

(1) such projections and estimates as may be necessary to evaluate the progress of the program and to indicate the extent to which, and the pace at which, the objectives of the chapter are being achieved;

(2) an assessment of what problems exist and of the need for further research and development oriented toward the resolution of those problems;

(3) an assessment of the potential for commercialization of methane-fueled vehicles in various markets; and

(4) any recommendations which the Secretary may deem appropriate for legislation or administrative action which would further the purposes of this chapter or facilitate expanded commercial use of methane-fueled vehicles.

(Pub. L. 96512, §9, Dec. 12, 1980, 94 Stat. 2833.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 3803 of this title.

**§3809. Authorization of appropriations; required funding**

There are authorized to be appropriated to the Secretary for purposes of carrying out this chapter, not to exceed \$3,000,000 for the fiscal year ending September 30, 1982, not less than one-half of which shall be for the purpose of making loans under section 3806(b) of this title; not to exceed \$5,000,000 for the fiscal year ending September 30, 1983, not less than one-half of which shall be for the purpose of making loans under section 3806(b) of this title; not to exceed \$5,000,000 for the fiscal year ending September 30, 1984, not less than one-half of which shall be for the purpose of making loans under section 3806(b) of this title; and such sums as may be necessary for the fiscal years ending September 30, 1985, and September 30, 1986. Any amount appropriated pursuant to this section shall remain available until expended.

(Pub. L. 96512, §10, Dec. 12, 1980, 94 Stat. 2833.)

**§3810. Relationship to other laws**

**(a) Modification or waiver**

Nothing in this chapter shall be construed as authorizing the Secretary or any other official with respect to any activity pursuant to this chapter to modify or waive the application of any Federal, State or local laws dealing with the production, transportation, storage, safety, use or pricing of methane.

**(b) Promulgation of rules**

Nothing in this chapter shall be construed as granting the Secretary or any other Federal official any authority to promulgate rules of general application to regulate the production, transportation, storage, safety, use or pricing of methane as a transportation fuel or vehicles which use methane as a transportation fuel.

(Pub. L. 96512, §11, Dec. 12, 1980, 94 Stat. 2833.)

**CHAPTER 65—LIABILITY RISK RETENTION**

- Sec.
- 3901. Definitions.
- 3902. Risk retention groups.
  - (a) Exemptions from State laws, rules, regulations, or orders.

- Sec.
- (b) Scope of exemptions.
- (c) Licensing of agents or brokers for risk retention groups.
- (d) Documents for submission to State insurance commissioners.
- (e) Power of courts to enjoin conduct.
- (f) State powers to enforce State laws.
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- 3903. Purchasing groups.
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  - (c) Licensing of agents or brokers for purchasing groups.
  - (d) Notice to State insurance commissioners of intent to do business.
  - (e) Designation of agent for service of documents and process.
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  - (g) State powers to enforce State laws.
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- 3904. Securities laws.
  - (a) Ownership interest of members in risk retention groups.
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  - (c) State blue sky laws.
- 3905. Clarification concerning permissible State authority.
  - (a) No exemption from State motor vehicle no-fault and motor vehicle financial responsibility laws.
  - (b) Applicability of exemptions.
  - (c) Prohibited insurance policy coverage.
  - (d) State authority to specify acceptable means of demonstrating financial responsibility.
- 3906. Injunctive orders issued by United States district courts.

**§3901. Definitions**

- (a) As used in this chapter—
  - (1) "insurance" means primary insurance, excess insurance, reinsurance, surplus lines insurance, and any other arrangement for shifting and distributing risk which is determined to be insurance under applicable State or Federal law;
  - (2) "liability"—
    - (A) means legal liability for damages (including costs of defense, legal costs and fees, and other claims expenses) because of injuries to other persons, damage to their property, or other damage or loss to such other persons resulting from or arising out of—
      - (i) any business (whether profit or non-profit), trade, product, services (including professional services), premises, or operations, or
      - (ii) any activity of any State or local government, or any agency or political subdivision thereof; and
    - (B) does not include personal risk liability and an employer's liability with respect to its employees other than legal liability under the Federal Employers' Liability Act (45 U.S.C. 51 et seq.);
  - (3) "personal risk liability" means liability for damages because of injury to any person, damage to property, or other loss or damage