

112TH CONGRESS  
1ST SESSION

# H. R. 3699

To ensure the continued publication and integrity of peer-reviewed research works by the private sector.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 16, 2011

Mr. ISSA (for himself and Mrs. MALONEY) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To ensure the continued publication and integrity of peer-reviewed research works by the private sector.

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 “Research Works Act”.

5 **SEC. 2. LIMITATION ON FEDERAL AGENCY ACTION.**

6 No Federal agency may adopt, implement, maintain,  
7 continue, or otherwise engage in any policy, program, or  
8 other activity that—

9 (1) causes, permits, or authorizes network dis-  
10 semination of any private-sector research work with-

1 out the prior consent of the publisher of such work;  
2 or

3 (2) requires that any actual or prospective au-  
4 thor, or the employer of such an actual or prospec-  
5 tive author, assent to network dissemination of a  
6 private-sector research work.

7 **SEC. 3. DEFINITIONS.**

8 In this Act:

9 (1) **AUTHOR.**—The term “author” means a per-  
1 son who writes a private-sector research work. Srrr, or m-cgV 77- .21 3 C

1 Code), describing or interpreting research funded in  
2 whole or in part by a Federal agency and to which  
3 a commercial or nonprofit publisher has made or has  
4 entered into an arrangement to make a value-added  
5 contribution, including peer review or editing. Such  
6 term does not include progress reports or raw data  
7 outputs routinely required to be created for and sub-  
8 mitted directly to a funding agency in the course of  
9 research.

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