



# WHY IS SAFETY ACT IMPORTANT TO YOU?

## TECHNOLOGY APPROVED BY THE DEPARTMENT OF HOMELAND SECURITY

In 2002, Congress created the SAFETY Act to encourage the use of anti-terrorism technologies, offering protection to both the Sellers and the Buyers.

- SAFETY Act created liability limitations for claims resulting from an act of terrorism where **Qualified Anti-Terrorism Technologies (QATTs)** have been deployed.
- Parties covered under the SAFETY Act are referred to as “Sellers” and can include any person, firm, or other entity that provides a QATT to customer(s) and to whom a Designation has been issued.
- Causes of action may be brought only against the Seller of the QATT and may not be brought against the buyers, the buyers’ contractors, downstream users of the QATT, the Seller’s suppliers or contractors, or any other person or entity.

### Does Certification offer Buyers greater protection/liability coverage than Designation?

No. Certification (red seal) and Designation (blue or green seal) offer the exact same protection and liability coverage to Buyers and downstream users.

### Is Certification “better” than Designation for Buyers?

No. Certification provides two additional benefits to *Sellers* of QATTs, but it does not provide any additional benefits to Buyers or downstream users.

*Sellers* who are providing a QATT pursuant to a Government Contract have the ability to assert the “Government Contractor Defense” for claims arising out of acts of terrorism. This defense is inapplicable to Buyers and thus provides no additional benefit.

*Sellers* who have received SAFETY Act Certification will have their QATTs placed on an Approved SAFETY Act Product List for Homeland Security. This provides no additional benefit to Buyers or downstream users.

[Learn more at safetyact.gov](http://www.safetyact.gov)

### What is Exhibit A and what is K2’s “QATT”?

DHS’s SAFETY Act covers QATTs that are “within the scope,” meaning they are consistent with the language in the description of the technology that DHS attaches as Exhibit A to its designation documentation. To ensure that sellers have fair notice of the scope of SAFETY Act coverage, an Exhibit A technology description is made as precise as possible.



K2 Solutions, Inc., provides *Single-Purpose Explosive Detection Canines* (the “Qualified Anti-Terrorism Technology”). The Technology is comprised of one handler

and one canine deployed to locate explosives in stationary objects such as cargo, vehicles, luggage and bags at commercial and U.S. Government locations in the United States. The Technology also includes: hiring and vetting of personnel, policies and procedures for screening, quality control, and operational deployment, and training of its single purpose explosive detection canine teams. .



K2 Solutions, Inc., provides *Person-Borne Explosive Detection Canine Teams*.

The Technology is used to detect explosives carried by individuals, e.g., in backpacks and/or clothing, by tracking the odor from explosive material to a moving source. The Technology is also used to locate explosives on stationary objects. The Technology also includes hiring and vetting of personnel, and policies and procedures used for its deployment.