

115TH CONGRESS  
1ST SESSION

# H. R. 3681

To amend the America COMPETES Act to reauthorize the Advanced Research Projects Agency-Energy (ARPA-E), and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 6, 2017

Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. COSTELLO of Pennsylvania, Ms. KAPTUR, and Mrs. LOVE) introduced the following bill; which was referred to the Committee on Science, Space, and Technology

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## A BILL

To amend the America COMPETES Act to reauthorize the Advanced Research Projects Agency-Energy (ARPA-E), and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “ARPA-E Reauthoriza-  
5 tion Act of 2017”.

6 **SEC. 2. ARPA-E AMENDMENTS.**

7 Section 5012 of the America COMPETES Act (42  
8 U.S.C. 16538) is amended—

1           (1) by redesignating subsection (n) as sub-  
2           section (o) and inserting after subsection (m) the  
3           following new subsection:

4           “(n) PROTECTION OF PROPRIETARY INFORMA-  
5           TION.—The following categories of information collected  
6           by the Advanced Research Projects Agency-Energy from  
7           recipients of financial assistance awards shall be consid-  
8           ered privileged and confidential and not subject to disclo-  
9           sure pursuant to section 552 of title 5, United States  
10          Code:

11           “(1) Plans for commercialization of technologies  
12           developed under the award, including business plans,  
13           technology to market plans, market studies, and cost  
14           and performance models.

15           “(2) Investments provided to an awardee from  
16           third parties, such as venture capital, hedge fund, or  
17           private equity firms, including amounts and percent-  
18           age of ownership of the awardee provided in return  
19           for such investments.

20           “(3) Additional financial support that the  
21           awardee plans to invest or has invested into the  
22           technology developed under the award, or that the  
23           awardee is seeking from third parties.

1           “(4) Revenue from the licensing or sale of new  
2 products or services resulting from the research con-  
3 ducted under the award.”; and

4           (2) in paragraph (2) of subsection (o), as so re-  
5 designated by paragraph (1) of this section, by—

6           (A) striking “and” at the end of subpara-  
7 graph (D);

8           (B) striking the period at the end of sub-  
9 paragraph (E) and inserting a semicolon; and

10           (C) adding at the end the following:

11           “(F) \$330,000,000 for fiscal year 2018;

12           “(G) \$337,365,000 for fiscal year 2019;

13           “(H) \$354,233,250 for fiscal year 2020;

14           “(I) \$371,944,913 for fiscal year 2021;

15           and

16           “(J) \$390,542,158 for fiscal year 2022.”.

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