

104TH CONGRESS
1ST SESSION

S. 625

To amend the Land Remote Sensing Policy Act of 1992.

IN THE SENATE OF THE UNITED STATES

MARCH 27, 1995

Mr. PRESSLER introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To amend the Land Remote Sensing Policy Act of 1992.

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 “Landsat Amendments
5 Act of 1995”.

6 **SEC. 2. AMENDMENT OF ACT.**

7 The Land Remote Sensing Policy Act of 1992 (15
8 U.S.C. 5601 et seq.) is amended—

9 (1) by amending section 2(9) to read as follows:

10 “(9) Because Landsat data are particularly im-
11 portant for global environmental change research,
12 the program should be managed by an integrated

1 team consisting of the National Aeronautics and
2 Space Administration and the Department of Com-
3 merce.”;

4 (2) in sections 3(6)(A), 101 (a) and (b),
5 103(b), and 504, by striking “Secretary of Defense”
6 and inserting in lieu thereof “Secretary”;

7 (3) in section 3(6)(B), by striking “Department
8 of Defense and” and inserting in lieu thereof “and
9 the Department of Commerce, as well as the Depart-
10 ment of Interior, or”;

11 (4) in section 101(b)(1), by striking “, with the
12 addition of a tracking and data relay satellite com-
13 munications capability”;

14 (5) in section 101(b)(2), by striking all after
15 “baseline funding profile” and inserting in lieu
16 thereof “for the development and operational life of
17 Landsat 7 that is mutually acceptable to the agen-
18 cies constituting the Landsat Program Manage-
19 ment;”;

20 (6) in section 101(b), by inserting after para-
21 graph (4) the following:

22 “The Director of the Office of Science and Technology
23 Policy shall, no later than 60 days after enactment of the
24 Landsat Amendments Act of 1995, transmit the manage-
25 ment plan to the Committee on Science, Space, and Tech-

1 nology of the House of Representatives and the Committee
2 on Commerce, Science, and Transportation of the
3 Senate.”;

4 (7) in sections 101(c)(3), 202(b)(1), 501(a),
5 and 502(c)(7), by striking “section 506” and insert-
6 ing “section 507”;

7 (8) in section 102(b)(1), by striking “by the ex-
8 pected end of the design life of Landsat 6” and in-
9 serting in lieu thereof “by the predicted end of life
10 of Landsat 5, or as soon as practicable thereafter”;

11 (9) in section 103(a), by striking “section 105”
12 and inserting in lieu thereof “section 104”;

13 (10) by adding at the end of section 103 the
14 following:

15 “(c) IMPLEMENTATION OF AGREEMENT.—If negotia-
16 tions under subsection (a) result in an agreement that the
17 Landsat Program Management determines generally
18 achieves the goal stated in paragraphs (1) through (8) of
19 subsection (a), the Landsat Program Management shall
20 award an extension, until the practical demise of Landsat
21 4 or Landsat 5, whichever occurs later, of the existing con-
22 tract with the Landsat 6 contractor incorporating the
23 terms of such agreement.”;

24 (11) by striking section 104 and redesignating
25 section 105 as section 104;

1 (12) in section 201(c), by amending the second
2 sentence thereof to read as follows: “If the Secretary
3 determines that the license requested by the appli-
4 cant should not be issued, the Secretary shall inform
5 the applicant within such 120-day period of the rea-
6 sons for such determination and the specific actions
7 required of the applicant to obtain a license.”;

8 (13) in section 202(b)(6), by inserting “signifi-
9 cant or substantial” before “agreement”;

10 (14) in section 204, by striking “may” and in-
11 serting in lieu thereof “shall”;

12 (15) by inserting at the end of title II the fol-
13 lowing new section:

14 **“SEC. 206. NOTIFICATION.**

15 “(a) LIMITATIONS ON LICENSEE.—Within 30 days
16 after any determination by the Secretary to require a li-
17 censee to limit collection or distribution of data from a
18 system licensed pursuant to this title, the Secretary shall
19 report to the Congress the reasons for such determination,
20 the limitations imposed on the licensee, and the period
21 during which such limitations apply.

22 “(b) TERMINATION, MODIFICATION, OR SUSPEN-
23 SION.—Within 30 days after any action by the Secretary
24 to seek an order of injunction or other judicial determina-
25 tion pursuant to section 203(a)(2), the Secretary shall no-

1 tify the Congress of such action and provide the reasons
2 for such action.”;

3 (16) in section 302—

4 (A) by striking “(a) GENERAL RULE.—”;

5 (B) by striking subsection (b); and

6 (17) in section 507, by striking subsection (a)
7 and subsection (b)(1) and inserting in lieu thereof
8 the following:

9 “(a) RESPONSIBILITY OF SECRETARY OF DE-
10 FENSE.—The Secretary shall consult with the Secretary
11 of Defense on all matters under this Act affecting national
12 security. The Secretary of Defense shall be responsible for
13 determining those conditions, consistent with this Act,
14 necessary to meet national security concerns of the United
15 States and for notifying the Secretary promptly of such
16 conditions. Within 60 days after receiving a request from
17 the Secretary, the Secretary of Defense shall recommend
18 any conditions for a license issued under title II, consist-
19 ent with this Act, that the Secretary of Defense deter-
20 mines are needed to protect the national security of the
21 United States. If no such recommendations have been re-
22 ceived by the Secretary within such 60-day period, the
23 Secretary may deem activities proposed in the license ap-
24 plication to be consistent with the protection of the na-
25 tional security of the United States.

1 “(b) RESPONSIBILITY OF SECRETARY OF STATE.—

2 “(1) The Secretary shall consult with the Sec-
3 retary of State on all matters under this Act affect-
4 ing international obligations of the United States.
5 The Secretary of State shall be responsible for deter-
6 mining those conditions, consistent with this Act,
7 necessary to meet international obligations and poli-
8 cies of the United States and for notifying the Sec-
9 retary promptly of such conditions. Within 60 days
10 after receiving a request from the Secretary, the
11 Secretary of State shall recommend any conditions
12 for a license issued under title II, consistent with
13 this Act, that the Secretary of State determines are
14 needed to meet existing international obligations of
15 the United States. If no such recommendations have
16 been received by the Secretary within such 60-day
17 period, the Secretary may deem activities proposed
18 in the license application to be consistent with exist-
19 ing international obligations of the United States.”.

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