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PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 2262) TO FACILITATE A PRO-GROWTH ENVIRONMENT FOR THE DEVELOPING COMMERCIAL SPACE INDUSTRY BY ENCOURAGING PRIVATE SECTOR INVESTMENT AND CREATING MORE STABLE AND PREDICTABLE REGULATORY CONDITIONS, AND FOR OTHER PURPOSES; PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 880) TO AMEND THE INTERNAL REVENUE CODE OF 1986 TO SIMPLIFY AND MAKE PERMANENT THE RESEARCH CREDIT; PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES; AND PROVIDING FOR PROCEEDINGS DURING THE PERIOD FROM MAY 22, 2015, THROUGH MAY 29, 2015

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May 19, 2015.—Referred to the House Calendar and ordered to be printed.

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MR. STIVERS, from the Committee on Rules, submitted the following

## REPORT

[To accompany H. Res. \_\_\_]

The Committee on Rules, having had under consideration House Resolution \_\_\_, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

### SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 2262, the SPACE Act of 2015, under a structured rule. The resolution provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Science, Space, and Technology or their respective designees. The resolution waives all points of order against consideration of the bill. The resolution makes in order as original text for purpose of amendment an amendment in the nature of a substitute consisting of the text of Rules Committee Print 114-17 and provides that it shall be considered as read. The resolution waives all points of order against that amendment in the nature of a substitute. The resolution makes in order only those further amendments printed in part A of this report. Each such amendment may be offered only in the order printed in this report, may

be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The resolution waives all points of order against the amendments printed in part A of this report. The resolution provides one motion to recommit with or without instructions.

Section 2 of the resolution provides for consideration of H.R. 880, the American Research and Competitiveness Act of 2015, under a closed rule. The resolution provides one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Ways and Means. The resolution waives all points of order against consideration of the bill. The resolution provides that the amendment in the nature of a substitute recommended by the Committee on Ways and Means now printed in the bill, modified by the amendment printed in part B of this report, shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution provides one motion to recommit with or without instructions.

Section 3 of the resolution provides that it shall be in order at any time on the legislative day of May 21, 2015, for the Speaker to entertain motions that the House suspend the rules, as though under clause 1 of rule XV and that the Speaker or his designee shall consult with the Minority Leader or her designee on the designation of any matter for consideration pursuant to this section.

Section 4 of the resolution provides that the Committee on Appropriations may, at any time before 5 p.m. on Wednesday, May 27, 2015, file privileged reports to accompany measures making appropriations for the fiscal year ending September 30, 2016.

Section 5 of the resolution provides that on any legislative day during the period from May 22, 2015, through May 29, 2015: the Journal of the proceedings of the previous day shall be considered as approved; and the Chair may at any time declare the House adjourned to meet at a date and time, within the limits of clause 4, section 5, article I of the Constitution, to be announced by the Chair in declaring the adjournment.

Section 6 of the resolution provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 5 as though under clause 8(a) of rule I.

#### EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of H.R. 2262 includes a waiver of clause 3(e)(1) of rule XIII ("Ramseyer"), requiring a committee report accompanying a bill amending or repealing statutes to show, by typographical device, parts of statute affected. The waiver is provided because the submission provided by the committee was insufficient to meet the standards established by the rule in its current form. The Committee on Rules continues to work with the House Office of Legislative Counsel and committees to determine the steps necessary to comply with the updated rule.

Although the resolution waives all points of order against the amendment in the nature of a substitute to H.R. 2262 made in order as

original text, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against the amendments to H.R. 2262 printed in part A of this report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

The waiver of all points of order against consideration of H.R. 880 includes a waiver of the following:

- Section 306 of the Congressional Budget Act, which prohibits consideration of legislation within the jurisdiction of the Committee on the Budget unless referred to or reported by the Budget Committee; and
- Section 311 of the Congressional Budget Act, which prohibits consideration of legislation that would cause revenues to be less than the level of total revenues for the first fiscal year or for the total of that first fiscal year and the ensuing fiscal years for which allocations are provided.

Although the resolution waives all points of order against provisions in the bill, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

#### COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

##### Rules Committee Record Vote No. 52

Motion by Mr. McGovern to strike the provision of the rule that self-executes the amendment offered by Rep. Ryan (WI). Defeated: 3-8

| Majority Members            | Vote | Minority Members             | Vote |
|-----------------------------|------|------------------------------|------|
| Ms. Foxx.....               | Nay  | Ms. Slaughter.....           | Yea  |
| Mr. Cole.....               | Nay  | Mr. McGovern.....            | Yea  |
| Mr. Woodall.....            | Nay  | Mr. Hastings of Florida..... | Yea  |
| Mr. Burgess.....            | Nay  | Mr. Polis.....               |      |
| Mr. Stivers.....            | Nay  |                              |      |
| Mr. Collins.....            | Nay  |                              |      |
| Mr. Byrne.....              | Nay  |                              |      |
| Mr. Newhouse.....           | Nay  |                              |      |
| Mr. Sessions, Chairman..... |      |                              |      |

Rules Committee Record Vote No. 53

Motion by Mr. Hastings to report open rules for H.R. 2262 and H.R. 880.  
 Defeated: 3-8

| Majority Members            | Vote | Minority Members             | Vote |
|-----------------------------|------|------------------------------|------|
| Ms. Foxx.....               | Nay  | Ms. Slaughter.....           | Yea  |
| Mr. Cole.....               | Nay  | Mr. McGovern.....            | Yea  |
| Mr. Woodall.....            | Nay  | Mr. Hastings of Florida..... | Yea  |
| Mr. Burgess.....            | Nay  | Mr. Polis.....               |      |
| Mr. Stivers.....            | Nay  |                              |      |
| Mr. Collins.....            | Nay  |                              |      |
| Mr. Byrne.....              | Nay  |                              |      |
| Mr. Newhouse.....           | Nay  |                              |      |
| Mr. Sessions, Chairman..... |      |                              |      |

SUMMARY OF THE AMENDMENTS TO H.R. 2262 IN PART A MADE IN  
ORDER

1. Smith, Lamar (TX): MANAGER'S Makes technical corrections and requires a GAO report on state and municipal spaceports in the existing indemnification regime. (10 minutes)
2. Grijalva (AZ): Broadens the coverage of experimental permits to include suborbital launch vehicles to allow for non-revenue testing. (10 minutes)
3. Rohrabacher (CA): Creates an independent study regarding indemnification for spaceflight participants including options, unintended consequences, and potential costs. (10 minutes)
4. Castro (TX): Ensures the Orbital Traffic Management study includes input from nonprofit organizations that conduct research in space traffic and orbital activities. (10 minutes)
5. Jackson Lee (TX): Facilitates outreach to minority- and women-owned businesses on business opportunities in the commercial space industry. (10 minutes)
6. Jackson Lee (TX): Facilitates the participation of HBCU, Hispanic Serving Institutions; National Indian institutions, in fellowships, work-study and employment opportunities in the emerging commercial space industry. (10 minutes)
7. Edwards (MD): SUBSTITUTE Substitutes the text of S. 1297, a bipartisan Senate companion of this legislation. (20 minutes)

SUMMARY OF THE AMENDMENT TO H.R. 880 IN PART B  
CONSIDERED AS ADOPTED

1. Ryan, Paul (WI): Excludes the budgetary effects of the bill from being entered onto the Statutory Pay-As-You-Go Scorecard.

PART A—TEXT OF AMENDMENTS TO H.R. 2262 MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SMITH OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

112

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 2262  
OFFERED BY MR. SMITH OF TEXAS**

Page 5, line 18, strike "(4)" and insert "(3)".

Page 14, lines 18 and 19, strike "and shall be decided under Federal law".

Page 15, line 18, insert ", in consultation with the Federal Aviation Administration, the Federal Communications Commission, the National Oceanic and Atmospheric Administration, and the Department of Defense," after "National Aeronautics and Space Administration".

Page 17, line 18, insert "(a) SENSE OF CONGRESS.—" before "It is the Sense".

Page 18, after line 8, insert the following:

- 1 (b) REPORT REQUIRED.—Not later than 1 year after
- 2 the date of enactment of this Act, the Comptroller General
- 3 shall submit to the Committee on Science, Space, and
- 4 Technology of the House of Representatives and the Com-
- 5 mittee on Commerce, Science, and Transportation of the
- 6 Senate a report on the potential inclusion of all govern-
- 7 ment property, including State and municipal property, in

1 the existing indemnification regime established under sec-  
2 tion 50914 of title 51, United States Code.

Page 23, line 19, insert "in the table of chapters"  
after "chapter 701".

Page 31, line 22, amend subparagraph (C) to read  
as follows:

3           “(C) a list of all applications denied and  
4           an explanation of why each application was de-  
5           nied, including any information relevant to the  
6           interagency adjudication process of a licensing  
7           request;

Page 32, line 10, after paragraph (3), insert the fol-  
lowing:

8 Such report may include classified annexes as necessary  
9 to protect the disclosure of sensitive or classified informa-  
10 tion.

Page 32, after line 10, insert the following:

11           (b) CLERICAL AMENDMENT.—The table of sections  
12 at the beginning of chapter 601 of such title is amended  
13 by inserting after the item relating to section 60125 the  
14 following new item:

“60126. Annual reporting.”.



2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRIJALVA OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

22

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 2262  
OFFERED BY MR. GRIJALVA OF ARIZONA**

Page 9, lines 18 through 20, amend paragraph (1) to read as follows:

1           (1) in subsection (d), by striking “that will be  
2           launched or reentered” and inserting “or reusable  
3           launch vehicles that will be launched into a sub-  
4           orbital trajectory or reentered under that permit”;

Page 10, lines 1 and 2, amend paragraph (3) to read as follows:

5           (3) in subsection (d)(3)—  
6           (A) by striking “prior to obtaining a li-  
7           cense”; and  
8           (B) by inserting “or vehicle” after “design  
9           of the rocket”;

Page 10, line 5, insert “, or for a particular reusable launch vehicle or reusable launch vehicle design,” after “rocket design”.

Page 10, line 5, strike “and”.

Page 10, line 6, redesignate paragraph (5) as paragraph (6).

Page 10, after line 5, insert the following new paragraph:

1           (5) in subsection (e)(2), by inserting “or launch  
2           vehicle” after “the suborbital rocket”;

Page 10, line 11, strike the period at the end and insert “; and”.

Page 10, after line 11, insert the following new paragraph:

3           (7) in subsection (h), by inserting “or reusable  
4           launch vehicle” after “suborbital rocket”.



3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROHRABACHER OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 2262  
OFFERED BY MR. ROHRBACHER OF CALIFORNIA**

Page 14, after line 12, insert the following new section:

1 **SEC. 106. INDEPENDENT STUDY OF INDEMNIFICATION FOR**  
2 **SPACE FLIGHT PARTICIPANTS.**

3 Not later than 1 year after the date of enactment  
4 of this Act, the Comptroller General shall provide to the  
5 Committee on Science, Space, and Technology of the  
6 House of Representatives and the Committee on Commerce,  
7 Science, and Transportation of the Senate a report  
8 detailing the results of a study of the issues associated  
9 with space flight participants and potential third party  
10 claims that could arise from a potential accident of a commercial  
11 licensed launch vehicle or reentry vehicle that is  
12 carrying space flight participants. The study shall—

13 (1) identify the issues associated with space  
14 flight participants and third party liability;

15 (2) identify options for addressing the issues;

16 (3) identify any potential unintended consequences  
17 and issues associated with each of the options;  
18 and

- 1 (4) identify any potential costs to the Federal
- 2 Government for each of the options.



4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CASTRO OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

2R

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 2262  
OFFERED BY MR. CASTRO OF TEXAS**

Page 15, line 19, insert "nonprofit," after "independent,".



5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 2262  
OFFERED BY MS. JACKSON LEE OF TEXAS**

Page 22, line 19, strike "and".

Page 22, line 23, strike the period and insert ";  
and".

Page 22, after line 23, insert the following:

- 1 (iii) facilitate outreach to minority-
- 2 and women-owned businesses on business
- 3 opportunities in the commercial space in-
- 4 dustry.



6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

8

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 2262  
OFFERED BY MS. JACKSON LEE OF TEXAS**

Page 22, line 19, strike “and”.

Page 22, line 23, strike the period and insert “;  
and”.

Page 22, after line 23, insert the following:

1                   (iii) facilitate the participation of the  
2                   Emerging Researchers National Con-  
3                   ference in STEM, American Association  
4                   for the Advancement of Science, Louis  
5                   Stokes Alliances for Minority Participation  
6                   Program (LAMP), Historically Black Col-  
7                   leges and Universities Undergraduate Pro-  
8                   gram (HBCU-UP) of the National Science  
9                   Foundation, Emerging Researchers Na-  
10                  tional Conference in Science, Technology,  
11                  Engineering and Mathematics, the Univer-  
12                  sity of Florida’s Institute for African-  
13                  American Mentoring in Computing  
14                  Sciences, the Hispanic Association of Col-  
15                  leges and Universities, the National Indian

1 Education Association, and other institu-  
2 tions, organizations, or associations as the  
3 Secretary of Transportation determines to  
4 be useful in investigating the feasibility of  
5 developing programs for fellowships, work-  
6 study, and employment opportunities for  
7 undergraduate and graduate students.



7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE EDWARDS OF MARYLAND OR HER DESIGNEE, DEBATABLE FOR 20 MINUTES

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 2262  
OFFERED BY MS. EDWARDS OF MARYLAND**

Strike all after the enacting clause and insert the following:

**1 SECTION 1. SHORT TITLE.**

2 This Act may be cited as the "U.S. Commercial  
3 Space Launch Competitiveness Act".

**4 SEC. 2. REFERENCES TO TITLE 51, UNITED STATES CODE.**

5 Except as otherwise expressly provided, wherever in  
6 this Act an amendment or repeal is expressed in terms  
7 of an amendment to, or repeal of, a section or other provi-  
8 sion, the reference shall be considered to be made to a  
9 section or other provision of title 51, United States Code.

**10 SEC. 3. LIABILITY INSURANCE AND FINANCIAL RESPONSIBI-  
11 BILITY REQUIREMENTS.**

12 (a) SENSE OF CONGRESS.—It is the sense of Con-  
13 gress that it is in the public interest to update the method-  
14 ology used to calculate the maximum probable loss from  
15 claims under section 50914 of title 51, United States  
16 Code, with a validated risk profile approach in order to  
17 consistently compute valid and reasonable maximum prob-  
18 able loss values.

1 (b) IMPLEMENTATION.—Not later than September  
2 30, 2015, the Secretary of Transportation, in consultation  
3 with the commercial space sector and insurance providers,  
4 shall—

5 (1) evaluate and, if necessary, develop a plan to  
6 update the methodology used to calculate the maximum  
7 probable loss from claims under section 50914  
8 of title 51, United States Code;

9 (2) in evaluating or developing a plan under  
10 paragraph (1)—

11 (A) ensure that the Federal Government is  
12 not exposed to greater costs than intended and  
13 that launch companies are not required to purchase  
14 more insurance coverage than necessary;  
15 and

16 (B) consider the impact of the cost to both  
17 the industry and the Government of implementing  
18 an updated methodology; and

19 (3) submit the evaluation, and any plan, to the  
20 Committee on Commerce, Science, and Transportation  
21 of the Senate and the Committee on Science,  
22 Space, and Technology of the House of Representatives.  
23

1 **SEC. 4. LAUNCH LIABILITY EXTENSION.**

2 Section 50915(f) is amended by striking “December  
3 31, 2016” and inserting “December 31, 2020”.

4 **SEC. 5. COMMERCIAL SPACE LAUNCH LICENSING AND EX-**  
5 **PERIMENTAL PERMITS.**

6 Section 50906 is amended—

7 (1) in subsection (d), by striking “launched or  
8 reentered” and inserting “launched or reentered  
9 under that permit”;

10 (2) by amending subsection (d)(1) to read as  
11 follows:

12 “(1) research and development to test design  
13 concepts, equipment, or operating techniques;”;

14 (3) in subsection (d)(3) by striking “prior to  
15 obtaining a license”;

16 (4) in subsection (e)(1) by striking “suborbital  
17 rocket design” and inserting “suborbital rocket or  
18 suborbital rocket design”; and

19 (5) by amending subsection (g) to read as fol-  
20 lows:

21 “(g) The Secretary may issue a permit under this sec-  
22 tion notwithstanding any license issued under this chapter.  
23 The issuance of a license under this chapter may not inval-  
24 idate a permit issued under this section.”.

1 **SEC. 6. LICENSING REPORT.**

2 Not later than 120 days after the date of enactment  
3 of this Act, the Secretary of Transportation shall submit  
4 to the Committee on Commerce, Science, and Transpor-  
5 tation of the Senate and the Committee on Science, Space,  
6 and Technology of the House of Representatives a report  
7 on approaches for streamlining the licensing and permit-  
8 ting process of launch vehicles, reentry vehicles, or compo-  
9 nents of launch or reentry vehicles, to enable non-launch  
10 flight operations related to space transportation. The re-  
11 port shall include approaches to improve efficiency, reduce  
12 unnecessary costs, resolve inconsistencies, remove duplica-  
13 tion, and minimize unwarranted constraints.

14 **SEC. 7. SPACE AUTHORITY.**

15 (a) **IN GENERAL.**—Not later than 120 days after the  
16 date of enactment of this Act, the Director of the Office  
17 of Science and Technology Policy, in consultation with the  
18 Secretary of State, the Secretary of Transportation, the  
19 Administrator of the National Aeronautics and Space Ad-  
20 ministration, the heads of other relevant Federal agencies,  
21 and the commercial space sector, shall—

22 (1) assess current, and proposed near-term,  
23 commercial non-governmental activities conducted in  
24 space;

25 (2) identify appropriate oversight authorities  
26 for the activities described in paragraph (1);





1 the Commercial Space Transportation Advisory Com-  
2 mittee, shall submit to the Committee on Commerce,  
3 Science, and Transportation of the Senate and the Com-  
4 mittee on Science, Space, and Technology of the House  
5 of Representative a report specifying key industry metrics  
6 that might indicate readiness of the commercial space sec-  
7 tor and the Department of Transportation to transition  
8 to a regulatory approach under section 50905(c)(3) of title  
9 51, United States Code, that considers space flight partici-  
10 pant, government astronaut, and crew safety.

11 (d) BIENNIAL REPORT.—Beginning on December 31,  
12 2016, and biennially thereafter, the Secretary of Trans-  
13 portation, in consultation and coordination with the com-  
14 mercial space sector, including the Commercial Space  
15 Transportation Advisory Committee, shall submit to the  
16 Committee on Commerce, Science, and Transportation of  
17 the Senate and the Committee on Science, Space, and  
18 Technology of the House of Representatives a report that  
19 identifies the activities, described in subsections (c) and  
20 (d) of section 50905 of title 51, United States Code, most  
21 appropriate for regulatory action, if any, and a proposed  
22 transition plan for such regulations.

23 **SEC. 10. INDUSTRY VOLUNTARY CONSENSUS STANDARDS.**

24 (a) INDUSTRY VOLUNTARY CONSENSUS STAND-  
25 ARDS.—Section 50905(c), as amended in section 9 of this

1 Act, is further amended by adding at the end the fol-  
2 lowing:

3           “(6) The Secretary shall continue to work with  
4 the commercial space sector, including the Commer-  
5 cial Space Transportation Advisory Committee, to  
6 facilitate the development of voluntary consensus  
7 standards based on recommended best practices to  
8 improve the safety of crew, government astronauts,  
9 and space flight participants as the commercial  
10 space sector continues to mature.”.

11       (b) BIENNIAL REPORT.—Beginning on December 31,  
12 2016, and biennially thereafter, the Secretary of Trans-  
13 portation, in consultation and coordination with the com-  
14 mercial space sector, including the Commercial Space  
15 Transportation Advisory Committee, shall submit to the  
16 Committee on Commerce, Science, and Transportation of  
17 the Senate and the Committee on Science, Space, and  
18 Technology of the House of Representatives a report de-  
19 tailing progress on the development of industry voluntary  
20 consensus standards under section 50905(c)(6) of title 51,  
21 United States Code.

22 **SEC. 11. GOVERNMENT ASTRONAUTS.**

23       (a) FINDINGS AND PURPOSE.—Section 50901(15) is  
24 amended by inserting “, government astronauts,” after  
25 “crew” each place it appears.

1 (b) DEFINITION OF GOVERNMENT ASTRONAUT.—

2 Section 50902 is amended—

3 (1) by redesignating paragraphs (4) through  
4 (22) as paragraphs (7) through (25), respectively;  
5 and

6 (2) by inserting after paragraph (3) the fol-  
7 lowing:

8 “(4) ‘*government astronaut*’ means an individual  
9 who—

10 “(A) is either—

11 “(i) an employee of the United States  
12 Government, including the uniformed serv-  
13 ices, engaged in the performance of a Fed-  
14 eral function under authority of law or an  
15 Executive act; or

16 “(ii) an international partner astro-  
17 naut;

18 “(B) is identified by the Administrator of  
19 the National Aeronautics and Space Adminis-  
20 tration;

21 “(C) is carried within a launch vehicle or  
22 reentry vehicle; and

23 “(D) may perform or may not perform ac-  
24 tivities directly relating to the launch, reentry,

1 or other operation of the launch vehicle or re-  
2 entry vehicle.

3 “(5) ‘international partner astronaut’ means an  
4 individual designated under Article 11 of the Inter-  
5 national Space Station Intergovernmental Agree-  
6 ment, by a partner to that agreement other than the  
7 United States, as qualified to serve as an Inter-  
8 national Space Station crew member.

9 “(6) ‘International Space Station Intergovern-  
10 mental Agreement’ means the Agreement Con-  
11 cerning Cooperation on the International Space Sta-  
12 tion, signed at Washington January 29, 1998 (TIAS  
13 12927).”.

14 (c) DEFINITION OF LAUNCH.—Paragraph (7) of sec-  
15 tion 50902, as redesignated, is amended by striking “and  
16 any payload, crew, or space flight participant” and insert-  
17 ing “and any payload or human being”.

18 (d) DEFINITION OF LAUNCH SERVICES.—Paragraph  
19 (9) of section 50902, as redesignated, is amended by strik-  
20 ing “payload, crew (including crew training), or space  
21 flight participant” and inserting “payload, crew (including  
22 crew training), government astronaut, or space flight par-  
23 ticipant”.

24 (e) DEFINITION OF REENTER AND REENTRY.—Para-  
25 graph (16) of section 50902, as redesignated, is amended

1 by striking “and its payload, crew, or space flight partici-  
2 pants, if any,” and inserting “and its payload or human  
3 beings, if any,”.

4 (f) DEFINITION OF REENTRY SERVICES.—Paragraph  
5 (17) of section 50902, as redesignated, is amended by  
6 striking “payload, crew (including crew training), or space  
7 flight participant, if any,” and inserting “payload, crew  
8 (including crew training), government astronaut, or space  
9 flight participant, if any,”.

10 (g) DEFINITION OF SPACE FLIGHT PARTICIPANT.—  
11 Paragraph (20) of section 50902, as redesignated, is  
12 amended to read as follows:

13 “(20) ‘space flight participant’ means an indi-  
14 vidual, who is not crew or a government astronaut,  
15 carried within a launch vehicle or reentry vehicle.”.

16 (h) DEFINITION OF THIRD PARTY.—Paragraph  
17 (24)(E) of section 50902, as redesignated, is amended by  
18 inserting “, government astronauts,” after “crew”.

19 (i) RESTRICTIONS ON LAUNCHES, OPERATIONS, AND  
20 REENTRIES; SINGLE LICENSE OR PERMIT.—Section  
21 50904(d) is amended by striking “activities involving crew  
22 or space flight participants” and inserting “activities in-  
23 volving crew, government astronauts, or space flight par-  
24 ticipants”.

1 (j) LICENSE APPLICATIONS AND REQUIREMENTS;

2 APPLICATIONS.—Section 50905 is amended—

3 (1) in subsection (a)(2), by striking “crews and  
4 space flight participants” and inserting “crew, gov-  
5 ernment astronauts, and space flight participants”;

6 (2) in subsection (b)(2)(D), by striking “crew  
7 or space flight participants” and inserting “crew,  
8 government astronauts, or space flight participants”;  
9 and

10 (3) in subsection (c)—

11 (A) in paragraph (1), by striking “crew  
12 and space flight participants” and inserting  
13 “crew, government astronauts, and space flight  
14 participants”; and

15 (B) in paragraph (2), by striking “to crew  
16 or space flight participants” each place it ap-  
17 pears and inserting “to crew, government astro-  
18 nauts, or space flight participants”.

19 (k) MONITORING ACTIVITIES.—Section 50907(a) is  
20 amended by striking “crew or space flight participant  
21 training” and inserting “crew, government astronaut, or  
22 space flight participant training”.

23 (l) ADDITIONAL SUSPENSIONS.—Section  
24 50908(d)(1) is amended by striking “to crew or space

1 flight participants” each place it appears and inserting “to  
2 any human being”.

3 (m) ENFORCEMENT AND PENALTY.—Section  
4 50917(b)(1)(D)(i) is amended by striking “crew or space  
5 flight participant training site,” and inserting “crew, gov-  
6 ernment astronaut, or space flight participant training  
7 site,”.

8 (n) RELATIONSHIP TO OTHER EXECUTIVE AGEN-  
9 CIES, LAWS, AND INTERNATIONAL OBLIGATIONS; NON-  
10 APPLICATION.—Section 50919(g) is amended to read as  
11 follows:

12 “(g) NONAPPLICATION.—

13 “(1) IN GENERAL.—This chapter does not  
14 apply to—

15 “(A) a launch, reentry, operation of a  
16 launch vehicle or reentry vehicle, operation of a  
17 launch site or reentry site, or other space activ-  
18 ity the Government carries out for the Govern-  
19 ment; or

20 “(B) planning or policies related to the  
21 launch, reentry, operation, or activity under  
22 subparagraph (A).

23 “(2) RULE OF CONSTRUCTION.—The following  
24 activities are not space activities the Government  
25 carries out for the Government under paragraph (1):



1           (2) facilitate Government, State, and private  
2           sector involvement in enhancing U.S. launch sites  
3           and facilities;

4           (3) protect public health and safety, safety of  
5           property, national security interests, and foreign pol-  
6           icy interests of the United States; and

7           (4) consult with the head of another executive  
8           agency, including the Secretary of Defense or the  
9           Administrator of the National Aeronautics and  
10          Space Administration, as necessary to provide con-  
11          sistent application of licensing requirements under  
12          chapter 509 of title 51, United States Code.

13          (c) REQUIREMENTS.—

14           (1) IN GENERAL.—The Secretary of Transpor-  
15          tation under section 50918 of title 51, United States  
16          Code, and subject to section 50905(b)(2)(C) of that  
17          title, shall consult with the Secretary of Defense, the  
18          Administrator of the National Aeronautics and  
19          Space Administration, and the heads of other execu-  
20          tive agencies, as appropriate—

21           (A) to identify all requirements that are  
22          imposed to protect the public health and safety,  
23          safety of property, national security interests,  
24          and foreign policy interests of the United States  
25          relevant to any commercial launch of a launch

1 vehicle or commercial reentry of a reentry vehi-  
2 cle; and

3 (B) to evaluate the requirements identified  
4 in subparagraph (A) and, in coordination with  
5 the licensee or transferee and the heads of the  
6 relevant executive agencies—

7 (i) determine whether the satisfaction  
8 of a requirement of one agency could result  
9 in the satisfaction of a requirement of an-  
10 other agency; and

11 (ii) resolve any inconsistencies and re-  
12 move any outmoded or duplicative require-  
13 ments or approvals of the Federal Govern-  
14 ment relevant to any commercial launch of  
15 a launch vehicle or commercial reentry of  
16 a reentry vehicle.

17 (2) REPORTS.—Not later than 180 days after  
18 the date of enactment of this Act, and annually  
19 thereafter until the Secretary of Transportation de-  
20 termines no outmoded or duplicative requirements or  
21 approvals of the Federal Government exist, the Sec-  
22 retary of Transportation, in consultation with the  
23 Secretary of Defense, the Administrator of the Na-  
24 tional Aeronautics and Space Administration, the  
25 commercial space sector, and the heads of other ex-

1       ecutive agencies, as appropriate, shall submit to the  
2       Committee on Commerce, Science, and Transpor-  
3       tation of the Senate, the Committee on Science,  
4       Space, and Technology of the House of Representa-  
5       tives, and the congressional defense committees a re-  
6       port that includes the following:

7               (A) A description of the process for the ap-  
8               plication for and approval of a permit or license  
9               under chapter 509 of title 51, United States  
10              Code, for the commercial launch of a launch ve-  
11              hicle or commercial reentry of a reentry vehicle,  
12              including the identification of—

13                   (i) any unique requirements for oper-  
14                   ating on a United States Government  
15                   launch site, reentry site, or launch prop-  
16                   erty; and

17                   (ii) any inconsistent, outmoded, or du-  
18                   plicative requirements or approvals.

19               (B) A description of current efforts, if any,  
20               to coordinate and work across executive agen-  
21               cies to define interagency processes and proce-  
22               dures for sharing information, avoiding duplica-  
23               tion of effort, and resolving common agency re-  
24               quirements.

1 (C) Recommendations for legislation that  
2 may further—

3 (i) streamline requirements in order  
4 to improve efficiency, reduce unnecessary  
5 costs, resolve inconsistencies, remove dupli-  
6 cation, and minimize unwarranted con-  
7 straints; and

8 (ii) consolidate or modify require-  
9 ments across affected agencies into a sin-  
10 gle application set that satisfies the re-  
11 quirements identified in paragraph (1)(A).

12 (3) DEFINITIONS.—For purposes of this sub-  
13 section—

14 (A) any applicable definitions set forth in  
15 section 50902 of title 51, United States Code,  
16 shall apply;

17 (B) the terms “launch”, “reenter”, and  
18 “reentry” include landing of a launch vehicle or  
19 reentry vehicle; and

20 (C) the terms “United States Government  
21 launch site” and “United States Government  
22 reentry site” include any necessary facility, at  
23 that location, that is commercially operated on  
24 United States Government property.

1 **SEC. 13. OPERATION AND UTILIZATION OF THE ISS.**

2 (a) SENSE OF CONGRESS.—It is the sense of Con-  
3 gress that—

4 (1) maximum utilization of partnerships, sci-  
5 entific research, commercial applications, and explo-  
6 ration test bed capabilities of the ISS is essential to  
7 ensuring the greatest return on investments made by  
8 the United States and its international partners in  
9 the development, assembly, and operations of that  
10 unique facility; and

11 (2) every effort should be made to ensure that  
12 decisions regarding the service life of the ISS are  
13 based on the station's projected capability to con-  
14 tinue providing effective and productive research and  
15 exploration test bed capabilities.

16 (b) CONTINUATION OF THE INTERNATIONAL SPACE  
17 STATION.—

18 (1) MAINTAINING USE THROUGH AT LEAST  
19 2024.—Section 70907 is amended to read as follows:

20 **“§ 70907. Maintaining use through at least 2024**

21 “(a) POLICY.—The Administrator shall take all nec-  
22 essary steps to ensure that the International Space Sta-  
23 tion remains a viable and productive facility capable of po-  
24 tential United States utilization through at least Sep-  
25 tember 30, 2024.

1       “(b) NASA ACTIONS.—In furtherance of the policy  
2 under subsection (a), the Administrator shall ensure, to  
3 the extent practicable, that the International Space Sta-  
4 tion, as a designated national laboratory—

5               “(1) remains viable as an element of overall ex-  
6 ploration and partnership strategies and approaches;

7               “(2) is considered for use by all NASA mission  
8 directorates, as appropriate, for technically appro-  
9 priate scientific data gathering or technology risk re-  
10 duction demonstrations; and

11               “(3) remains an effective, functional vehicle  
12 providing research and test bed capabilities for the  
13 United States through at least September 30,  
14 2024.”.

15               (2) TECHNICAL AND CONFORMING AMEND-  
16 MENT.—The table of contents for chapter 709 is  
17 amended by amending the item relating to section  
18 70907 to read as follows:

“70907. Maintaining use through at least 2024.”.



PART B—TEXT OF AMENDMENT TO H.R. 880 CONSIDERED AS  
ADOPTED

**AMENDMENT TO H.R. 880, AS REPORTED  
OFFERED BY MR. RYAN OF WISCONSIN**

At the end, add the following:

- 1 **SEC. 3. BUDGETARY EFFECTS.**
- 2       The budgetary effects of this Act shall not be entered
- 3 on either PAYGO scorecard maintained pursuant to sec-
- 4 tion 4(d) of the Statutory Pay-As-You-Go Act of 2010.



**House Calendar No.** \_\_\_\_\_

114<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. RES.** \_\_\_\_\_

**Report No. 114**—\_\_\_\_\_

Providing for consideration of the bill (H.R. 2262) to facilitate a pro-growth environment for the developing commercial space industry by encouraging private sector investment and creating more stable and predictable regulatory conditions, and for other purposes; providing for consideration of the bill (H.R. 880) to amend the Internal Revenue Code of 1986 to simplify and make permanent the research credit; providing for consideration of motions to suspend the rules; and providing for proceedings during the period from May 22, 2015, through May 29, 2015.

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IN THE HOUSE OF REPRESENTATIVES

MAY 19, 2015

Mr. STIVERS, from the Committee on Rules, reported the following resolution; which was referred to the House Calendar and ordered to be printed

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**RESOLUTION**

Providing for consideration of the bill (H.R. 2262) to facilitate a pro-growth environment for the developing commercial space industry by encouraging private sector investment and creating more stable and predictable regulatory conditions, and for other purposes; providing for consideration of the bill (H.R. 880) to amend the Internal Revenue Code of 1986 to simplify and make permanent the research credit; providing for consideration of motions to suspend the rules; and providing for pro-

ceedings during the period from May 22, 2015, through May 29, 2015.

1       *Resolved*, That at any time after adoption of this reso-  
2 lution the Speaker may, pursuant to clause 2(b) of rule  
3 XVIII, declare the House resolved into the Committee of  
4 the Whole House on the state of the Union for consider-  
5 ation of the bill (H.R. 2262) to facilitate a pro-growth en-  
6 vironment for the developing commercial space industry  
7 by encouraging private sector investment and creating  
8 more stable and predictable regulatory conditions, and for  
9 other purposes. The first reading of the bill shall be dis-  
10 pensed with. All points of order against consideration of  
11 the bill are waived. General debate shall be confined to  
12 the bill and shall not exceed one hour equally divided and  
13 controlled by the chair and ranking minority member of  
14 the Committee on Science, Space, and Technology or their  
15 respective designees. After general debate the bill shall be  
16 considered for amendment under the five-minute rule. In  
17 lieu of the amendment in the nature of a substitute rec-  
18 ommended by the Committee on Science, Space, and Tech-  
19 nology now printed in the bill, it shall be in order to con-  
20 sider as an original bill for the purpose of amendment  
21 under the five-minute rule an amendment in the nature  
22 of a substitute consisting of the text of Rules Committee  
23 Print 114-17. That amendment in the nature of a sub-  
24 stitute shall be considered as read. All points of order

1 against that amendment in the nature of a substitute are  
2 waived. No amendment to that amendment in the nature  
3 of a substitute shall be in order except those printed in  
4 part A of the report of the Committee on Rules accom-  
5 panying this resolution. Each such amendment may be of-  
6 fered only in the order printed in the report, may be of-  
7 fered only by a Member designated in the report, shall  
8 be considered as read, shall be debatable for the time spec-  
9 ified in the report equally divided and controlled by the  
10 proponent and an opponent, shall not be subject to amend-  
11 ment, and shall not be subject to a demand for division  
12 of the question in the House or in the Committee of the  
13 Whole. All points of order against such amendments are  
14 waived. At the conclusion of consideration of the bill for  
15 amendment the Committee shall rise and report the bill  
16 to the House with such amendments as may have been  
17 adopted. Any Member may demand a separate vote in the  
18 House on any amendment adopted in the Committee of  
19 the Whole to the bill or to the amendment in the nature  
20 of a substitute made in order as original text. The previous  
21 question shall be considered as ordered on the bill and  
22 amendments thereto to final passage without intervening  
23 motion except one motion to recommit with or without in-  
24 structions.

1           SEC. 2. Upon adoption of this resolution it shall be  
2 in order to consider in the House the bill (H.R. 880) to  
3 amend the Internal Revenue Code of 1986 to simplify and  
4 make permanent the research credit. All points of order  
5 against consideration of the bill are waived. The amend-  
6 ment in the nature of a substitute recommended by the  
7 Committee on Ways and Means now printed in the bill,  
8 modified by the amendment printed in part B of the report  
9 of the Committee on Rules accompanying this resolution,  
10 shall be considered as adopted. The bill, as amended, shall  
11 be considered as read. All points of order against provi-  
12 sions in the bill, as amended, are waived. The previous  
13 question shall be considered as ordered on the bill, as  
14 amended, and on any further amendment thereto, to final  
15 passage without intervening motion except: (1) one hour  
16 of debate equally divided and controlled by the chair and  
17 ranking minority member of the Committee on Ways and  
18 Means; and (2) one motion to recommit with or without  
19 instructions.

20           SEC. 3. It shall be in order at any time on the legisla-  
21 tive day of May 21, 2015, for the Speaker to entertain  
22 motions that the House suspend the rules as though under  
23 clause 1 of rule XV. The Speaker or his designee shall  
24 consult with the Minority Leader or her designee on the

1 designation of any matter for consideration pursuant to  
2 this section.

3 SEC. 4. The Committee on Appropriations may, at  
4 any time before 5 p.m. on Wednesday, May 27, 2015, file  
5 privileged reports to accompany measures making appro-  
6 priations for the fiscal year ending September 30, 2016.

7 SEC. 5. On any legislative day during the period from  
8 May 22, 2015, through May 29, 2015—

9 (a) the Journal of the proceedings of the previous day  
10 shall be considered as approved; and

11 (b) the Chair may at any time declare the House ad-  
12 journed to meet at a date and time, within the limits of  
13 clause 4, section 5, article I of the Constitution, to be an-  
14 nounced by the Chair in declaring the adjournment.

15 SEC. 6. The Speaker may appoint Members to per-  
16 form the duties of the Chair for the duration of the period  
17 addressed by section 5 of this resolution as though under  
18 clause 8(a) of rule I.