

(Added Pub. L. 109-364, div. A, title X, §1051(a), Oct. 17, 2006, 120 Stat. 2395.)

§ 2263. United States contributions to the North Atlantic Treaty Organization common-funded budgets

(a) IN GENERAL.—The total amount contributed by the Secretary of Defense in any fiscal year for the common-funded budgets of NATO may be an amount in excess of the maximum amount that would otherwise be applicable to those contributions in such fiscal year under the fiscal year 1998 baseline limitation.

(b) REPORTS.—(1) Not later than October 30 each year, the Secretary of Defense shall submit to the congressional defense committees a report on the contributions made by the Secretary to the common-funded budgets of NATO in the preceding fiscal year.

(2) Each report under paragraph (1) shall include, for the fiscal year covered by such report, the following:

(A) The amounts contributed by the Secretary to each of the separate budgets and programs of the North Atlantic Treaty Organization under the common-funded budgets of NATO.

(B) For each budget and program to which the Secretary made such a contribution, the percentage of such budget or program during the fiscal year that such contribution represented.

(c) DEFINITIONS.—In this section:

(1) COMMON-FUNDED BUDGETS OF NATO.—The term “common-funded budgets of NATO” means the Military Budget, the Security Investment Program, and the Civil Budget of the North Atlantic Treaty Organization (and any successor or additional account or program of NATO).

(2) FISCAL YEAR 1998 BASELINE LIMITATION.—The term “fiscal year 1998 baseline limitation” means the maximum annual amount of Department of Defense contributions for common-funded budgets of NATO that is set forth as the annual limitation in section 3(2)(C)(ii) of the resolution of the Senate giving the advice and consent of the Senate to the ratification of the Protocols to the North Atlantic Treaty of 1949 on the Accession of Poland, Hungary, and the Czech Republic (as defined in section 4(7) of that resolution), approved by the Senate on April 30, 1998.

(Added Pub. L. 110-417, [div. A], title X, §1004(a)(1), Oct. 14, 2008, 122 Stat. 4582.)

REFERENCES IN TEXT

The resolution of ratification of the Protocols to the North Atlantic Treaty of 1949 on the Accession of Poland, Hungary, and the Czech Republic approved by the Senate on April 30, 1998, referred to in subsec. (c)(2), was adopted in the 105th Congress and is not classified to the Code. See Cong. Rec., vol. 144, pt. 5, p. 7555, Apr. 30, 1998.

EFFECTIVE DATE

Pub. L. 110-417, [div. A], title X, §1004(b), Oct. 14, 2008, 122 Stat. 4583, provided that: “The amendments made by this section [enacting this section] shall take effect on October 1, 2008, and shall apply to fiscal years that begin on or after that date.”

§ 2264. Reimbursement for assistance provided to nongovernmental entertainment-oriented media producers

(a) IN GENERAL.—There shall be credited to the applicable appropriations account or fund from which the expenses described in subsection (b) were charged any amounts received by the Department of Defense as reimbursement for such expenses.

(b) DESCRIPTION OF EXPENSES.—The expenses referred to in subsection (a) are any expenses—

(1) incurred by the Department of Defense as a result of providing assistance to a nongovernmental entertainment-oriented media producer;

(2) for which the Department of Defense requires reimbursement under section 9701 of title 31 or any other provision of law; and

(3) for which the Department of Defense received reimbursement after the date of the enactment of the Carl Levin and Howard P. “Buck” McKeon National Defense Authorization Act for Fiscal Year 2015.

(Added Pub. L. 113-291, div. A, title VIII, §859(a), Dec. 19, 2014, 128 Stat. 3461.)

REFERENCES IN TEXT

The date of the enactment of the Carl Levin and Howard P. “Buck” McKeon National Defense Authorization Act for Fiscal Year 2015, referred to in subsec. (b)(3), is the date of the enactment of Pub. L. 113-291, which was approved Dec. 19, 2014.

CHAPTER 135—SPACE PROGRAMS

Sec.	
2271.	Management of space programs: joint program offices and officer management programs.
2272.	Space science and technology strategy: coordination.
2273.	Policy regarding assured access to space: national security payloads.
2273a.	Operationally Responsive Space Program Office.
2274.	Space situational awareness services and information: provision to non-United States Government entities.
2275.	Reports on integration of acquisition and capability delivery schedules for segments of major satellite acquisition programs and funding for such programs.
2276.	Commercial space launch cooperation.
2277.	Report on foreign counter-space programs.
2278.	Notification of foreign interference of national security space.
2279.	Foreign commercial satellite services.
2279a.	Principal Advisor on Space Control.
2279b.	Council on Oversight of the Department of Defense Positioning, Navigation, and Timing Enterprise.

AMENDMENTS

2015—Pub. L. 114-92, div. A, title XVI, §§1602(b), 1603(b), Nov. 25, 2015, 129 Stat. 1096, 1098, added items 2279a and 2279b.

2013—Pub. L. 113-66, div. A, title IX, §911(b), title XVI, §1602(a)(2), Dec. 26, 2013, 127 Stat. 823, 942, added items 2278 and 2279.

Pub. L. 112-239, div. A, title IX, §§911(b), 912(b), 913(c)(2), Jan. 2, 2013, 126 Stat. 1872, 1874, 1876, added items 2275 to 2277.

2009—Pub. L. 111-84, div. A, title IX, §912(b), Oct. 28, 2009, 123 Stat. 2431, added item 2274 and struck out former item 2274 “Space surveillance network: pilot

program for provision of satellite tracking support to entities outside United States Government”.

2006—Pub. L. 109-364, div. A, title IX, §913(b)(2), Oct. 17, 2006, 120 Stat. 2357, substituted “Operationally Responsive Space Program Office” for “Operationally responsive national security payloads and buses: separate program element required” in item 2273a.

2004—Pub. L. 108-375, div. A, title IX, §913(a)(2), Oct. 28, 2004, 118 Stat. 2028, added item 2273a.

2003—Pub. L. 108-136, div. A, title IX, §§911(a)(2), 912(b), 913(b), Nov. 24, 2003, 117 Stat. 1564, 1565, 1567, added items 2272 to 2274.

§ 2271. Management of space programs: joint program offices and officer management programs

(a) **JOINT PROGRAM OFFICES.**—The Secretary of Defense shall take appropriate actions to ensure, to the maximum extent practicable, that space development and acquisition programs of the Department of Defense are carried out through joint program offices.

(b) **OFFICER MANAGEMENT PROGRAMS.**—(1) The Secretary of Defense shall take appropriate actions to ensure, to the maximum extent practicable, that—

(A) Army, Navy, and Marine Corps officers, as well as Air Force officers, are assigned to the space development and acquisition programs of the Department of Defense; and

(B) Army, Navy, and Marine Corps officers, as well as Air Force officers, are eligible, on the basis of qualification, to hold leadership positions within the joint program offices referred to in subsection (a).

(2) The Secretary of Defense shall designate those positions in the Office of the National Security Space Architect of the Department of Defense (or any successor office) that qualify as joint duty assignment positions for purposes of chapter 38 of this title.

(Added Pub. L. 107-107, div. A, title IX, §911(a), Dec. 28, 2001, 115 Stat. 1195.)

PRIOR PROVISIONS

A prior section 2271, act Aug. 10, 1956, ch. 1041, 70A Stat. 123, related to competitions for designs of aircraft, aircraft parts, and aeronautical accessories, prior to repeal by Pub. L. 103-160, div. A, title VIII, §821(a)(1), Nov. 30, 1993, 107 Stat. 1704.

CONSOLIDATION OF ACQUISITION OF WIDEBAND SATELLITE COMMUNICATIONS

Pub. L. 114-92, div. A, title XVI, §1610, Nov. 25, 2015, 129 Stat. 1102, provided that:

“(a) **PLAN.**—

“(1) **CONSOLIDATION.**—Not later than one year after the date of the enactment of this Act [Nov. 25, 2015], the Secretary of Defense shall submit to the congressional defense committees [Committees on Armed Services and Appropriations of the Senate and the House of Representatives] a plan for the consolidation, during the one-year period beginning on the date on which the plan is submitted, of the acquisition of wideband satellite communications necessary to meet the requirements of the Department of Defense for such communications, including with respect to military and commercial satellite communications.

“(2) **ELEMENTS.**—The plan under paragraph (1) shall include—

“(A) an assessment of the management and overhead costs relating to the acquisition of commercial satellite communications services across the Department of Defense;

“(B) an estimate of—

“(i) the costs of implementing the consolidation of the acquisition of such services described in paragraph (1); and

“(ii) the projected savings of the consolidation;

“(C) the identification and designation of a single acquisition agent pursuant to paragraph (3)(A); and

“(D) the roles and responsibilities of officials of the Department, including pursuant to paragraph (3).

“(3) **SINGLE ACQUISITION AGENT.**—

“(A) Except as provided by subparagraph (B), under the plan under paragraph (1), the Secretary of Defense shall identify and designate a single senior official of the Department of Defense to procure wideband satellite communications necessary to meet the requirements of the Department of Defense for such communications, including with respect to military and commercial satellite communications.

“(B) Notwithstanding subparagraph (A), under the plan under paragraph (1), an official described in subparagraph (C) may carry out the procurement of commercial wideband satellite communications if the official determines that such procurement is required to meet an urgent need.

“(C) An official described in this subparagraph is any of the following:

“(i) A Secretary of a military department.

“(ii) The Under Secretary of Defense for Acquisition, Technology, and Logistics.

“(iii) The Chief Information Office[r] of the Department of Defense.

“(iv) A commander of a combatant command.

“(4) **VALIDATION.**—The Director of Cost Assessment and Program Evaluation shall validate the assessment required by subparagraph (A) of paragraph (2) and the estimates required by subparagraph (B) of such paragraph.

“(b) **IMPLEMENTATION.**—

“(1) **IN GENERAL.**—Except as provided by paragraph (2), the Secretary of Defense shall complete the implementation of the plan under subsection (a) by not later than one year after the date on which the Secretary submits the plan under such paragraph.

“(2) **WAIVER.**—The Secretary may waive the implementation of the plan under subsection (a) if the Secretary—

“(A) determines that—

“(i) such implementation will require significant additional funding; or

“(ii) such waiver is in the interests of national security; and

“(B) submits to the congressional defense committees notice of such waiver and the justifications for such waiver.”

SATELLITE COMMUNICATIONS RESPONSIBILITIES OF EXECUTIVE AGENT FOR SPACE

Pub. L. 113-291, div. A, title XVI, §1603, Dec. 19, 2014, 128 Stat. 3622, provided that: “The Secretary of Defense shall, not later than 180 days after the date of the enactment of this Act [Dec. 19, 2014], revise Department of Defense directives and guidance to require the Department of Defense Executive Agent for Space to ensure that in developing space strategies, architectures, and programs for satellite communications, the Executive Agent shall—

“(1) conduct strategic planning to ensure the Department of Defense is effectively and efficiently meeting the satellite communications requirements of the military departments and commanders of the combatant commands;

“(2) coordinate with the secretaries of the military departments, the commanders of the combatant commands, and the heads of Defense Agencies to eliminate duplication of effort and to ensure that resources are used to achieve the maximum effort in related satellite communication science and technology; research, development, test and evaluation; production; and operations and sustainment;