

Frequently Asked Questions about the TSA Rail Security Rule

<p>101.001</p>	<p>In section 1580.101, freight rail carriers, hazardous materials shippers, and hazardous materials receivers in a high threat urban area are required to submit the name and contact information for their Rail Security Coordinator. How do companies subject to the rule submit their Rail Security Coordinator information?</p>
<p>Answer</p>	<p>RSC information can be e-mailed to TSA at freightrailsecurity@dhs.gov, and should include the following:</p> <ol style="list-style-type: none"> 1. Names of the designated RSC and alternate(s), and for each: <ul style="list-style-type: none"> ▪ Titles ▪ Name of the facility or facilities for which the RSCs are responsible, including address information ▪ Phone numbers (primary office, fax, mobile, and emergency, if applicable) ▪ E-mail addresses 2. Phone number for which TSA can call to obtain location and shipping information, as required by 49 CFR 1580.103 <p>Please include in the subject line, “RSC Information for [company name]”.</p> <p>The RSC information can also be submitted to TSA by sending a letter to:</p> <p style="text-align: center;"> Transportation Security Administration Freight Rail Security Division, TSA-28 601 South 12th Street Arlington, VA 20598-6028 </p> <hr/> <p style="text-align: center;">Privacy Act Statement</p> <p>AUTHORITY: 49 U.S.C. § 114(f), (l). PRINCIPAL PURPOSE(S): This information will be used to establish a rail security coordinator point of contact in the event of an emergency. ROUTINE USE(S): This information may be shared with contractors and their agents, grantees, experts, consultants, and others performing or working on a contract, service, grant, cooperative agreement, or other assignment for DHS, when necessary to accomplish an agency function related to this system of records, or for routine uses identified in the Department of Homeland Security’s system of records notice, DHS/ALL-002 Department of Homeland Security Mailing and Other Lists System of Records. DISCLOSURE: Mandatory; freight rail carriers, hazardous material shippers, and hazardous material receivers are required to provide this information pursuant to 49 CFR 1580.101.</p>

105.001	Who is required to report significant security incidents to the TSA Freedom Center?
Answer	Those persons or companies that meet the definitions of those described in 1580.100. This includes freight rail carriers, shippers of rail security-sensitive materials and receivers of rail security-sensitive materials that are located in high threat urban areas.

100.001	Are facilities that do not ship rail security-sensitive materials subject to the rule?
Answer	No. Only those facilities that ship one or more of the commodities described in 1580.100(b) are subject to the rule. For example, if a facility only ships tank cars loaded with flammable liquids, they would not be subject to the rule.

1580.001	My company is responsible for performing inspections of tank cars containing rail security-sensitive materials. How can I obtain a copy of training materials for my employees who will be conducting the inspections?
Answer	You may request a copy of the TSA produced CD-ROM on IED recognition and identification by going to http://www.tsa.gov/what_we_do/tsnm/freight_rail/index.shtm . There you will find an order form which can be used to request a free copy of the training program.

103.001	In section 1580.103, all railroad carriers, all rail hazardous materials shippers, and rail hazardous materials receivers located in an HTUA are required to provide TSA with a phone number to contact to obtain shipping and location information. Can I provide TSA with the phone number of a third-party contact center to be the initial point of contact for this purpose?
Answer	Yes, provided that the third-party contact or call center has the ability to contact your company’s designated representative, obtain the required information, and then forward that information to TSA within the mandatory timeframe. It is the responsibility of the railroad carrier, rail hazardous materials shipper or receiver to ensure that the process put in place meets all of the requirements outlined in section 1580.103.

005.001	The rule states under inspection authority, <i>"In order to fulfill TSA directed duties, TSA and DHS officials working with TSA may be present within any area or conveyance without access or identification media issued or approved by the inspected entity."</i>
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	Does this mean that inspectors cannot be required to wear visitor passes or sit for a safety briefing?
Answer	TSA inspectors will, whenever possible, comply with the existing safety policies and procedures of the property they are inspecting. If it is the policy of the facility for first-time visitors to view a safety video or sit for a briefing then TSA inspectors will comply with the policy, as long as it does not interfere with their duties.
1580.002	When does the rule go into effect?
Answer	The following provisions are effective December 26, 2008: 1580.101, 1580.103, and 1580.105. The provisions of 1580.107 are effective April 1, 2009.
101.002	49 CFR Part 1580 allows a railroad to have a primary RSC and at least one alternate RSC. When it becomes necessary for the TSA to contact the primary RSC and he or she cannot be reached will the TSA call the second name supplied, then the third and so on until an alternate RSC is contacted?
Answer	Yes, TSA will attempt to contact the rail security coordinators in the order in which they were supplied to TSA.
103.002	In Section 1580.103 “Car Location Reporting” it states that covered parties must provide TSA with a phone number to contact to request security-sensitive car information. How will persons called by TSA know that the request is genuine?
Answer	TSA will be providing guidance in the near future to all rail security coordinators on the procedures that TSA will use for requesting this information. This guidance will include the protocols that TSA will use to indicate that a request is legitimate.