

vided in title II of the America COMPETES Act (Public Law 110-69 [see Tables for classification]), the Administrator [of NASA] shall evaluate and, where possible, expand efforts to maximize NASA's [National Aeronautics and Space Administration's] contribution to interagency efforts to enhance science, technology, engineering, and mathematics education capabilities, and to enhance the Nation's technological excellence and global competitiveness. The Administrator shall identify these enhancements in the annual reports required by section 2001(e) of that Act ([former] 42 U.S.C. 16611a(e)) [now 51 U.S.C. 20303(d)].

“(c) REPORT TO THE CONGRESS.—Within 120 days after the date of enactment of this Act [Jan. 4, 2011], the Administrator shall provide to the House of Representatives Committee on Science and Technology [now Committee on Science, Space, and Technology] and the Senate Committee on Commerce, Science, and Transportation a report on the assessment made pursuant to subsection (a). The report shall include—

“(1) a description of current and potential activities associated with utilization of the International Space Station which are supportive of the goals of educational excellence and innovation and competitive enhancement established or reaffirmed by this Act [see Short Title of 2011 Amendment note set out under section 1861 of Title 42, The Public Health and Welfare], including a summary of the goals supported, the number of individuals or organizations participating in or benefiting from such activities, and a summary of how such activities might be expanded or improved upon;

“(2) a description of government and private partnerships which are, or may be, established to effectively utilize the capabilities represented by the International Space Station to enhance United States competitiveness, innovation and science, technology, engineering, and mathematics education; and

“(3) a summary of proposed actions or activities to be undertaken to ensure the maximum utilization of the International Space Station to contribute to fulfillment of the goals and objectives of this Act, and the identification of any additional authority, assets, or funding that would be required to support such activities.”

#### § 20304. Basic research enhancement

(a) DEFINITION OF BASIC RESEARCH.—In this section, the term “basic research” has the meaning given the term in Office of Management and Budget Circular No. A-11.

(b) COORDINATION.—The Administrator, the Director of the National Science Foundation, the Secretary of Energy, the Secretary of Defense, and the Secretary of Commerce shall, to the extent practicable, coordinate basic research activities related to physical sciences, technology, engineering, and mathematics.

(Pub. L. 111-314, § 3, Dec. 18, 2010, 124 Stat. 3357.)

##### HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
20304 .....	42 U.S.C. 16658.	Pub. L. 110-69, title II, § 2003, Aug. 9, 2007, 121 Stat. 583.

#### § 20305. National Academies decadal surveys

(a) IN GENERAL.—The Administrator shall enter into agreements on a periodic basis with the National Academies for independent assessments, also known as decadal surveys, to take stock of the status and opportunities for Earth and space science discipline fields and Aeronautics research and to recommend priorities for research and programmatic areas over the next decade.

(b) INDEPENDENT COST ESTIMATES.—The agreements described in subsection (a) shall include independent estimates of the life cycle costs and technical readiness of missions assessed in the decadal surveys whenever possible.

(c) REEXAMINATION.—The Administrator shall request that each National Academies decadal survey committee identify any conditions or events, such as significant cost growth or scientific or technological advances, that would warrant the Administration asking the National Academies to reexamine the priorities that the decadal survey had established.

(Pub. L. 111-314, § 3, Dec. 18, 2010, 124 Stat. 3357.)

##### HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
20305 .....	42 U.S.C. 17823.	Pub. L. 110-422, title XI, § 1104, Oct. 15, 2008, 122 Stat. 4809.

##### IMPLEMENTATION OF DECADAL SURVEY'S RECOMMENDED DECISION RULES

Pub. L. 112-55, div. B, title III, Nov. 18, 2011, 125 Stat. 622, provided in part: “That NASA shall implement the recommendations of the most recent National Research Council planetary decadal survey and shall follow the decadal survey's recommended decision rules regarding program implementation, including a strict adherence to the recommendation that NASA include in a balanced program a flagship class mission, which may be executed in cooperation with one or more international partners, if such mission can be appropriately de-scoped and all NASA costs for such mission can be accommodated within the overall funding levels appropriated by Congress”.

## Subtitle III—Administrative Provisions

### CHAPTER 301—APPROPRIATIONS, BUDGETS, AND ACCOUNTING

Sec.	
30101.	Prior authorization of appropriations required.
30102.	Working capital fund.
30103.	Budgets.
30104.	Baselines and cost controls.

#### § 30101. Prior authorization of appropriations required

Notwithstanding the provisions of any other law, no appropriation may be made to the Administration unless previously authorized by legislation enacted by Congress.

(Pub. L. 111-314, § 3, Dec. 18, 2010, 124 Stat. 3357.)

##### HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
30101 .....	42 U.S.C. 2460.	Pub. L. 86-45, § 4, June 15, 1959, 73 Stat. 75.

The word “hereafter” is omitted as unnecessary.

#### § 30102. Working capital fund

(a) ESTABLISHMENT.—There is hereby established in the United States Treasury an Administration working capital fund.

(b) AVAILABILITY OF AMOUNTS.—

(1) IN GENERAL.—Amounts in the fund are available for financing activities, services, equipment, information, and facilities as authorized by law to be provided—

- (A) within the Administration;
- (B) to other agencies or instrumentalities of the United States;
- (C) to any State, territory, or possession or political subdivision thereof;
- (D) to other public or private agencies; or
- (E) to any person, firm, association, corporation, or educational institution on a reimbursable basis.

(2) CAPITAL REPAIRS.—The fund shall also be available for the purpose of funding capital repairs, renovations, rehabilitation, sustainment, demolition, or replacement of Administration real property, on a reimbursable basis within the Administration.

(3) NO FISCAL YEAR LIMITATION.—Amounts in the fund are available without regard to fiscal year limitation.

(c) CONTENTS.—The capital of the fund consists of—

- (1) amounts appropriated to the fund;
- (2) the reasonable value of stocks of supplies, equipment, and other assets and inventories on order that the Administrator transfers to the fund, less the related liabilities and unpaid obligations;
- (3) payments received for loss or damage to property of the fund; and
- (4) refunds or rebates received on an ongoing basis from a credit card services provider under the National Aeronautics and Space Administration’s credit card programs.

(d) REIMBURSEMENT.—The fund shall be reimbursed, in advance, for supplies and services at rates that will approximate the expenses of operation, such as the accrual of annual leave, depreciation of plant, property, and equipment, and overhead.

(Pub. L. 111–314, §3, Dec. 18, 2010, 124 Stat. 3357; Pub. L. 113–6, div. B, title III, Mar. 26, 2013, 127 Stat. 264.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
30102 .....	42 U.S.C. 2459i.	Pub. L. 108–7, div. K, title III, (last par. under heading “Administrative Provisions”, at 117 Stat. 520), Feb. 20, 2003, 117 Stat. 520.

AMENDMENTS

2013—Subsec. (c)(4). Pub. L. 113–6 added par. (4).

§ 30103. Budgets

(a) CATEGORIES.—The proposed budget for the Administration submitted by the President for each fiscal year shall be accompanied by documents showing—

- (1) by program—
  - (A) the budget for space operations, including the International Space Station and the space shuttle;
  - (B) the budget for exploration systems;
  - (C) the budget for aeronautics;
  - (D) the budget for space science;

- (E) the budget for Earth science;
- (F) the budget for microgravity science;
- (G) the budget for education;
- (H) the budget for safety oversight; and
- (I) the budget for public relations;

(2) the budget for technology transfer programs;

(3) the budget for the Integrated Enterprise Management Program, by individual element;

(4) the budget for the Independent Technical Authority, both total and by center;

(5) the total budget for the prize program under section 20144 of this title, and the administrative budget for that program; and

(6) the comparable figures for at least the 2 previous fiscal years for each item in the proposed budget.

(b) ADDITIONAL BUDGET INFORMATION UPON REQUEST BY COMMITTEES.—The Administration shall make available, upon request from the Committee on Science and Technology of the House of Representatives or the Committee on Commerce, Science, and Transportation of the Senate—

(1) information on corporate and center general and administrative costs and service pool costs, including—

(A) the total amount of funds being allocated for those purposes for any fiscal year for which the President has submitted an annual budget request to Congress;

(B) the amount of funds being allocated for those purposes for each center, for headquarters, and for each directorate; and

(C) the major activities included in each cost category; and

(2) the figures on the amount of unobligated funds and unexpended funds, by appropriations account—

(A) that remained at the end of the fiscal year prior to the fiscal year in which the budget is being presented that were carried over into the fiscal year in which the budget is being presented;

(B) that are estimated will remain at the end of the fiscal year in which the budget is being presented that are proposed to be carried over into the fiscal year for which the budget is being presented; and

(C) that are estimated will remain at the end of the fiscal year for which the budget is being presented.

(c) INFORMATION IN ANNUAL BUDGET JUSTIFICATION.—The Administration shall provide, at a minimum, the following information in its annual budget justification:

(1) The actual, current, proposed funding level, and estimated budgets for the next 5 fiscal years by directorate, theme, program, project and activity within each appropriations account.

(2) The proposed programmatic and non-programmatic construction of facilities.

(3) The budget for headquarters including—

(A) the budget by office, and any division thereof, for the actual, current, proposed funding level, and estimated budgets for the next 5 fiscal years;

(B) the travel budget for each office, and any division thereof, for the actual, current, and proposed funding level; and