ status under the Patriot Act.

1. The Department or Principal Investigator (PI) planning to use a Select Agent will notify the University Biosafety Officer (BSO) at EHS, 292-1284 to begin

the process of identifying safety and security requirements. The PI and BSO will determine who will have access to the 'select agent' in order to determine the 'Restricted Person' status.

2. The BSO will provide the list of persons to DPS and work with DPS to schedule a site visit to determine what safety and security measures will be required.
3. DPS will perform the background investigation as follows:
 - DPS will send a copy of this guideline and the Patriot Act Restricted Persons Affidavit (Attachment C) to each individual identified by the PI.
 - Once the individual returns the affidavit to DPS, an interview will be scheduled to begin the background investigation.
 - DPS will ask the individual to sign the Patriot Act Authorization for Release of Information (Attachment E) and will obtain information necessary to perform the investigation.
 - DPS will conduct a background investigation consisting of the following elements:
 1. A check of any criminal history of the applicant, as well as outstanding wants or warrants, via the Law Enforcement Information Network.
 2. Contact with the Immigration and Naturalization Service and the U.S. Department of State regarding visa status and any relevant information concerning the applicant, including country of origin.
 3. A check of any U.S. military service record and status of any discharge from that service.
 4. An interview of the applicant will further review his/her suitability for access to 'select agents'.
 5. Upon completion of the background investigation, a recommendation will be made as to the individual's 'Restricted Person' status for access to 'select agents'. A copy of the determination will be provided to the individual, the Department, OVRP, and OSEH, as well as be maintained by DPS.
 6. All documents compiled as part of the background investigation will be stored in the Public Safety Records Archives. Those documents will be held in a secure cabinet dedicated to only those files, and will be accessible only to the Records Manager and the Commanding Officer of the Police Services Bureau. The records will be released only under authority of law or under court order.
 7. Once the determination is complete, the PI is responsible to ensure that only individuals who have been determined to not be a Restricted Person under the Patriot Act have access to

the ‘select agents’. Any new individuals being added to the laboratory staff must go through the background investigation before they can begin work in areas accessible to the agents.

TECHNICAL SUPPORT: All referenced guidelines, regulations, and other documents are available at EHS 292-1284

ATTACHMENTS:

A – CDC Select Agents List

B – List of countries supporting terrorism

C – Patriot Act Restricted Persons Affidavit

D – Controlled Substances Schedule

E – Patriot Act Authorization For Release of Information

Attachment A

FROM FEDERAL REGISTER - JULY 12, 2002

“Preliminary Guidance for Notification of Possession of Select Agents”

INSTRUCTION FROM OSU-EHS TO RESEARCHERS - CDC AND USDA HAVE ADDED NEW AGENTS TO THE LIST. IF YOU HAVE ALREADY DONE A REVIEW OF YOUR COLLECTION FOR SELECT AGENT POSSESSION, REVIEW THE FINAL BLOCK AND RE-CHECK YOUR COLLECTION. IF ANY ARE IDENTIFIED, CONTACT EHS 292-1284.

HHS Select Agents

1. Crimean-Congo Haemorrhagic Fever Virus
2. Ebola Viruses
3. Lassa Fever Virus
4. Marburg Virus
5. Rickettsia prowazeki
6. Rickettsia rickettsii
7. South American Haemorrhagic Fever Viruses
8. Tick-Borne Encephalitis Complex Viruses
9. Variola Major Viruses (Smallpox Virus)
10. Viruses Causing Hantavirus Pulmonary Syndrome
11. Yellow Fever Virus
12. Yersinia pestis
13. Abrin
14. Conotoxins
15. Diacetoxyscirpenol
16. Ricin
17. Saxitoxin
18. Tetrodotoxin

USDA-HHS Overlap Agents

1. Bacillus anthracis
2. Brucella abortus
3. Brucella melitensis
4. Brucella suis
5. Burkholderia (Pseudomonas) mallei
6. Burkholderia (Pseudomonas) pseudomallei
7. Clostridium botulinum
8. Coxioides immitis
9. Coxiella burnettii
10. Eastern Equine Encephalitis Virus
11. Equine Morbillivirus (Hendra Virus)/Nipah Virus
12. Francisella tularensis
13. Rift Valley Fever Virus
14. Venezuelan Equine Encephalitis Virus
15. Aflatoxins
16. Botulinum Toxins
17. Clostridium perfringens epsilon Toxin
18. Shigatoxin
19. Staphylococcal enterotoxin
20. T-2 Toxin

USDA High Consequence of Livestock Pathogens and Toxins

1. African Horse Sickness Virus
2. African Swine Fever
3. Akabane Virus
4. Avian Influenza Virus (Highly Pathogenic)
5. Blue Tongue Virus (Exotic)
6. Bovine Spongiform Encephalopathy Agent
7. Camel Pox Virus
8. Classical Swine Fever
9. Cowdria ruminantium (Heartwater)
10. Foot and Mouth Disease Virus
11. Goat Pox Virus
12. Japanese Encephalitis Virus
13. Lumpy Skin Disease Virus
14. Malignant Catarrhal Fever
15. Menangle Virus
16. Mycoplasma capricolum/M.F 38/M. mycoides capri (Contagious Caprine Pleuropneumonia Agent)
17. Mycoplasma mycoides mycoides (Contagious Bovine Pleuropneumonia Agent)
18. Newcastle Disease Virus (Exotic)
19. Peste Des Petits Ruminants
20. Rinderpest Virus
21. Sheep Pox
22. Swine Vesicular Disease Virus
23. Vesicular Stomatitis Virus

Attachment B

List of Countries Designated as Supporting Terrorism

[Overview of State-Sponsored Terrorism, US Dept of State, April 30, 2001]

1. Iran
2. Iraq
3. Libya
4. Cuba
5. North Korea
6. Syria
7. Sudan

Attachment C
Patriot Act Restricted Person Affidavit

The USA Patriot Act signed into federal law October 26, 2001, provides for restrictions on persons who may access ‘Select Agents’ as defined by Section 72.6 of Title 42, Code of Federal Regulations. The USA Patriot Act provides a very specific definition of ‘restricted person’. In order to meet the requirements of the Act, the University is applying a two-part process. One part of the process will be the completion of this affidavit by all persons who may have or need access to areas where a ‘select agent’ may be used on University property. You must complete and return this affidavit to the University Department of Public Safety (DPS). A second part is a background security check to be performed by DPS. All records from the background check as well as this affidavit will be maintained in confidentiality by DPS and will only be released as appropriate to meet the requirements of the Act or subsequent rules that may be promulgated.

I, _____ (*print full name*), do hereby affirm that I
understand the need to restrict access to ‘select agents’ for security purposes, and that any of the following items checked in the affirmative will be followed up during a personal interview.

I am ___/am not ___ under indictment in any state or country for a crime punishable by imprisonment for a term exceeding 1 year.

I have ___/have not ___ been convicted in any court in any state or country of a crime punishable by imprisonment for a term exceeding 1 year.

I am ___/am not ___ a fugitive from justice in any state or country.

I am ___/am not ___ an unlawful user of any controlled substance (as defined in section 102 of the Controlled Substances Act - see attached definition).

I am ___/am not ___ an alien illegally or unlawfully in the United States.*

I have ___/have not ___ been adjudicated by a court as a mental defective or been committed to any mental institution.

I am ___/am not ___ an alien (other than an alien lawfully admitted for permanent residence) who is a national of a country as to which the Secretary of State has made a determination that such country has repeatedly provided support for acts of international terrorism. (The list of countries is currently Iran, Iraq, Libya, Cuba, North Korea, Syria, and Sudan.)*

I have ___/have not ___ been discharged from the Armed Services of the United States under dishonorable conditions.

- *Alien is defined as any person who is not a citizen or a national of the United States.*

I certify that the above information is complete and accurate to the best of my knowledge and that the University is relying on this information to comply with federal law. Misrepresentations could result in discipline, up to and including discharge from my University position.

(sign) (date)

Return completed affidavit to the Director, Department of Public Safety.

Appendix D
Controlled Substances Schedule
[21 USC Section 802, Part B]

(a) Establishment: There are established five schedules of controlled substances, to be known as schedules I, II, III, IV, and V. Such schedules shall initially consist of the substances listed in this section. The schedules established by this section shall be updated and republished on a semiannual basis during the two-year period beginning one year after October 27, 1970 and shall be updated and republished on an annual basis thereafter.

(b) Placement on schedules; findings required: Except where control is required by United States obligations under an international treaty, convention, or protocol, in effect on October 27, 1970, and except in the case of an immediate precursor, a drug or other substance may not be placed in any schedule unless the findings required for such schedule are made with respect to such drug or other substance. The findings required for each of the schedules are as follows:

(1) Schedule I. --

(A) The drug or other substance has a high potential for abuse.

(B) The drug or other substance has no currently accepted medical use in treatment in the United States.

(C) There is a lack of accepted safety for use of the drug or other substance under medical supervision.

(2) Schedule II. --

(A) The drug or other substance has a high potential for abuse.

(B) The drug or other substance has a currently accepted medical use in treatment in the United States or a currently accepted medical use with severe restrictions.

(C) Abuse of the drug or other substances may lead to severe psychological or physical dependence.

(3) Schedule III. --

(A) The drug or other substance has a potential for abuse less than the drugs or other substances in schedules I and II.

(B) The drug or other substance has a currently accepted medical use in treatment in the United States.

(C) Abuse of the drug or other substance may lead to moderate or low physical dependence or high psychological dependence.

(4) Schedule IV. --

(A) The drug or other substance has a low potential for abuse relative to the drugs or other substances in schedule III.

(B) The drug or other substance has a currently accepted medical use in treatment in the United States.

(C) Abuse of the drug or other substance may lead to limited physical dependence or psychological dependence relative to the drugs or other substances in schedule III.

(5) Schedule V. --

(A) The drug or other substance has a low potential for abuse relative to the drugs or other substances in schedule IV.

(B) The drug or other substance has a currently accepted medical use in treatment in the United States.

(C) Abuse of the drug or other substance may lead to limited physical dependence or psychological dependence relative to the drugs or other substances in schedule IV.

(c) Initial schedules of controlled substances: Schedules I, II, III, IV, and V shall, unless and until amended pursuant to section 811 of this title, consist of the following drugs or other substances, by whatever official name, common or usual name, chemical name, or brand name designated:

Schedule I

(a) Unless specifically excepted or unless listed in another schedule, any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation:

- (1) Acetylmethadol.
- (2) Allylprodine.
- (3) Alphacetylmethadol.
- (4) Alphameprodine.
- (5) Alphamethadol.
- (6) Benzethidine.
- (7) Betacetylmethadol.
- (8) Betameprodine.
- (9) Betamethadol.
- (10) Betaprodine.
- (11) Clonitazene.
- (12) Dextromoramide.
- (13) Dextrorphan.
- (14) Diampromide.
- (15) Diethylthiambutene.
- (16) Dimenoxadol.
- (17) Dimepheptanol.
- (18) Dimethylthiambutene.
- (19) Dioxaphetyl butyrate.
- (20) Dipipanone.
- (21) Ethylmethylthiambutene.
- (22) Etonitazene.
- (23) Etoxidine.
- (24) Furethidine.
- (25) Hydroxypethidine.
- (26) Ketobemidone.
- (27) Levomoramide.
- (28) Levophenacetylmorphan.
- (29) Morpheridine.
- (30) Noracymethadol.
- (31) Norlevorphanol.
- (32) Normethadone.
- (33) Norpipanone.
- (34) Phenadoxone.
- (35) Phenampromide.
- (36) Phenomorphan.
- (37) Phenoperidine.
- (38) Piritramide.
- (39) Proheptazine.
- (40) Properidine.
- (41) Racemoramide.
- (42) Trimeperidine.

(b) Unless specifically excepted or unless listed in another schedule, any of the following opium derivatives, their salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

- (1) Acetorphine.
- (2) Acetyldihydrocodeine.
- (3) Benzylmorphine.
- (4) Codeine methylbromide.
- (5) Codeine-N-Oxide.
- (6) Cyprenorphine.
- (7) Desomorphine.
- (8) Dihydromorphine.
- (9) Etorphine.
- (10) Heroin.
- (11) Hydromorphanol.
- (12) Methyl-desorphine.

- (13) Methylhydromorphine.
- (14) Morphine methylbromide.
- (15) Morphine methylsulfonate.
- (16) Morphine-N-Oxide.
- (17) Myorphine.
- (18) Nicocodeine.
- (19) Nicomorphine.
- (20) Normorphine.
- (21) Pholcodine.
- (22) Thebacon.

(c) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation, which contains any quantity of the following hallucinogenic substances, or which contains any of their salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

- (1) 3,4-methylenedioxy amphetamine.
- (2) 5-methoxy-3,4-methylenedioxy amphetamine.
- (3) 3,4,5-trimethoxy amphetamine.
- (4) Bufotenine.
- (5) Diethyltryptamine.
- (6) Dimethyltryptamine.
- (7) 4-methyl-2,5-dimethoxyamphetamine.
- (8) Ibogaine.
- (9) Lysergic acid diethylamide.
- (10) Marihuana.
- (11) Mescaline.
- (12) Peyote.
- (13) N-ethyl-3-piperidyl benzilate.
- (14) N-methyl-3-piperidyl benzilate.
- (15) Psilocybin.
- (16) Psilocyn.
- (17) Tetrahydrocannabinols.

Schedule II

(a) Unless specifically excepted or unless listed in another schedule, any of the following substances whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

- (1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate.
- (2) Any salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in clause (1), except that these substances shall not include the isoquinoline alkaloids of opium.
- (3) Opium poppy and poppy straw. (4) Coca leaves except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine, its salts, optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the substances referred to in this paragraph.

(b) Unless specifically excepted or unless listed in another schedule, any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters and ethers, whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation:

- (1) Alphaprodine.
- (2) Anileridine.
- (3) Bezitramide.
- (4) Dihydrocodeine.
- (5) Diphenoxylate.
- (6) Fentanyl.
- (7) Isomethadone.
- (8) Levomethorphan.

- (9) Levorphanol.
- (10) Metazocine.
- (11) Methadone.
- (12) Methadone-Intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane.
- (13) Moramide-Intermediate, 2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic acid.
- (14) Pethidine.
- (15) Pethidine-Intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine.
- (16) Pethidine-Intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate.
- (17) Pethidine-Intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid.
- (18) Phenazocine.
- (19) Piminodine.
- (20) Racemethorphan.
- (21) Racemorphan.

(c) Unless specifically excepted or unless listed in another schedule, any injectable liquid which contains any quantity of methamphetamine, including its salts, isomers, and salts of isomers.

Schedule III

(a) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system:

- (1) Amphetamine, its salts, optical isomers, and salts of its optical isomers.
- (2) Phenmetrazine and its salts.
- (3) Any substance (except an injectable liquid) which contains any quantity of methamphetamine, including its salts, isomers, and salts of isomers.
- (4) Methylphenidate.

(b) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system:

- (1) Any substance, which contains any quantity of a derivative of barbituric acid, or any salt of a derivative of barbituric acid.
- (2) Chorhexadol.
- (3) Glutethimide.
- (4) Lysergic acid.
- (5) Lysergic acid amide.
- (6) Methyprylon.
- (7) Phencyclidine.
- (8) Sulfondiethylmethane.
- (9) Sulfonethylmethane.
- (10) Sulfonmethane.

(c) Nalorphine.

(d) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof:

- (1) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium.
- (2) Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.
- (3) Not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium.
- (4) Not more than 300 milligrams of dihydrocodeinone per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.
- (5) Not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.
- (6) Not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.
- (7) Not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.

(8) Not more than 50 milligrams of morphine per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.

(e) Anabolic steroids

Schedule IV

- (1) Barbital.
- (2) Chloral betaine.
- (3) Chloral hydrate.
- (4) Ethchlorvynol.
- (5) Ethinamate.
- (6) Methohexital.
- (7) Meprobamate.
- (8) Methylphenobarbital.
- (9) Paraldehyde.
- (10) Petrichloral.
- (11) Phenobarbital.

Schedule V

Any compound, mixture, or preparation containing any of the following limited quantities of narcotic drugs, which shall include one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation valuable medicinal qualities other than those possessed by the narcotic drug alone:

- (1) Not more than 200 milligrams of codeine per 100 milliliters or per 100 grams.
- (2) Not more than 100 milligrams of dihydrocodeine per 100 milliliters or per 100 grams.
- (3) Not more than 100 milligrams of ethylmorphine per 100 milliliters or per 100 grams.
- (4) Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit.
- (5) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams.

Appendix E
AUTHORIZATION FOR RELEASE OF INFORMATION

I, _____, do hereby authorize a review of and full disclosure of all records, or any part thereof, concerning myself, by and to any duly authorized agent of the Department of Public Safety, whether the said records are of public, private or confidential nature.

Please check box and initial in space provided if you understand and agree with the statement.

The intent of this authorization is to give my consent for full and complete disclosure of the records of:

- _____ Educational institutions;
- _____ Financial or credit institutions, including records of deposits, withdrawals and balances of checking and savings accounts, and loans, and also the records of commercial and retail credit agencies (including credit reports and/or ratings); public utility companies;
- _____ Real and personal property tax statements and records, and other financial statements and records wherever filed;
- _____ Records of complaint, arrest, trial and/or convictions for alleged or actual violations of law, including criminal, civil and/or traffic records;
- _____ The results of any polygraph examinations;
- _____ Records of complaint of a civil nature made by or against me, where so ever located, and to include the records and recollections of attorneys at law, or of other counsel, whether representing me or another person in any case in which I presently have, or have had an interest;

Employment and pre-employment records, including but not limited to:

- _____ Background reports,
- _____ Efficiency reports and/or ratings,
- _____ Complaints or grievances filed by or against me,
- _____ Record or alleged misconduct and/or disciplinary action records,
- _____ Salary records

I reiterate and emphasize that the intent of this authorization is to provide free access to the background and history of my personal life, for the specific purpose of pursuing a background investigation, which may provide pertinent data for the Department of Public Safety to consider in determining my suitability to access 'select agents', as defined by Section 72.6 of Title 42, Code of Federal Regulations. It is my specific intent to provide access to personal information, however personal or confidential it may appear to be, and the sources of information specifically identified herein.

I understand that any information obtained by a personal history background investigation, which is developed directly or indirectly, in whole or in part, upon this release authorization will be considered in determining my suitability to access 'select agents', as defined by Section 72.6 of Title 42, Code of Federal Regulations. I understand that all materials pertaining to this background investigation become the property of the Department of Public Safety and will not be returned to me.

I agree to release, indemnify and hold harmless the person to whom this request is presented and his/her agents and employees, from and against all claims, damages, losses, and expenses, including reasonable attorney's fees, arising out of or by reason of complying with this request. I further understand that in the event of a negative recommendation, the sources of confidential information cannot be revealed to me.

A photocopy of this release form will be valid as an original hereof, even though the said photocopy does not contain an original writing of my signature.

Full name (printed) _____
Address _____
Phone number _____ Social Security number _____
Signature _____ Date _____