

claratory judgment) instituted at any time by the Secretary to enforce the crude oil and petroleum product pricing and allocation regulations issued under the Emergency Petroleum Allocation Act of 1973 [15 U.S.C. 751 et seq.] or the Economic Stabilization Act of 1970; or

(2) section 155 of Public Law 97-377.

**(b) Report on collection of certain deficiency funds**

The Secretary shall transmit a report each fiscal year, beginning in fiscal year 1987, to such committees on the status of collections by the Secretary of deficiency funds to be deposited into the M.D.L. No. 378 escrow account established by the United States District Court for the District of Kansas until all such deficiency funds have been paid. The Secretary shall, in a manner substantially similar to that required by section 155 of Public Law 97-377 with respect to amounts disbursed under such section, monitor the disposition by the States of any funds disbursed to the States by the court pursuant to the opinion and order of such District Court, dated July 7, 1986, with respect to *In Re: the Department of Energy Stripper Well Exemption Litigation*, M.D.L. No. 378, including the use of such funds for administrative costs and attorneys fees.

**(c) Report on amount estimated to be available for indirect restitution**

The Secretary shall transmit, on March 1 of each year beginning with 1987 and continuing until all the restitutionary amounts to which section 4501(a) of this title applies have been collected and disbursed as provided in this chapter, a report to such committees containing an estimate of the amount that will be determined under section 4502(c)<sup>1</sup> of this title to be the excess amount for purposes of section 4502(d)(1)(B)<sup>1</sup> of this title for the fiscal year beginning the next October 1.

**(d) Receipt by committees**

The reports required by this chapter shall be transmitted to the Committee on Energy and Commerce of the House of Representatives and the Committee on Energy and Natural Resources of the Senate.

(Pub. L. 99-509, title III, §3006, Oct. 21, 1986, 100 Stat. 1886.)

REFERENCES IN TEXT

The Emergency Petroleum Allocation Act of 1973, referred to in subsec. (a)(1), is Pub. L. 93-159, Nov. 27, 1973, 87 Stat. 628, as amended, which was classified generally to chapter 16A (§751 et seq.) of this title, was omitted from the Code pursuant to section 760g of this title, which provided for the expiration of the President's authority under that chapter on Sept. 30, 1981.

The Economic Stabilization Act of 1970, referred to in subsec. (a)(1), is title II of Pub. L. 91-379, Aug. 15, 1970, 84 Stat. 799, as amended, formerly set out as an Economic Stabilization Provisions note under section 1904 of Title 12, Banks and Banking.

Section 155 of Public Law 97-377, referred to in subsecs. (a)(2), (b), is section 155 of Pub. L. 97-377, title I, Dec. 21, 1982, 96 Stat. 1919, which is not classified to the Code.

Section 4502(c) and (d) of this title, referred to in subsec. (c), was repealed by section 4502(e) of this title.

<sup>1</sup> See References in Text note below.

CHANGE OF NAME

Committee on Energy and Commerce of House of Representatives treated as referring to Committee on Commerce of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of Title 2, The Congress. Committee on Commerce of House of Representatives changed to Committee on Energy and Commerce of House of Representatives, and jurisdiction over matters relating to securities and exchanges and insurance generally transferred to Committee on Financial Services of House of Representatives by House Resolution No. 5, One Hundred Seventh Congress, Jan. 3, 2001.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 4506 of this title.

**§ 4506. Termination**

**(a) In general**

(1) Except as provided in subsection (b) of this section, the provisions of this chapter (other than section 4504 of this title) shall terminate 90 days after the Secretary—

(A) determines that all of the restitutionary amounts to which section 4501(a) of this title applies have been collected and disbursed as provided in this chapter; and

(B) submits to Congress the final report required by section 4505 of this title.

(2) Such final report shall include the determination (and the justification thereof) described in paragraph (1)(A). Such report shall also be published in the Federal Register.

**(b) Exception**

The requirements of section 4502(d)<sup>1</sup> of this title shall continue to be applicable to the use of restitutionary amounts received under this chapter as long as such funds remain available.

(Pub. L. 99-509, title III, §3007, Oct. 21, 1986, 100 Stat. 1887.)

REFERENCES IN TEXT

Section 4502(d) of this title, referred to in subsec. (b), was repealed by section 4502(e) of this title.

**§ 4507. Definitions**

For purposes of this chapter:

(1) The term “Secretary” means the Secretary of Energy.

(2) The term “subpart V regulations” means the provisions of Subpart V—Special Procedures for Distribution of Refunds (10 CFR 205.280-205.288) and any amendment made after October 21, 1986, and all precedents and decisions under such regulations, but only to the extent that such provisions, precedents, decisions, and amendments are consistent with the provisions of this chapter.

(3) The term “energy conservation programs” means—

(A) the program under part A of the Energy Conservation and Existing Buildings Act of 1976 (42 U.S.C. 6861 and following);

(B) the programs under part D of title III of the Energy Policy and Conservation Act (relating to primary and supplemental State energy conservation programs; 42 U.S.C. 6321 and following);

<sup>1</sup> See References in Text note below.

(C) the program under part G of title III of the Energy Policy and Conservation Act (relating to energy conservation for schools and hospitals; 42 U.S.C. 6371 and following); and

(D) the program under the National Energy Extension Service Act (42 U.S.C. 7001 and following).

(4) The term “person” includes refiners, retailers, resellers, farmer cooperatives, transportation entities, public and private utilities, school districts, Federal, State, and local governmental entities, farmers, and other individuals and their successors.

(5) The term “State” means each of the several States, the District of Columbia, the commonwealth of Puerto Rico, and any territory or possession of the United States.

(Pub. L. 99-509, title III, §3008, Oct. 21, 1986, 100 Stat. 1887.)

#### REFERENCES IN TEXT

The Energy Conservation and Existing Buildings Act of 1976, referred to in par. (3)(A), probably means the Energy Conservation and Existing Buildings Act of 1976, which is title IV of Pub. L. 94-385, Aug. 14, 1976, 90 Stat. 1150, as amended. Part A of the Energy Conservation and Existing Buildings Act of 1976, is classified generally to part A (§6861 et seq.) of subchapter III of chapter 81 of Title 42, The Public Health and Welfare. For complete classification of this Act to the Code, see Short Title note set out under section 6801 of Title 42 and Tables.

The Energy Policy and Conservation Act, referred to in par. (3)(B), (C), is Pub. L. 94-163, Dec. 22, 1975, 89 Stat. 871, as amended. Parts D and G of title III of the Energy Policy and Conservation Act are classified generally to parts B (§6321 et seq.) and E (§6371 et seq.), respectively, of subchapter III of chapter 77 of Title 42. For complete classification of this Act to the Code, see Short Title note set out under section 6201 of Title 42 and Tables.

The National Energy Extension Service Act, referred to in par. (3)(D), is title V of Pub. L. 95-39, June 3, 1977, 91 Stat. 191, as amended, which was classified principally to chapter 83 (§7001 et seq.) of Title 42 and was repealed by Pub. L. 102-486, title I, §143(a), Oct. 24, 1992, 106 Stat. 2843. For complete classification of this Act to the Code, see Short Title note set out under section 7001 of Title 42 and Tables.

## CHAPTER 72—SEMICONDUCTOR RESEARCH

### SUBCHAPTER I—COOPERATIVE RESEARCH PROGRAM

- |               |                                                                                                                                                                                                                                                                                 |
|---------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Sec.<br>4601. | Findings, purposes, and definitions.<br>(a) Findings.<br>(b) Purposes.<br>(c) Definitions.                                                                                                                                                                                      |
| 4602.         | Grants to Sematech.<br>(a) Authority to make grants.<br>(b) Memorandum of understanding.<br>(c) Construction of memorandum of understanding.<br>(d) Funding for FY88.                                                                                                           |
| 4603.         | Semiconductor Technology Council.<br>(a) Establishment.<br>(b) Purposes and functions.<br>(c) Membership.<br>(d) Terms of membership.<br>(e) Vacancies.<br>(f) Quorum.<br>(g) Meetings.<br>(h) Compensation.<br>(i) Federal Advisory Committee Act.<br>(j) Support for Council. |

- |                |                                                                                                                           |
|----------------|---------------------------------------------------------------------------------------------------------------------------|
| Sec.<br>4603a. | Study and report by Semiconductor Technology Council.<br>(a) Study and report.<br>(b) Council recommendations and report. |
| 4604.          | Repealed.                                                                                                                 |
| 4605.          | Export of semiconductor manufacturing.                                                                                    |
| 4606.          | Protection of information.<br>(a) Freedom of Information Act.<br>(b) Intellectual property.                               |

### SUBCHAPTER II—DEPARTMENT OF ENERGY SEMICONDUCTOR TECHNOLOGY RESEARCH EXCELLENCE INITIATIVE

- |       |                                                                                                                                                                                                                     |
|-------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4621. | Findings.                                                                                                                                                                                                           |
| 4622. | Establishment of semiconductor manufacturing technology research initiative.                                                                                                                                        |
| 4623. | Participation of national laboratories of Department of Energy.<br>(a) Mission of national laboratories.<br>(b) Agreements.<br>(c) Research and development.                                                        |
| 4624. | Personnel exchanges.                                                                                                                                                                                                |
| 4625. | Other Department of Energy resources.<br>(a) Availability of resources.<br>(b) Reimbursement.                                                                                                                       |
| 4626. | Budgeting for semiconductor manufacturing technology research.<br>(a) Budget submission.<br>(b) Budget categories.                                                                                                  |
| 4627. | Cost-sharing agreements.<br>(a) Permitted provisions.<br>(b) Limitations.                                                                                                                                           |
| 4628. | Department of Energy oversight of cooperative agreements relating to Initiative.<br>(a) Provisions relating to disapproval and modification of agreements.<br>(b) Record of agreements.                             |
| 4629. | Avoidance of duplication.                                                                                                                                                                                           |
| 4630. | Authorization of appropriations.                                                                                                                                                                                    |
| 4631. | Technology transfer.<br>(a) In general.<br>(b) Plan for commercialization enhancement.                                                                                                                              |
| 4632. | Semiconductor research and development.<br>(a) Short title.<br>(b) Findings and purposes.<br>(c) Creation of Committee.<br>(d) Functions.<br>(e) Membership and procedures.<br>(f) Authorization of appropriations. |

### SUBCHAPTER I—COOPERATIVE RESEARCH PROGRAM

#### § 4601. Findings, purposes, and definitions

##### (a) Findings

The Congress finds that it is in the national economic and security interests of the United States for the Department of Defense to provide financial assistance to the industry consortium known as Sematech for research and development activities in the field of semiconductor manufacturing technology.

##### (b) Purposes

The purposes of this subchapter are—

(1) to encourage the semiconductor industry in the United States—

(A) to conduct research on advanced semiconductor manufacturing techniques; and

(B) to develop techniques to use manufacturing expertise for the manufacture of a variety of semiconductor products; and

(2) in order to achieve the purpose set out in paragraph (1), to provide a grant program for