

111TH CONGRESS
2D SESSION

S. 3180

To prohibit the use of funds for the termination of the Constellation Program of the National Aeronautics and Space Administration, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 25, 2010

Mr. LEMIEUX (for himself, Mr. HATCH, Mr. SESSIONS, Mr. WICKER, and Mr. COCHRAN) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To prohibit the use of funds for the termination of the Constellation Program of the National Aeronautics and Space Administration, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROHIBITION ON USE OF FUNDS FOR TERMI-**
4 **NATION OF CONSTELLATION PROGRAM OF**
5 **THE NATIONAL AERONAUTICS AND SPACE**
6 **ADMINISTRATION.**

7 (a) REAFFIRMATION OF PROHIBITION.—The Na-
8 tional Aeronautics and Space Administration shall comply
9 with the provisions of the first proviso under the heading

1 “EXPLORATION” under the heading “NATIONAL AERO-
2 NAUTICS AND SPACE ADMINISTRATION” in the Science
3 Appropriations Act (title III of division B of Public Law
4 111–117; 123 Stat. 3147), relating to a prohibition on the
5 use of funds for the termination or elimination of any pro-
6 gram, project, or activity of the architecture of the Con-
7 stellation Program of the National Aeronautics and Space
8 Administration.

9 (b) LIMITATION.—The provisions of section 1341 of
10 title 31, United States Code (commonly referred to as the
11 “Anti-Deficiency Act”), may not be utilized as a basis for
12 the termination or elimination of any contract, program,
13 project, or activity of the Constellation Program of the
14 National Aeronautics and Space Administration.

15 (c) COMPTROLLER GENERAL REPORT.—Not later
16 than 180 days after the date of the enactment of this Act,
17 the Comptroller General of the United States shall submit
18 to Congress a report on the Constellation Program of the
19 National Aeronautics and Space Administration. The re-
20 port shall set forth a description and assessment by the
21 Comptroller General of the contracts, programs, projects,
22 or activities of the Constellation Program, if any, that are
23 contrary to law or are experiencing waste, fraud, or abuse.

24 (d) CURRENT SHUTTLE MANIFEST FLIGHT ASSUR-
25 ANCE.—The Administrator of the National Aeronautics

1 and Space Administration shall take all actions necessary
2 to ensure shuttle launch capability, including not termi-
3 nating any contractor support that will limit or impair the
4 launching of, at a minimum, the payloads manifested for
5 the shuttle as of the date of the enactment of this Act.

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