

106TH CONGRESS
2D SESSION

S. 2316

To authorize the lease of real and personal property under the jurisdiction of the National Aeronautics and Space Administration.

IN THE SENATE OF THE UNITED STATES

MARCH 29, 2000

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

A BILL

To authorize the lease of real and personal property under the jurisdiction of the National Aeronautics and Space Administration.

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 “Commercial Space
5 Partnership Act of 1999”.

6 **SEC. 2. LEASE OF REAL AND PERSONAL PROPERTY OF NA-**
7 **TIONAL AERONAUTICS AND SPACE ADMINIS-**
8 **TRATION.**

9 (a) IN GENERAL.—Notwithstanding any other provi-
10 sion of law, the Administrator of the National Aeronautics

1 and Space Administration may enter into a lease under
2 this section with any person or entity (including another
3 department or agency of the Federal Government or an
4 entity of a State or local government) with regard to any
5 real property or personal property under the jurisdiction
6 of the Administrator.

7 (b) LEASE TERM.—(1) The initial term of a lease
8 under this section may not exceed 20 years.

9 (2) Any lease under this section may include an op-
10 tion providing for the extension of the term of the lease,
11 upon the expiration of the initial term of the lease or any
12 extension under this paragraph, for a period of not more
13 than 5 years.

14 (c) CONSIDERATION.—(1) A person or entity entering
15 into a lease under this section shall provide consideration
16 for the lease at fair market value as determined by the
17 Administrator.

18 (2) Consideration under this subsection may take one
19 or a combination of the following forms:

20 (A) The payment of cash.

21 (B) The construction or improvement of facili-
22 ties on real property under the jurisdiction of the
23 Administrator.

1 (C) The provision of services to the Administra-
2 tion, including launch services and payload proc-
3 essing services.

4 (D) In the case of a lease of real property, use
5 by the Administration of facilities on the property.

6 (3)(A) The Administrator may utilize amounts of
7 cash consideration received under this subsection for a
8 lease of property under this section to cover the full costs
9 of the Administration in connection with the lease.

10 (B) Amounts utilized in accordance with this para-
11 graph shall be credited to the appropriation or appropria-
12 tions which provided funds to cover the full costs con-
13 cerned, and shall be merged with and be available to the
14 same extent, and subject to the same conditions and limi-
15 tations, as amounts in such appropriation or appropria-
16 tions.

17 (4) Any amounts of cash consideration received under
18 this subsection that are not utilized in accordance with
19 paragraph (3) shall be deposited in the Treasury of the
20 United States as miscellaneous receipts.

21 (d) ADDITIONAL TERMS AND CONDITIONS.—The Ad-
22 ministrator may require such terms and conditions in con-
23 nection with a lease under this section as the Adminis-
24 trator considers appropriate to protect the interests of the
25 United States.

- 1 (e) RELATIONSHIP TO OTHER LEASE AUTHORITY.—
2 The authority under this section to lease property of the
3 Administration is in addition to any other authority to
4 lease property of the Administration under law.

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