

CHAPTER 84—DEPARTMENT OF ENERGY

- Sec.
7101. Definitions.
- SUBCHAPTER I—DECLARATION OF FINDINGS AND PURPOSES**
7111. Congressional findings.
7112. Congressional declaration of purpose.
7113. Relationship with States.
- SUBCHAPTER II—ESTABLISHMENT OF DEPARTMENT**
7131. Establishment.
7132. Principal officers.
7133. Assistant Secretaries; appointment and confirmation; identification of responsibilities.
7134. Federal Energy Regulatory Commission; compensation of Chairman and members.
7135. Energy Information Administration.
7135a. Delegation by Secretary of Energy of energy research, etc., functions to Administrator of Energy Information Administration; prohibition against required delegation; utilization of capabilities by Secretary.
7136. Economic Regulatory Administration; appointment of Administrator; compensation; qualifications; functions.
7137. Functions of Comptroller General.
7138. Repealed.
7139. Office of Science; establishment; appointment of Director; compensation; duties.
7140. Leasing Liaison Committee; establishment; composition.
7141. Office of Minority Economic Impact.
7142. National Atomic Museum and National Atomic Testing Museum.
7142a. Designation of American Museum of Science and Energy.
7142b. Authority.
7142c. Museum volunteers.
7142d. Definitions.
7143. Repealed.
7144. Establishment of policy for National Nuclear Security Administration.
7144a. Establishment of security, counterintelligence, and intelligence policies.
7144b. Office of Counterintelligence.
7144c. Office of Intelligence.
7144d. Office of Arctic Energy.
7144e. Office of Indian Energy Policy and Programs.
- SUBCHAPTER III—TRANSFERS OF FUNCTIONS**
7151. General transfers.
7151a. Jurisdiction over matters transferred from Energy Research and Development Administration.
7152. Transfers from Department of the Interior.
7153. Administration of leasing transfers.
7154. Transfers from Department of Housing and Urban Development.
7155. Repealed.
7156. Transfers from Department of the Navy.
7156a. Repealed.
7157. Transfers from Department of Commerce.
7158. Naval reactor and military application programs.
7159. Transfer to Department of Transportation.
- SUBCHAPTER IV—FEDERAL ENERGY REGULATORY COMMISSION**
7171. Appointment and administration.
7172. Jurisdiction of Commission.
7173. Initiation of rulemaking procedures before Commission.
7174. Referral of other rulemaking proceedings to Commission.
7175. Right of Secretary to intervene in Commission proceedings.
7176. Reorganization.

- Sec.
7177. Access to information.
7178. Federal Energy Regulatory Commission fees and annual charges.
- SUBCHAPTER V—ADMINISTRATIVE PROCEDURES AND JUDICIAL REVIEW**
7191. Procedures for issuance of rules, regulations, or orders.
7192. Judicial review.
7193. Remedial orders.
7194. Requests for adjustments.
7195. Report to Congress; contents.
- SUBCHAPTER VI—ADMINISTRATIVE PROVISIONS**
- PART A—CONFLICT OF INTEREST PROVISIONS**
- 7211 to 7218. Repealed.
- PART B—PERSONNEL PROVISIONS**
7231. Officers and employees.
7232. Senior positions.
7233. Experts and consultants.
7234. Advisory committees.
7235. Armed services personnel.
7236. Transferred.
7237. Priority placement, job placement, retraining, and counseling programs for United States Department of Energy employees affected by reduction in force.
7238. Temporary appointments for scientific and technical experts in Department of Energy research and development programs.
7239. Transferred.
- PART C—GENERAL ADMINISTRATIVE PROVISIONS**
7251. General authority.
7252. Delegation.
7253. Reorganization.
7254. Rules and regulations.
7255. Subpoena.
7256. Contracts, leases, etc., with public agencies and private organizations and persons.
7256a, 7256b. Transferred.
7257. Acquisition, construction, etc., of laboratories, research and testing sites, etc.
7257a to 7257c. Transferred.
7257d. Expanded research by Secretary of Energy.
7258. Facilities construction.
7259. Use of facilities.
7259a. Activities of Department of Energy facilities.
7260. Field offices.
7261. Acquisition of copyrights, patents, etc.
7261a. Protection of sensitive technical information.
7261b. Technology transfer to small businesses.
7261c. Technology partnerships ombudsman.
7262. Repealed.
7263. Capital fund.
7264. Seal of Department.
7265. Regional Energy Advisory Boards.
7266. Designation of conservation officers.
7267. Annual report.
7268. Leasing report.
7269. Transfer of funds.
7269a. Repealed.
7269b. Transfer of unexpended appropriation balances.
7269c. Funding for Department of Energy activities not included in Fossil Energy account.
7270. Authorization of appropriations.
7270a. Guards for Strategic Petroleum Reserve facilities.
7270b. Trespass on Strategic Petroleum Reserve facilities.
7270c. Annual assessment and report on vulnerability of facilities to terrorist attack.
7271 to 7273a. Transferred or Repealed.
7273b. Security investigations.
7273c. Transferred.
7274. Environmental impact statements relating to defense facilities of Department of Energy.

Sec.		Sec.	
7274a to 7274d.	Transferred.	7373.	Coordinated dissemination of information on renewable energy resources and conservation.
7274e.	Scholarship and fellowship program for environmental restoration and waste management.	7374.	Energy self-sufficiency initiatives.
7274f.	Transferred.	7375.	Authorization of appropriations.
7274g.	Environmental restoration and waste management five-year plan and budget reports.	SUBCHAPTER XIII—DEPARTMENT OF ENERGY SCIENCE EDUCATION PROGRAMS	
7274h to 7274k.	Transferred or Repealed.	7381.	Findings and purposes.
7274l.	Authority to transfer certain Department of Energy property.	PART A—SCIENCE EDUCATION ENHANCEMENT	
7274m to 7274s.	Transferred.	7381a.	Science education programs.
7275.	Definitions.	7381b.	Laboratory cooperative science centers and other authorized education activities.
7276.	Regulations to require integrated resource planning.	7381c.	Education partnerships.
7276a.	Technical assistance.	7381c-1.	Partnerships with historically Black colleges and universities, Hispanic-serving institutions, and tribal colleges.
7276b.	Integrated resource plans.	7381d.	Definitions.
7276c.	Miscellaneous provisions.	7381e.	Authorization of appropriations.
7276d.	Property protection program for power marketing administrations.	PART B—SCIENCE, ENGINEERING, AND MATHEMATICS EDUCATION PROGRAMS	
7276e.	Provision of rewards.	7381g.	Definitions.
7276f.	Western Area Power Administration; deposit and availability of discretionary offsetting collections.	SUBPART 1—[REPEALED]	
7276g.	Western Area Power Administration; deposit and availability of funds related to Falcon and Amistad Dams.	7381h.	Repealed.
7277.	Report concerning review of United States coal imports.	SUBPART 2—[REPEALED]	
7278.	Availability of appropriations for Department of Energy for transportation, uniforms, security, and price support and loan guarantee programs; transfer of funds; acceptance of contributions.	7381j.	Repealed.
7278a.	Availability of funds for energy and water development for multiyear contracts, grants, or cooperative agreements of \$1,000,000 or less.	SUBPART 3—NATIONAL LABORATORIES CENTERS OF EXCELLENCE IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS EDUCATION	
7279.	Identification in budget materials of amounts for certain Department of Energy pension obligations.	7381l.	National Laboratories Centers of Excellence in Science, Technology, Engineering, and Mathematics education.
7279a.	Future-years energy program annual submission and budgeting.	SUBPART 4—SUMMER INSTITUTES	
SUBCHAPTER VII—TRANSITIONAL, SAVINGS, AND CONFORMING PROVISIONS		7381n.	Summer institutes.
7291.	Transfer and allocations of appropriations and personnel.	SUBPART 5—[REPEALED]	
7292.	Effect on personnel.	7381p.	Repealed.
7293.	Agency terminations.	SUBPART 6—ADMINISTRATION	
7294.	Incidental transfers.	7381r.	Mentoring program.
7295.	Savings provisions.	SUBCHAPTER XIV—ALBERT EINSTEIN DISTINGUISHED EDUCATOR FELLOWSHIPS	
7296.	Separability.	7382.	Findings.
7297.	Cross references.	7382a.	Purpose; designation.
7298.	Presidential authority.	7382b.	Definitions.
7299.	Transition.	7382c.	Fellowship Program.
7300.	Report to Congress; effect on personnel.	7382d.	Fellowship awards.
7301.	Environmental impact statements.	7382e.	Waste management education research consortium (WERC).
SUBCHAPTER VIII—ENERGY PLANNING		7382f.	Authorization of appropriations.
7321.	National Energy Policy Plan.	SUBCHAPTER XV—MATTERS RELATING TO SAFEGUARDS, SECURITY, AND COUNTER-INTELLIGENCE	
7322.	Congressional review.	7383.	Commission on Safeguards, Security, and Counterintelligence at Department of Energy Facilities.
SUBCHAPTER IX—EFFECTIVE DATE AND INTERIM APPOINTMENTS		7383a to 7383d.	Transferred.
7341.	Effective date.	7383e.	Repealed.
7342.	Interim appointments.	7383f to 7383h-1.	Transferred.
SUBCHAPTER X—SUNSET PROVISIONS		7383i.	Definitions of national laboratory and nuclear weapons production facility.
7351.	Submission of comprehensive review.	7383j.	Definition of Restricted Data.
7352.	Contents of review.	SUBCHAPTER XVI—ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM	
SUBCHAPTER XI—ENERGY TARGETS		7384.	Findings; sense of Congress.
7361 to 7364.	Repealed.	PART A—ESTABLISHMENT OF COMPENSATION PROGRAM AND COMPENSATION FUND	
SUBCHAPTER XII—RENEWABLE ENERGY INITIATIVES		7384d.	Establishment of Energy Employees Occupational Illness Compensation Program.
7371.	Statement of purpose.		
7372.	“Secretary” and “renewable energy resource” defined.		

- Sec.
 7384e. Establishment of Energy Employees Occupational Illness Compensation Fund.
 7384f. Legislative proposal.
 7384g. Authorization of appropriations.

PART B—PROGRAM ADMINISTRATION

- 7384l. Definitions for program administration.
 7384m. Expansion of list of beryllium vendors.
 7384n. Exposure in the performance of duty.
 7384o. Advisory Board on Radiation and Worker Health.
 7384p. Responsibilities of Secretary of Health and Human Services.
 7384q. Designation of additional members of special exposure cohort.
 7384r. Separate treatment of chronic silicosis.
 7384s. Compensation and benefits to be provided.
 7384t. Medical benefits.
 7384u. Separate treatment of certain uranium employees.
 7384v. Assistance for claimants and potential claimants.
 7384w. Subpoenas; oaths; examination of witnesses.
 7384w-1. Completion of site profiles.

PART C—TREATMENT, COORDINATION, AND FORFEITURE OF COMPENSATION AND BENEFITS

7385. Offset for certain payments.
 7385a. Subrogation of the United States.
 7385b. Payment in full settlement of claims.
 7385c. Exclusivity of remedy against the United States and against contractors and subcontractors.
 7385d. Election of remedy for beryllium employees and atomic weapons employees.
 7385e. Certification of treatment of payments under other laws.
 7385f. Claims not assignable or transferable; choice of remedies.
 7385g. Attorney fees.
 7385h. Certain claims not affected by awards of damages.
 7385i. Forfeiture of benefits by convicted felons.
 7385j. Coordination with other Federal radiation compensation laws.
 7385j-1. Social Security earnings information.
 7385j-2. Recovery and waiver of overpayments.

PART D—ASSISTANCE IN STATE WORKERS' COMPENSATION PROCEEDINGS

- 7385o. Repealed.

PART E—CONTRACTOR EMPLOYEE COMPENSATION

- 7385s. Definitions.
 7385s-1. Compensation to be provided.
 7385s-2. Compensation schedule for contractor employees.
 7385s-3. Compensation schedule for survivors.
 7385s-4. Determinations regarding contraction of covered illnesses.
 7385s-5. Applicability to certain uranium employees.
 7385s-6. Administrative and judicial review.
 7385s-7. Physicians services.
 7385s-8. Medical benefits.
 7385s-9. Attorney fees.
 7385s-10. Administrative matters.
 7385s-11. Coordination of benefits with respect to State workers compensation.
 7385s-12. Maximum aggregate compensation.
 7385s-13. Funding of administrative costs.
 7385s-14. Payment of compensation and benefits from compensation fund.
 7385s-15. Office of Ombudsman.
 7385s-16. Advisory Board on Toxic Substances and Worker Health.

SUBCHAPTER XVII—[Repealed]

- 7386 to 7386k. Transferred.

§ 7101. Definitions

(a) As used in this chapter, unless otherwise provided or indicated by the context, the term the "Department" means the Department of Energy or any component thereof, including the Federal Energy Regulatory Commission.

(b) As used in this chapter (1) reference to "function" includes reference to any duty, obligation, power, authority, responsibility, right, privilege, and activity, or the plural thereof, as the case may be; and (2) reference to "perform", when used in relation to functions, includes the undertaking, fulfillment, or execution of any duty or obligation; and the exercise of power, authority, rights, and privileges.

(c) As used in this chapter, "Federal lease" means an agreement which, for any consideration, including but not limited to, bonuses, rents, or royalties conferred and covenants to be observed, authorizes a person to explore for, or develop, or produce (or to do any or all of these) oil and gas, coal, oil shale, tar sands, and geothermal resources on lands or interests in lands under Federal jurisdiction.

(Pub. L. 95-91, §2, Aug. 4, 1977, 91 Stat. 567.)

REFERENCES IN TEXT

This chapter, referred to in subsecs. (a), (b), and (c), was in the original "this Act", meaning Pub. L. 95-91, Aug. 4, 1977, 91 Stat. 565, as amended, known as the Department of Energy Organization Act, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out below and Tables.

SHORT TITLE OF 1997 AMENDMENT

Pub. L. 105-28, §1, July 18, 1997, 111 Stat. 245, provided that: "This Act [amending sections 7191 and 7234 of this title and repealing section 776 of Title 15, Commerce and Trade] may be cited as the 'Department of Energy Standardization Act of 1997'."

SHORT TITLE OF 1990 AMENDMENT

Pub. L. 101-271, §1, Apr. 11, 1990, 104 Stat. 135, provided that: "This Act [amending section 7171 of this title and enacting provisions set out as a note under section 7171 of this title] may be cited as the 'Federal Energy Regulatory Commission Member Term Act of 1990'."

SHORT TITLE

Pub. L. 95-91, §1, Aug. 4, 1977, 91 Stat. 565, provided: "That this Act [enacting this chapter and section 916 of Title 7, Agriculture, amending sections 6833 and 6839 of this title, section 19 of Title 3, The President, sections 101, 5108, and 5312 to 5316 of Title 5, Government Organization and Employees, section 1701z-8 of Title 12, Banks and Banking, and sections 766, 790a, 790d, and 2002 of Title 15, Commerce and Trade, repealing sections 2036 and 5818 of this title and sections 763, 768, and 786 of Title 15, enacting provisions set out as a note under section 2201 of this title, and repealing provisions set out as a note under section 761 of Title 15] may be cited as the 'Department of Energy Organization Act'."

For short title of part E of title XXXI of div. C of Pub. L. 101-510, which enacted subchapter XIII of this chapter, as the "Department of Energy Science Education Enhancement Act", see section 3161 of Pub. L. 101-510, set out as a note under section 7381 of this title.

For short title of part A of title V of Pub. L. 103-382, which enacted subchapter XIV of this chapter, as the "Albert Einstein Distinguished Educator Fellowship Act of 1994", see section 511 of Pub. L. 103-382, set out as a note under section 7382 of this title.

For short title of subtitle D of title XXXI of div. C of Pub. L. 106-65, which enacted subchapter XV of this