

117TH CONGRESS
2D SESSION

H. R. 8305

To amend title 10, United States Code, to require the Secretary of Defense to develop guidelines and resources on the acquisition or licensing of intellectual property, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 7, 2022

Ms. FOXX (for herself and Ms. SPEIER) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to require the Secretary of Defense to develop guidelines and resources on the acquisition or licensing of intellectual property, 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 “Defense Maintenance
5 Data Transparency Act”.

1 **SEC. 2. GUIDELINES AND RESOURCES ON THE ACQUISI-**
2 **TION OR LICENSING OF INTELLECTUAL**
3 **PROPERTY.**

4 Section 3791 of title 10, United States Code, is
5 amended by adding at the end the following new sub-
6 section:

7 “(c) GUIDELINES AND RESOURCES.—

8 “(1) IN GENERAL.—The Secretary of Defense,
9 acting through the Under Secretary of Defense for
10 Acquisition and Sustainment, shall develop guide-
11 lines and resources on the acquisition or licensing of
12 intellectual property, including—

13 “(A) model forms for specially negotiated
14 licenses described under section 3774(c) of this
15 title (as appropriate); and

16 “(B) an identification of definitions, key
17 terms, examples, and case studies that resolve
18 ambiguities in the differences between—

19 “(i) detailed manufacturing and proc-
20 ess data;

21 “(ii) form, fit, and function data; and

22 “(iii) data required for operations,
23 maintenance, installation, and training.

24 “(2) CONSULTATION.—In developing the guide-
25 lines and resources described in paragraph (1), the

- 1 Secretary shall regularly consult with appropriate
- 2 persons.”.

