

AMENDMENT TO H.R. 3625
OFFERED BY MR. SMITH OF TEXAS

Page 1, line 8, insert “The James Webb Space Telescope will revolutionize our understanding of star and planet formation and how galaxies evolved, and advance the search for the origins of our universe.” after “to deep space.”.

Page 2, line 2, insert “and space sciences” after “space exploration”.

Page 2, lines 11 and 18, and page 3, line 1, redesignate paragraphs (3) through (5) as paragraphs (4) through (6), respectively.

Page 2, after line 10, insert the following new paragraph:

1 (3) Although the James Webb Space Telescope
2 is making steady progress towards its scheduled
3 2018 launch, it confronts a number of challenging
4 integration tests that will stress a congressionally
5 imposed development cost cap.

Page 3, lines 13 and 14, strike “and shall direct prime contractors not to reserve funds” and insert “or require the reservation of funds by the prime contractor”.

Page 3, lines 20 through 25, amend subsection (d) to read as follows:

1 (d) APPLICATION OF PRIOR RESERVED FUNDS.—
2 Funds that have been reserved before the date of enact-
3 ment of this Act for potential termination liability shall
4 be promptly used to make maximum progress in meeting
5 the established goals and milestones of the covered pro-
6 gram.

Page 4, lines 15 and 16, strike “decides to terminate” and insert “initiates termination of”.

Page 4, line 16, insert “pursuant to subsection (e)” after “covered program”.

Page 4, line 23, insert “termination” after “proposed contract”.

Page 5, lines 1 through 6, amend paragraph (2) to read as follows:

7 (2) INTENT OF CONGRESS.—It is the intent of
8 Congress to provide additional authorization for ap-
9 propriations as may be necessary to pay termination
10 liability costs on prime contracts for covered pro-

1 grams if Congress deems it appropriate that the Ad-
2 ministration terminate such prime contracts. The
3 Administration shall be responsible for applying
4 these additional funds for payment of all allowable
5 and reasonable negotiated termination liability costs
6 if the Administration terminates a prime contract
7 for a covered program. If the Administration termi-
8 nates a prime contract for a covered program for the
9 convenience of the Federal Government, then the
10 Federal Government is responsible for payment of
11 all allowable and reasonable negotiated termination
12 liability costs on the prime contract.

Page 6, line 6, strike “and”.

Page 6, line 7, insert “, and the James Webb Space
Telescope” after “crew capsule”.

Page 6, lines 13 and 17, and page 7, line 1, redesignate paragraphs (5) through (7) as paragraphs (6) through (8), respectively.

Page 6, after line 12, insert the following new paragraph:

13 (5) PRIME CONTRACT.—The term “prime con-
14 tract” means a contract entered directly between a
15 person or entity and the Federal Government for the
16 performance of all or the majority of the responsibil-

- 1 ities for developing, integrating, fielding, operating,
- 2 or sustaining a covered program.

