

of the Environmental Protection Agency shall also conduct tests to determine the fuel economy of such vehicle. The Administrator of the Environmental Protection Agency shall submit all test data and the results of such tests to the Secretary of Energy.

**(c) Collection, analysis, and dissemination of information, data, and materials to developers**

The Secretary of Energy shall collect, analyze, and disseminate to developers information, data, and materials that may be relevant to the development of advanced automobile propulsion system technology.

(Pub. L. 95-238, title III, §307, Feb. 25, 1978, 92 Stat. 82.)

REFERENCES IN TEXT

The Clean Air Act, referred to in subsec. (b), is act July 14, 1955, ch. 360, 69 Stat. 322, as amended, which is classified generally to chapter 85 (§7401 et seq.) 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 7401 of Title 42 and Tables.

The Noise Control Act of 1972 (42 U.S.C. 4901 et seq.), referred to in subsec. (b), is Pub. L. 92-574, Oct. 27, 1972, 86 Stat. 1234, as amended, which is classified principally to chapter 65 (§4901 et seq.) of Title 42. For complete classification of this Act to the Code, see Short Title note set out under section 4901 of Title 42 and Tables.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 2703 of this title.

**§ 2707. Patents and inventions; statutory provisions applicable; contracts or grants covered**

Section 5908 of title 42 shall apply to any contract (including any assignment, substitution of parties, or subcontract thereunder) or grant, entered into, made, or issued by the Secretary of Energy under this chapter.

(Pub. L. 95-238, title III, §308, Feb. 25, 1978, 92 Stat. 82.)

**§ 2708. Comptroller General audit and examination of books, etc.; statutory provisions applicable; contracts or grants covered**

Section 5876 of title 42 shall apply with respect to the authority of the Comptroller General to have access to and rights of examination of books, documents, papers, and records of recipients of financial assistance under this chapter; except that for the purposes of this chapter, the term "contract" (as used in section 2206 of title 42, insofar as it relates to such section 5876 of title 42) means "contract or grant".

(Pub. L. 95-238, title III, §309, Feb. 25, 1978, 92 Stat. 82.)

**§ 2709. Reports to Congress by Secretary of Energy**

**(a) Comprehensive program, etc.**

As a separate part of the annual report submitted under section 5914(a) of title 42 with respect to the comprehensive plan and program then in effect under section 5905(a) and (b) of title 42, the Secretary of Energy shall submit to Congress an annual report of activities under this chapter. Such report shall include—

(1) a current comprehensive program definition for implementing this chapter;

(2) an evaluation of the state of automobile propulsion system research and development in the United States;

(3) the number and amount of contracts and grants made under this chapter;

(4) an analysis of the progress made in developing advanced automobile propulsion system technology; and

(5) suggestions for improvements in advanced automobile propulsion system research and development, including recommendations for legislation.

**(b) Study on financial obligation guarantees**

The Secretary of Energy shall conduct a survey of developers, lending institutions, and other appropriate persons or institutions and shall otherwise make a study for the purpose of determining whether, and under what conditions, research, development, demonstration, and commercial availability of advanced automobile propulsion system technology may be aided by the guarantee of financial obligations by the Federal Government. The Secretary of Energy shall report the results of such survey and study to the Congress within 1 year after February 25, 1978. Such report shall include an examination of those stages of advanced automobile propulsion system technology research, development, demonstration, and commercialization for which financial obligation guarantees may be useful or appropriate and shall contain such legislative recommendations as may be necessary.

(Pub. L. 95-238, title III, §310, Feb. 25, 1978, 92 Stat. 83.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 2703 of this title.

**§ 2710. Authorization of appropriations**

There is authorized to be appropriated to carry out the purposes of this chapter, in addition to any amounts made available for such purposes pursuant to title I of this Act, the sum of \$12,500,000 for the fiscal year ending September 30, 1978.

(Pub. L. 95-238, title III, §312, Feb. 25, 1978, 92 Stat. 83.)

REFERENCES IN TEXT

Title I of this Act, referred to in text, is title I (§§101-107) of Pub. L. 95-238, Feb. 25, 1978, 92 Stat. 47. For complete classification of this title to the Code, see Tables.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 2703 of this title.

**CHAPTER 55—PETROLEUM MARKETING PRACTICES**

**SUBCHAPTER I—FRANCHISE PROTECTION**

Sec.  
2801.  
2802.

Definitions.

Franchise relationship.

(a) General prohibition against termination or nonrenewal.

(b) Precondition and grounds for termination or nonrenewal.

(c) Definition.

(d) Compensation, etc., for franchisee upon condemnation or destruction of marketing premises.

- Sec.  
2803. Trial and interim franchises.  
 (a) Nonapplicability of statutory non-renewal provisions.  
 (b) Definitions.  
 (c) Nonrenewal upon meeting statutory notification requirements.
2804. Notification of termination or nonrenewal of franchise relationship.  
 (a) General requirements applicable to franchisor.  
 (b) Additional requirements applicable to franchisor.  
 (c) Manner and form of notification.  
 (d) Preparation, publication, etc., of statutory summaries.
2805. Enforcement provisions.  
 (a) Maintenance of civil action by franchisee against franchisor; jurisdiction and venue; time for commencement of action.  
 (b) Equitable relief by court; bond requirements; grounds for nonexercise of court's equitable powers.  
 (c) Burden of proof; burden of going forward with evidence.  
 (d) Actual and exemplary damages and attorney and expert witness fees to franchisee; determination by court of right to exemplary damages and amount; attorney and expert witness fees to franchisor for frivolous actions.  
 (e) Discretionary power of court to compel continuation or renewal of franchise relationship; grounds for non-compulsion; right of franchisee to actual damages and attorney and expert witness fees unaffected.  
 (f) Release or waiver of rights.
2806. Relationship of statutory provisions to State and local laws.  
 (a) Termination or nonrenewal of franchise.  
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SUBCHAPTER II—OCTANE DISCLOSURE

2821. Definitions.
2822. Automotive fuel rating testing and disclosure requirements.  
 (a) Determination and certification of automotive fuel rating by refiner distributing automotive fuel.  
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 (c) Display of automotive fuel rating by automotive fuel retailer; use of automotive fuel rating for display.  
 (d) Display or representation of automotive fuel requirements for new motor vehicles by manufacturer of such vehicles; promulgation of rules by Federal Trade Commission.  
 (e) Representation of antiknock characteristics of automotive fuel by person distributing automotive fuel; use of automotive fuel rating in representation.  
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- Sec.  
2823. Administration and enforcement provisions.  
 (a) Procedural, investigative, and enforcement powers of Federal Trade Commission.  
 (b) Testing, certification, and notice requirements of Environmental Protection Agency; interagency enforcement agreements between Federal Trade Commission and Environmental Protection Agency and other Federal agencies.  
 (c) Promulgation of rules by Federal Trade Commission; contents; requirements for compliance with rules.  
 (d) Statutory provisions applicable for promulgation of rules.  
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SUBCHAPTER III—SUBSIDIZATION OF MOTOR FUEL MARKETING

2841. Study by Secretary of Energy.  
 (a) Consultation with Chairman of Federal Trade Commission, Attorney General, and other agencies deemed appropriate by Secretary.  
 (b) Scope.  
 (c) Notice to interested parties and opportunity to present written and oral data, views and arguments.  
 (d) Report to Congress; contents and time for submission; Presidential promulgation of rules establishing interim measures; submission date and duration of interim measures; Congressional approval of interim measures.  
 (e) Authorization of appropriations.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in section 5611 of this title.

SUBCHAPTER I—FRANCHISE PROTECTION

§ 2801. Definitions

As used in this subchapter:

- (1)(A) The term "franchise" means any contract—  
 (i) between a refiner and a distributor,  
 (ii) between a refiner and a retailer,  
 (iii) between a distributor and another distributor, or  
 (iv) between a distributor and a retailer,

under which a refiner or distributor (as the case may be) authorizes or permits a retailer or distributor to use, in connection with the sale, consignment, or distribution of motor fuel, a trademark which is owned or controlled by such refiner or by a refiner which supplies motor fuel to the distributor which authorizes or permits such use.

(B) The term "franchise" includes—

- (i) any contract under which a retailer or distributor (as the case may be) is authorized or permitted to occupy leased marketing premises, which premises are to be employed