

sion or Earth observing system to the National Oceanic and Atmospheric Administration until the plan required under subsection (c) has been approved by the Administrator and the Administrator of the National Oceanic and Atmospheric Administration and until financial resources have been identified to support the transition or transfer in the President’s budget request for the National Oceanic and Atmospheric Administration.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3426.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
60505 .....	42 U.S.C. 16656.	Pub. L. 109–155, title III, § 306, Dec. 30, 2005, 119 Stat. 2919.

In subsection (b), the words “beginning with the first fiscal year after the date of enactment of this Act [December 30, 2005]” are omitted as obsolete.

In subsection (b), the words “Committee on Science and Technology” are substituted for “Committee on Science” on authority of Rule X(1)(o) of the Rules of the House of Representatives, adopted by House Resolution No. 6 (110th Congress, January 5, 2007).

CHANGE OF NAME

Committee on Science and Technology of House of Representatives changed to Committee on Science, Space, and Technology of House of Representatives by House Resolution No. 5, One Hundred Twelfth Congress, Jan. 5, 2011.

**§ 60506. Sharing of climate related data**

The Administrator shall work to ensure that the Administration’s policies on the sharing of climate related data respond to the recommendations of the Government Accountability Office’s report on climate change research and data-sharing policies and to the recommendations on the processing, distribution, and archiving of data by the National Academies Earth Science Decadal Survey, “Earth Science and Applications from Space”, and other relevant National Academies reports, to enhance and facilitate their availability and widest possible use to ensure public access to accurate and current data on global warming.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3426.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
60506 .....	42 U.S.C. 17825(c).	Pub. L. 110–422, title XI, § 1109(c), Oct. 15, 2008, 122 Stat. 4811.

**Subtitle VII—Access to Space**

**CHAPTER 701—USE OF SPACE LAUNCH SYSTEM OR ALTERNATIVES**

Sec.	
70101.	Recovery of fair value of placing Department of Defense payloads in orbit with space launch system.
70102.	Space launch system use policy.
70103.	Commercial payloads on space launch system.
70104.	Definition of Space Launch System.

AMENDMENTS

2015—Pub. L. 114–90, title I, § 117(a)(1), (b)(2), Nov. 25, 2015, 129 Stat. 717, 718, added item 70104, substituted “SPACE LAUNCH SYSTEM” for “SPACE SHUTTLE” in chapter heading, “space launch system” for “space shuttle” in items 70101 and 70103, and “Space launch system” for “Space shuttle” in item 70102.

**§ 70101. Recovery of fair value of placing Department of Defense payloads in orbit with space launch system**

Notwithstanding any other provision of law, or any interagency agreement, the Administrator shall charge such prices as are necessary to recover the fair value of placing Department of Defense payloads into orbit by means of the space launch system.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3427; Pub. L. 114–90, title I, § 117(a)(2), Nov. 25, 2015, 129 Stat. 717.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
70101 .....	42 U.S.C. 2464.	Pub. L. 97–324, title I, § 106(a), Oct. 15, 1982, 96 Stat. 1600.

AMENDMENTS

2015—Pub. L. 114–90 substituted “space launch system” for “space shuttle” in section catchline and text.

**§ 70102. Space launch system use policy**

(a) IN GENERAL.—The Space Launch System may be used for the following circumstances:

- (1) Payloads and missions that contribute to extending human presence beyond low-Earth orbit and substantially benefit from the unique capabilities of the Space Launch System.
- (2) Other payloads and missions that substantially benefit from the unique capabilities of the Space Launch System.
- (3) On a space available basis, Federal Government or educational payloads that are consistent with NASA’s mission for exploration beyond low-Earth orbit.
- (4) Compelling circumstances, as determined by the Administrator.

(b) AGREEMENTS WITH FOREIGN ENTITIES.—The Administrator may plan, negotiate, or implement agreements with foreign entities for the launch of payloads for international collaborative efforts relating to science and technology using the Space Launch System.

(c) COMPELLING CIRCUMSTANCES.—Not later than 30 days after the date the Administrator makes a determination under subsection (a)(4), the Administrator shall transmit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Science of the House of Representatives written notification of the Administrator’s intent to select the Space Launch System for a specific mission under that subsection, including justification for the determination.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3427; Pub. L. 114–90, title I, § 117(a)(3), Nov. 25, 2015, 129 Stat. 717.)