

Calendar No. 106

104TH CONGRESS
1ST SESSION

S. 625

[Report No. 104-81]

A BILL

To amend the Land Remote Sensing Policy Act of
1992.

MAY 15, 1995

Reported without amendment

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1ST SESSION**S. 625****[Report No. 104-81]**

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

MAY 15, 1995

Reported by Mr. PRESSLER, without amendment

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—

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

2 “(9) Because Landsat data are particularly im-
3 portant for global environmental change research,
4 the program should be managed by an integrated
5 team consisting of the National Aeronautics and
6 Space Administration and the Department of Com-
7 merce.”;

8 (2) in sections 3(6)(A), 101 (a) and (b),
9 103(b), and 504, by striking “Secretary of Defense”
10 and inserting in lieu thereof “Secretary”;

11 (3) in section 3(6)(B), by striking “Department
12 of Defense and” and inserting in lieu thereof “and
13 the Department of Commerce, as well as the Depart-
14 ment of Interior, or”;

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

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

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

1 “The Director of the Office of Science and Technology
2 Policy shall, no later than 60 days after enactment of the
3 Landsat Amendments Act of 1995, transmit the manage-
4 ment plan to the Committee on Science, Space, and Tech-
5 nology of the House of Representatives and the Committee
6 on Commerce, Science, and Transportation of the
7 Senate.”;

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

11 (8) in section 102(b)(1), by striking “by the ex-
12 pected end of the design life of Landsat 6” and in-
13 sserting in lieu thereof “by the predicted end of life
14 of Landsat 5, or as soon as practicable thereafter”;

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

17 (10) by adding at the end of section 103 the
18 following:

19 “(c) IMPLEMENTATION OF AGREEMENT.—If negotia-
20 tions under subsection (a) result in an agreement that the
21 Landsat Program Management determines generally
22 achieves the goal stated in paragraphs (1) through (8) of
23 subsection (a), the Landsat Program Management shall
24 award an extension, until the practical demise of Landsat
25 4 or Landsat 5, whichever occurs later, of the existing con-

1 tract with the Landsat 6 contractor incorporating the
2 terms of such agreement.”;

3 (11) by striking section 104 and redesignating
4 section 105 as section 104;

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

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

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

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

18 **“SEC. 206. NOTIFICATION.**

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

1 “(b) TERMINATION, MODIFICATION, OR SUSPEN-
2 SION.—Within 30 days after any action by the Secretary
3 to seek an order of injunction or other judicial determina-
4 tion pursuant to section 203(a)(2), the Secretary shall no-
5 tify the Congress of such action and provide the reasons
6 for such action.”;

7 (16) in section 302—

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

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

10 (17) in section 507, by striking subsection (a)
11 and subsection (b)(1) and inserting in lieu thereof
12 the following:

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

1 ceived by the Secretary within such 60-day period, the
2 Secretary may deem activities proposed in the license ap-
3 plication to be consistent with the protection of the na-
4 tional security of the United States.

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

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