

**(b) Regulatory authority**

Nothing in this subchapter shall be construed to alter the regulatory authority of the Department.

(Pub. L. 109–58, title VIII, §814, Aug. 8, 2005, 119 Stat. 855.)

**§ 16164. Cost sharing**

The costs of carrying out projects and activities under this subchapter shall be shared in accordance with section 16352 of this title.

(Pub. L. 109–58, title VIII, §815, Aug. 8, 2005, 119 Stat. 855.)

**§ 16165. Savings clause**

Nothing in this subchapter shall be construed to affect the authority of the Secretary of Transportation that may exist prior to August 8, 2005, with respect to—

- (1) research into, and regulation of, hydrogen-powered vehicles fuel systems integrity, standards, and safety under subtitle VI of title 49;
- (2) regulation of hazardous materials transportation under chapter 51 of title 49;
- (3) regulation of pipeline safety under chapter 601 of title 49;
- (4) encouragement and promotion of research, development, and deployment activities relating to advanced vehicle technologies under section 5506<sup>1</sup> of title 49;
- (5) regulation of motor vehicle safety under chapter 301 of title 49;
- (6) automobile fuel economy under chapter 329 of title 49; or
- (7) representation of the interests of the United States with respect to the activities and programs under the authority of title 49.

(Pub. L. 109–58, title VIII, §816, Aug. 8, 2005, 119 Stat. 855.)

## REFERENCES IN TEXT

Section 5506 of title 49, referred to in par. (4), was repealed by Pub. L. 112–141, div. E, title II, §52010(a), July 6, 2012, 126 Stat. 887.

## SUBCHAPTER IX—RESEARCH AND DEVELOPMENT

**§ 16181. Goals****(a) In general**

In order to achieve the purposes of this subchapter, the Secretary shall conduct a balanced set of programs of energy research, development, demonstration, and commercial application with the general goals of—

- (1) increasing the efficiency of all energy intensive sectors through conservation and improved technologies;
- (2) promoting diversity of energy supply;
- (3) decreasing the dependence of the United States on foreign energy supplies;
- (4) improving the energy security of the United States; and
- (5) decreasing the environmental impact of energy-related activities.

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

**(b) Goals**

The Secretary shall publish measurable cost and performance-based goals, comparable over time, with each annual budget submission in at least the following areas:

- (1) Energy efficiency for buildings, energy-consuming industries, and vehicles.
- (2) Electric energy generation (including distributed generation), transmission, and storage.
- (3) Renewable energy technologies, including wind power, photovoltaics, solar thermal systems, geothermal energy, hydrogen-fueled systems, biomass-based systems, biofuels, and hydropower.
- (4) Fossil energy, including power generation, onshore and offshore oil and gas resource recovery, and transportation fuels.
- (5) Nuclear energy, including programs for existing and advanced reactors, and education of future specialists.

**(c) Public comment**

The Secretary shall provide mechanisms for input on the annually published goals from industry, institutions of higher education, and other public sources.

**(d) Effect of goals**

Nothing in subsection (a) or the annually published goals creates any new authority for any Federal agency, or may be used by any Federal agency, to support the establishment of regulatory standards or regulatory requirements.

(Pub. L. 109–58, title IX, §902, Aug. 8, 2005, 119 Stat. 856.)

## REFERENCES IN TEXT

This subchapter, referred to in subsec. (a), was in the original “this title”, meaning title IX of Pub. L. 109–58, Aug. 8, 2005, 119 Stat. 856, which enacted this subchapter, amended sections 8101 and 8102 of Title 7, Agriculture, and section 5523 of Title 15, Commerce and Trade, enacted provisions set out as notes under section 15801 of this title, section 8102 of Title 7, and section 2001 of Title 30, Mineral Lands and Mining, and amended provisions set out as notes under section 8101 of Title 7 and section 1902 of Title 30. For complete classification of title IX to the Code, see Short Title note set out under section 15801 of this title and Tables.

## SHORT TITLE

For short title of title IX of Pub. L. 109–58, which enacted this subchapter, as the “Energy Research, Development, Demonstration, and Commercial Application Act of 2005”, see section 431 of Pub. L. 109–58, set out as a note under section 15801 of this title.

**§ 16182. Definitions**

In this subchapter:

**(1) Departmental mission**

The term “departmental mission” means any of the functions vested in the Secretary by the Department of Energy Organization Act (42 U.S.C. 7101 et seq.) or other law.

**(2) Hispanic-serving institution**

The term “Hispanic-serving institution” has the meaning given the term in section 1101a(a) of title 20.

**(3) Nonmilitary energy laboratory**

The term “nonmilitary energy laboratory” means a National Laboratory other than a Na-

tional Laboratory listed in subparagraph (G), (H), or (N) of section 15801(3) of this title.

**(4) Part B institution**

The term “part B institution” has the meaning given the term in section 1061 of title 20.

**(5) Single-purpose research facility**

The term “single-purpose research facility” means—

- (A) any of the primarily single-purpose entities owned by the Department; or
- (B) any other organization of the Department designated by the Secretary.

**(6) University**

The term “university” has the meaning given the term “institution of higher education” in section 1001 of title 20.

(Pub. L. 109–58, title IX, §903, Aug. 8, 2005, 119 Stat. 856.)

REFERENCES IN TEXT

This subchapter, referred to in text, was in the original “this title”, meaning title IX of Pub. L. 109–58, Aug. 8, 2005, 119 Stat. 856, which enacted this subchapter, amended sections 8101 and 8102 of Title 7, Agriculture, and section 5523 of Title 15, Commerce and Trade, enacted provisions set out as notes under section 15801 of this title, section 8102 of Title 7, and section 2001 of Title 30, Mineral Lands and Mining, and amended provisions set out as notes under section 8101 of Title 7 and section 1902 of Title 30. For complete classification of title IX to the Code, see Short Title note set out under section 15801 of this title and Tables.

The Department of Energy Organization Act, referred to in par. (1), is Pub. L. 95–91, Aug. 4, 1977, 91 Stat. 565, as amended, which is classified principally to chapter 84 (§7101 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 7101 of this title and Tables.

PART A—ENERGY EFFICIENCY

**§ 16191. Energy efficiency**

**(a) In general**

**(1) Objectives**

The Secretary shall conduct programs of energy efficiency research, development, demonstration, and commercial application, including activities described in this part. Such programs shall take into consideration the following objectives:

- (A) Increasing the energy efficiency of vehicles, buildings, and industrial processes.
- (B) Reducing the demand of the United States for energy, especially energy from foreign sources.
- (C) Reducing the cost of energy and making the economy more efficient and competitive.
- (D) Improving the energy security of the United States.
- (E) Reducing the environmental impact of energy-related activities.

**(2) Programs**

Programs under this part shall include research, development, demonstration, and commercial application of—

- (A) advanced, cost-effective technologies to improve the energy efficiency and environmental performance of vehicles, including—

- (i) hybrid and electric propulsion systems;
- (ii) plug-in hybrid systems;
- (iii) advanced combustion engines;
- (iv) weight and drag reduction technologies;
- (v) whole-vehicle design optimization; and
- (vi) advanced drive trains;

(B) cost-effective technologies, for new construction and retrofit, to improve the energy efficiency and environmental performance of buildings, using a whole-buildings approach, including onsite renewable energy generation;

(C) advanced technologies to improve the energy efficiency, environmental performance, and process efficiency of energy-intensive and waste-intensive industries;

(D) advanced control devices to improve the energy efficiency of electric motors, including those used in industrial processes, heating, ventilation, and cooling; and

(E) technologies to improve the energy efficiency of appliances and mechanical systems for buildings in cold climates, including combined heat and power units and increased use of renewable resources, including fuel.

**(b) Authorization of appropriations**

There are authorized to be appropriated to the Secretary to carry out energy efficiency and conservation research, development, demonstration, and commercial application activities, including activities authorized under this part—

- (1) \$783,000,000 for fiscal year 2007;
- (2) \$865,000,000 for fiscal year 2008; and
- (3) \$952,000,000 for fiscal year 2009.

**(c) Allocations**

From amounts authorized under subsection (b), the following sums are authorized:

- (1) For activities under section 16192 of this title, \$50,000,000 for each of fiscal years 2007 through 2009.
- (2) For activities under section 16195 of this title, \$7,000,000 for each of fiscal years 2007 through 2009.
- (3) For activities under subsection (a)(2)(A)—
  - (A) \$200,000,000 for fiscal year 2007;
  - (B) \$270,000,000 for fiscal year 2008; and
  - (C) \$310,000,000 for fiscal year 2009.
- (4) For activities under subsection (a)(2)(D), \$2,000,000 for each of fiscal years 2007 and 2008.

**(d) Extended authorization**

There are authorized to be appropriated to the Secretary to carry out section 16192 of this title \$50,000,000 for each of fiscal years 2010 through 2013.

**(e) Limitations**

None of the funds authorized to be appropriated under this section may be used for—

- (1) the issuance or implementation of energy efficiency regulations;
- (2) the weatherization program established under part A of title IV of the Energy Conservation and Production Act (42 U.S.C. 6861 et seq.);