

the National Science Foundation, the Administrator shall conduct a merit grant competition among the eligible States in areas of research important to the mission of the Administration. With respect to a grant application by an eligible State, the Administrator shall consider—

- (1) the application's merit and relevance to the mission of the Administration;
- (2) the potential for the grant to serve as a catalyst to enhance the ability of researchers in the State to become more competitive for regular Administration funding;
- (3) the potential for the grant to improve the environment for science, mathematics, and engineering education in the State; and
- (4) the need to ensure the maximum distribution of grants among eligible States, consistent with merit.

(c) **SUPPLEMENTAL GRANTS.**—The Administrator shall endeavor, where appropriate, to supplement grants made under subsection (b) with such grants for fellowships, traineeships, equipment, or instrumentation as are available.

(d) **INFORMATION IN ANNUAL BUDGET SUBMISSION.**—In order to ensure that research expertise and talent throughout the Nation is developed and engaged in Administration research and education activities, the Administration shall, as part of its annual budget submission, detail additional steps that can be taken to further integrate the participating eligible States in both existing and new or emerging Administration research programs and center activities.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3392; Pub. L. 117–167, div. B, title VII, § 10851(e), Aug. 9, 2022, 136 Stat. 1754.)

#### HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
40903(a) .....	42 U.S.C. 2467b(c).	Pub. L. 102–588, title III, § 304, Nov. 4, 1992, 106 Stat. 5120.
40903(b) .....	42 U.S.C. 2467b(a).	
40903(c) .....	42 U.S.C. 2467b(b).	
40903(d) .....	42 U.S.C. 17781(b).	Pub. L. 110–422, title VII, § 704(b), Oct. 15, 2008, 122 Stat. 4802.

In subsection (d) the words “eligible States” are substituted for “EPSCoR States” for clarity and consistency in the section.

#### Editorial Notes

##### AMENDMENTS

2022—Pub. L. 117–167, § 10851(e)(1), substituted “Established” for “Experimental” in section catchline.

Subsec. (a). Pub. L. 117–167, § 10851(e)(2), substituted “Established” for “Experimental”.

#### Statutory Notes and Related Subsidiaries

##### CONGRESSIONAL FINDINGS AND POLICY

Pub. L. 102–588, title III, §§ 301–303, Nov. 4, 1992, 106 Stat. 5119, provided that:

“SEC. 301. SHORT TITLE.

“This title [see Tables for classification] may be cited as the ‘Experimental Program to Stimulate Competitive Research on Space and Aeronautics Act’.

“SEC. 302. FINDINGS.

“Congress finds that—

“(1) the report of the Advisory Committee on the Future of the United States Space Program has pro-

vided a framework within which a consensus on the goals of the space program can be developed;

“(2) the National Aeronautics and Space Administration’s space science and applications, aeronautical research and technology, and space research and technology programs will serve as the fulcrum for future initiatives by the United States in civil space and aviation;

“(3) colleges and universities in many States are currently not able to compete successfully for research grants awarded by the National Aeronautics and Space Administration through its space science and applications, aeronautical research and technology, and space research and technology programs;

“(4) balanced programs of space science and applications, aeronautical research and technology, and space research and technology should include initiatives designed to foster competitive research capacity in all geographic areas of the Nation; and

“(5) by strengthening the competitive research capacity in those geographic areas of the Nation which are not currently fully competitive, the education and training of scientists and engineers important to the future of the United States civil space and aviation programs will be fostered.

“SEC. 303. POLICY.

“It is the policy of the United States that—

“(1) the Administrator [of the National Aeronautics and Space Administration], in planning for national programs in space science and applications, aeronautical research, space flight, and exploration, should ensure the resilience of the space and aeronautics research infrastructure;

“(2) a stable and balanced program of space science and applications, aeronautical research and technology, and space research and technology should include programs to assure that geographic areas of the United States that currently do not successfully participate in competitive space and aeronautical research activities are enabled to become more competitive; and

“(3) programs to improve competitive capabilities should be a part of the research and the educational activities of the National Aeronautics and Space Administration.”

#### § 40904. Microgravity research

The Administrator shall—

(1) ensure the capacity to support ground-based research leading to space-based basic and applied scientific research in a variety of disciplines with potential direct national benefits and applications that can be advanced significantly from the uniqueness of microgravity and the space environment; and

(2) carry out, to the maximum extent practicable, basic, applied, and commercial International Space Station research in fields such as molecular crystal growth, animal research, basic fluid physics, combustion research, cellular biotechnology, low-temperature physics, and cellular research at a level that will sustain the existing United States scientific expertise and research capability in microgravity research.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3393.)

#### HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
40904(1) .....	42 U.S.C. 16655(2).	Pub. L. 109–155, title III, § 305(2), (3), Dec. 30, 2005, 119 Stat. 2918.
40904(2) .....	42 U.S.C. 16655(3).	

**§ 40905. Program to expand distance learning in rural underserved areas**

(a) IN GENERAL.—The Administrator shall develop or expand programs to extend science and space educational outreach to rural communities and schools through video conferencing, interpretive exhibits, teacher education, classroom presentations, and student field trips.

(b) PRIORITIES.—In carrying out subsection (a), the Administrator shall give priority to existing programs, including Challenger Learning Centers—

- (1) that utilize community-based partnerships in the field;
- (2) that build and maintain video conference and exhibit capacity;
- (3) that travel directly to rural communities and serve low-income populations; and
- (4) with a special emphasis on increasing the number of women and minorities in the science and engineering professions.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3393.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40905 .....	42 U.S.C. 16791.	Pub. L. 109–155, title VI, § 612, Dec. 30, 2005, 119 Stat. 2932.

**§ 40906. Equal access to the Administration's education programs**

(a) IN GENERAL.—The Administrator shall strive to ensure equal access for minority and economically disadvantaged students to the Administration's education programs.

(b) REPORT.—Every 2 years, the Administrator shall submit a report to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate describing the efforts by the Administrator to ensure equal access for minority and economically disadvantaged students under this section and the results of such efforts. As part of the report, the Administrator shall provide—

- (1) data on minority participation in the Administration's education programs, at a minimum in the categories of—
  - (A) elementary and secondary education;
  - (B) undergraduate education; and
  - (C) graduate education; and
- (2) the total value of grants the Administration made to Historically Black Colleges and Universities and to Hispanic Serving Institutions through education programs during the period covered by the report.

(c) PROGRAM.—The Administrator shall establish the Dr. Mae C. Jemison Grant Program to work with Minority Serving Institutions to bring more women of color into the field of space and aeronautics.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3393.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40906 .....	42 U.S.C. 16794.	Pub. L. 109–155, title VI, § 615, Dec. 30, 2005, 119 Stat. 2934.

In subsection (b), in the matter before paragraph (1), the words “Every 2 years” are substituted for “Not later than 1 year after the date of enactment of this Act [December 30, 2005], and every 2 years thereafter” to eliminate obsolete language.

In subsection (b), in the matter before paragraph (1), 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).

**Statutory Notes and Related Subsidiaries**

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.

**§ 40907. Museums**

The Administrator may provide grants to, and enter into cooperative agreements with, museums and planetariums to enable them to enhance programs related to space exploration, aeronautics, space science, Earth science, or microgravity.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3394.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40907 .....	42 U.S.C. 16795.	Pub. L. 109–155, title VI, § 616, Dec. 30, 2005, 119 Stat. 2934.

**§ 40908. Continuation of certain education programs**

From amounts appropriated to the Administration for education programs, the Administrator shall ensure the continuation of the Space Grant Program, the Experimental Program to Stimulate Competitive Research, and, consistent with the results of the review under section 614 of the National Aeronautics and Space Administration Authorization Act of 2005 (Public Law 109–155, 119 Stat. 2933), the Administration Explorer School program, to motivate and develop the next generation of explorers.

(Pub. L. 111–314, § 3, Dec. 18, 2010, 124 Stat. 3394.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
40908 .....	42 U.S.C. 16797.	Pub. L. 109–155, title VI, § 618, Dec. 30, 2005, 119 Stat. 2934.

**Editorial Notes**

REFERENCES IN TEXT

Section 614 of the National Aeronautics and Space Administration Authorization Act of 2005, referred to in text, was classified to former section 16793 of Title 42, The Public Health and Welfare, and was omitted from the Code following the enactment of this title by Pub. L. 111–314.

**§ 40909. Compliance with title IX of Education Amendments of 1972**

To comply with title IX of the Education Amendments of 1972 (20 U.S.C. 1681 et seq.), the