

Calendar No. 165

119TH CONGRESS
1ST SESSION**S. 855**

To require executive branch employees to report certain royalties, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 5, 2025

Mr. PAUL (for himself and Mr. SCOTT of Florida) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

SEPTEMBER 17 (legislative day, SEPTEMBER 16), 2025

Reported by Mr. PAUL, with amendments

[Omit the parts struck through and insert the parts printed in italic]

A BILL

To require executive branch employees to report certain royalties, 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 “Royalty Transparency
5 Act”.

1 **SEC. 2. FINANCIAL DISCLOSURE REPORTS OF EXECUTIVE**
 2 **BRANCH EMPLOYEES.**

3 (a) INDIVIDUALS REQUIRED TO FILE.—

4 (1) IN GENERAL.—Section 13103 of title 5,
 5 United States Code, is amended—

6 (A) in subsection (f)—

7 (i) in paragraph (11), by striking “;
 8 and” and inserting a semicolon;

9 (ii) in paragraph (12), by striking the
 10 period and inserting “; and”; and

11 (iii) by adding at the end the fol-
 12 lowing:

13 “(13) any member of—

14 “(A) the National Science Advisory Board
 15 for Biosecurity;

16 “(B) the Advisory Committee on Immuni-
 17 zation Practices;

18 “(C) the Advisory Commission on Child-
 19 hood Vaccines;

20 “(D) the National Vaccine Advisory Com-
 21 mittee;

22 “(E) the Vaccines and Related Biological
 23 Products Advisory Committee;

24 “(F) the Defense Science Board;

25 “(G) the Board of Scientific Advisors of
 26 the National Cancer Institute;

1 “(H) the Homeland Security Science and
2 Technology Advisory Committee;

3 “(I) the Medical Review Board Advisory
4 Committee;

5 “(J) the President’s Council of Advisors on
6 Science and Technology; or

7 “(K) any other advisory committee, as de-
8 fined in section 1001, including a successor to
9 a committee described in this paragraph, that
10 the Government Accountability Office deter-
11 mines, in accordance with subsection (j)—

12 “(i) makes recommendations relating
13 to public health to an agency or the Presi-
14 dent; and

15 “(ii) has had any recommendation
16 fully or partially implemented during the
17 10 years preceding the determination.”;
18 and

19 (B) by adding at the end the following:

20 “(j) DETERMINATION REGARDING ADVISORY COM-
21 MITTEES.—Not later than 180 days after the date of en-
22 actment of the Royalty Transparency Act, and annually
23 thereafter, the Government Accountability Office shall
24 publish a list of each advisory committee that the Govern-
25 ment Accountability Office determines—

1 “(1) makes recommendations relating to public
2 health to an agency or the President; and

3 “(2) has had any recommendation fully or par-
4 tially implemented during the 10 years preceding the
5 determination.”.

6 (2) SUNSET.—Effective on the date that is 5
7 years after the date of enactment of this Act, section
8 13103 of title 5, United States Code, as amended by
9 this Act, is amended—

10 (A) in subsection (f)(13), by striking sub-
11 paragraph (K) and inserting the following:

12 “(K) a successor to a committee described
13 in subparagraphs (A) through (J) of this para-
14 graph.”; and

15 (B) by striking subsection (j).

16 (b) NOTIFICATION OF WAIVER.—

17 (1) TITLE 5.—Section 13103(i) of title 5,
18 United States Code, is amended—

19 (A) by moving the matter preceding para-
20 graph (1) two ems to the left;

21 (B) by redesignating paragraphs (1)
22 through (4) as subparagraphs (A) through (D),
23 respectively;

24 (C) in the matter preceding subparagraph
25 (A), as so redesignated, by striking “the super-

1 vising ethics office determines” and inserting
 2 “the supervising ethics office—
 3 “(1) determines”;

4 (D) in subparagraph (D), as so redesign-
 5 nated, by striking the period at the end and in-
 6 serting “; and”; and

7 (E) by adding at the end the following:

8 “(2) provides notification of such waiver to the
 9 Committees on Homeland Security and Govern-
 10 mental Affairs and Commerce, Science, and Trans-
 11 portation of the Senate and the Committees on
 12 Oversight and Government Reform and Energy and
 13 Commerce of the House of Representatives.”.

14 (2) TITLE 18.—Section 208 of title 18, United
 15 States Code, is amended by adding at the end the
 16 following:

17 “(e) Any exemption—

18 “(1) granted under paragraph (1) or (3) of sub-
 19 section (b) shall be immediately reported to the
 20 Committees on Homeland Security and Govern-
 21 mental Affairs and Commerce, Science, and Trans-
 22 portation of the Senate and the Committees on
 23 Oversight and Government Reform and Energy and
 24 Commerce of the House of Representatives, includ-

ing a detailed justification for granting the waiver;
or

“(2) granted under subpart (C) of part 2640 of
title 5 ~~of the~~, Code of Federal Regulations, or any
successor regulation, shall be immediately reported
to the Committees on Homeland Security and Gov-
ernmental Affairs and Commerce, Science, and
Transportation of the Senate and the Committees on
Oversight and Government Reform and Energy and
Commerce of the House of Representatives, includ-
ing a detailed justification for granting the waiver.”.

(c) CONTENTS OF REPORTS.—Section 13104(a)(1) of
title 5, United States Code, is amended—

(1) in subparagraph (A), by inserting “, subject
to subparagraph (C)” after “employment by the
United States Government”; and

(2) by inserting after subparagraph (B) the fol-
lowing:

“(C) ROYALTIES RECEIVED BY GOVERN-
MENT EMPLOYEES AND COMMITTEE FILERS.—

Notwithstanding section 12(c) of the Stevenson-
Wydler Technology Innovation Act of 1980 (15
U.S.C. 3710a(c)) and section 209 of title 35, if
the reporting individual is an officer or em-
ployee in the executive branch (including a spe-

1 cial Government employee, as defined in section
 2 202 of title 18), or an individual described in
 3 section 13103(f)(13), the original source and
 4 amount or value of any royalties received by the
 5 reporting individual, the spouse of the reporting
 6 individual, or a dependent child of the reporting
 7 individual during the reporting period described
 8 in subsection (d) or (e) of section 13103, as ap-
 9 plicable, that were received as a result of an in-
 10 vention developed by the reporting individual in
 11 the course of employment of the reporting indi-
 12 vidual with the United States Government, in-
 13 cluding any royalty interest payment made
 14 under the Federal Technology Transfer Act of
 15 1986 (Public Law 99–502; 100 Stat. 1785), an
 16 amendment made by such Act, or any other ap-
 17 plicable authority.”.

18 (d) REVIEW OF REPORTS.—Section 13107(b) of title
 19 5, United States Code, is amended—

20 (1) in paragraph (1)—

21 (A) in the first sentence, by inserting “and
 22 shall, in the case of an agency or office and not-
 23 withstanding section 12 of the Stevenson-
 24 Wydler Technology Act of 1980 (15 U.S.C.
 25 3710a) and section 209 of title 35, publish such

report on the internet website of the agency or office, as the case may be” after “to any person requesting such inspection or copy”; and

(B) in the second sentence—

(i) by inserting “, notwithstanding section 12 of the Stevenson-Wydler Technology Act of 1980 (15 U.S.C. 3710a) and section 209 of title 35,” after “such report shall”; and

(ii) by inserting “and, in the case of an agency or office, published on the internet website of the agency or office, as the case may be,” after “made available for public inspection”;

(2) by striking paragraph (2) and the ~~matter~~ *flush text* following paragraph (2);

(3) by redesignating paragraph (3) as paragraph (2); and

(4) by adding at the end the following:

“(3) PROCEDURE FOR RELEASING REPORTS TO MEMBERS OF CONGRESS.—Notwithstanding any other provision of law, not later than 30 days after receiving a request from a Member of Congress, any agency or supervising ethics office in the executive branch shall furnish to the Member of Congress a

1 copy of any report submitted under ~~subsection (b)~~
 2 *this subchapter*, which shall be unredacted, except
 3 with respect to social security numbers, dates of
 4 birth, home addresses, rental property addresses,
 5 phone numbers, email addresses, financial account
 6 numbers, signatures, and the personally identifiable
 7 information of dependent children.”.

8 (e) CONFIDENTIAL REPORTS AND OTHER ADDI-
 9 TIONAL REQUIREMENTS.—Section 13109 of title 5,
 10 United States Code, is amended—

11 (1) by redesignating subsections (b) and (c) as
 12 subsections (f) and (g), respectively; and

13 (2) by inserting after subsection (a) the fol-
 14 lowing:

15 “(b) ROYALTIES RECEIVED BY CONFIDENTIAL FIL-
 16 ERS.—Notwithstanding section 12(c) of the Stevenson-
 17 Wydler Technology Innovation Act of 1980 (15 U.S.C.
 18 3710a(c)) and section 209 of title 35, the information re-
 19 quired to be reported under this section shall include the
 20 original source and amount or value of any royalties re-
 21 ceived by the reporting individual, or the spouse or any
 22 dependent child of the reporting individual, that were re-
 23 ceived as a result of an invention, including any royalty
 24 interest payment made under the Federal Technology
 25 Transfer Act of 1986 (Public Law 99–502; 100 Stat.

1 1785), an amendment made by such Act, or any other ap-
2 plicable authority.

3 “(c) PROCEDURE FOR RELEASING REPORTS TO
4 MEMBERS OF CONGRESS.—Notwithstanding any other
5 provision of law, not later than 30 days after receiving
6 a request from a Member of Congress, any agency or su-
7 pervising ethics office in the executive branch shall furnish
8 to the Member of Congress a copy of any report submitted
9 under subsection (a), which shall be unredacted, except
10 with respect to social security numbers, dates of birth,
11 home addresses, rental property addresses, phone num-
12 bers, email addresses, financial account numbers, signa-
13 tures, and the personally identifiable information of de-
14 pendent children.

15 “(d) REPORTS.—Not later than 60 days after the
16 date of enactment of the Royalty Transparency Act, and
17 each year thereafter, the head of each agency shall submit
18 to the Committees on Homeland Security and Govern-
19 mental Affairs and Commerce, Science, and Transpor-
20 tation of the Senate and the Committees on Oversight and
21 Government Reform and Energy and Commerce of the
22 House of Representatives, and as to each agency within
23 the intelligence community (as that term is defined in sec-
24 tion 3 of the National Security Act of 1947 (50 U.S.C.
25 3003)), the head of each such agency shall also submit

1 to the Select Committee on Intelligence of the Senate and
2 the Permanent Select Committee on Intelligence of the
3 House of Representatives, a report relating to confidential
4 financial disclosures of officers and employees under the
5 jurisdiction of such agency for the preceding fiscal year,
6 which shall include—

7 “(1) the number of individuals who filed such
8 disclosures with the agency under this section, in-
9 cluding, if applicable, the subcomponent of the agen-
10 cy that has jurisdiction over the individual and the
11 reason for filing confidentially;

12 “(2) the number of special Government employ-
13 ees, as defined in section 202 of title 18, that are
14 required to file confidential financial disclosure re-
15 ports with the agency under this section; and

16 “(3) any additional information determined to
17 be relevant by the Director of the Office of Govern-
18 ment Ethics after consultation with the Committees
19 on Homeland Security and Governmental Affairs
20 and Commerce, Science, and Transportation of the
21 Senate and the Committees on Oversight and Gov-
22 ernment Reform and Energy and Commerce of the
23 House of Representatives.

24 “(e) PUBLIC DISCLOSURE OF ROYALTIES RECEIVED
25 BY CERTAIN FEDERAL EMPLOYEES.—

1 “(1) DEFINITION.—For the purposes of this
2 subsection, the term ‘covered individual’ means an
3 individual who—

4 “(A) is required to file a confidential finan-
5 cial disclosure report under this section; and

6 “(B) reports receiving a royalty interest
7 under subsection (b).

8 “(2) REQUIREMENT.—Not later than 180 days
9 after the date of enactment of the Royalty Trans-
10 parency Act, and annually thereafter, each agency
11 shall publish a report on the internet website of the
12 agency, listing—

13 “(A) the names of all covered individuals;
14 and

15 “(B) the original source and amount or
16 value of any royalties reported under this sec-
17 tion by each covered individual.”.

18 (f) RULE OF CONSTRUCTION.—Nothing in this sec-
19 tion, or any amendment made by this section, shall be con-
20 strued to limit the ability of an advisory committee, as
21 defined in section 1001 of title 5, United States Code, to
22 conduct work related to the function of the advisory com-
23 mittee.

1 **SEC. 3. PREVENTING ORGANIZATIONAL CONFLICTS OF IN-**
2 **TEREST IN FEDERAL ACQUISITION.**

3 (a) IN GENERAL.—The Federal Acquisition Regu-
4 latory Council and the Office of Management and Budget
5 shall, as appropriate, enact or update any regulation nec-
6 essary to ensure that conflict of interest reviews for pro-
7 spective contractors or grantees include reviews of royal-
8 ties paid to prospective contractors or grantees in the pre-
9 ceding calendar year.

10 (b) ONGOING REVIEWS.—Not later than 1 year after
11 the date of enactment of this Act, and each year there-
12 after, each agency conducting any conflict of interest re-
13 view described in subsection (a) shall report to the Com-
14 mittees on Homeland Security and Governmental Affairs
15 and Commerce, Science, and Transportation of the Senate
16 and the Committees on Oversight and Government Re-
17 form and Energy and Commerce of the House of Rep-
18 resentatives, and as to each agency within the intelligence
19 community (as that term is defined in section 3 of the
20 National Security Act of 1947 (50 U.S.C. 3003)), the
21 head of each such agency shall also report to the Select
22 Committee on Intelligence of the Senate and the Perma-
23 nent Select Committee on Intelligence of the House of
24 Representatives, on the number of identified cases of po-
25 tential conflict of interest related to royalty payments and
26 the steps taken to mitigate those cases.

1 **SEC. 4. SEVERABILITY.**

2 If any provision of this Act, an amendment made by
3 this Act, or the application of such provision or amend-
4 ment to any person or circumstance is held to be unconsti-
5 tutional, the remainder of this Act and the amendments
6 made by this Act, and the application of the provision or
7 the amendment to any other person or circumstance, shall
8 not be affected.

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