

~~CONFIDENTIAL~~

OC-0140-88

23 MAR 1988

25X1 MEMORANDUM FOR: [redacted]
Office of Congressional Affairs

25X1 FROM: [redacted]
Director of Communications

25X1 SUBJECT: H.R. 4036 Reply [redacted]

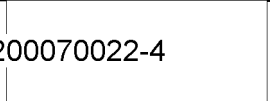
A member of my staff reviewed the copy of H.R. 4036, International Security and Satellite Monitoring Act of 1988, that you sent to me. As he indicated in a phone conversation with you on 21 March, it appears that the enactment of this Bill will not have an adverse impact on the operations of the Office of Communications. [redacted]

[redacted]

25X1 [redacted]
25X1 [redacted]

[redacted]

~~CONFIDENTIAL~~



~~C O N F I D E N T I A L~~

22 March 1988
OCA88-0865

25X1

MEMORANDUM FOR: [redacted] Executive Secretary/COMIREX
[redacted] Planning and Policy Office/ICS
[redacted] DO, [redacted]

25X1

25X1

25X1

FROM: [redacted] Legislation Division
Office of Congressional Affairs

25X1

SUBJECT: International Security and Satellite Monitoring
Act of 1988, H.R. 4036 [redacted]

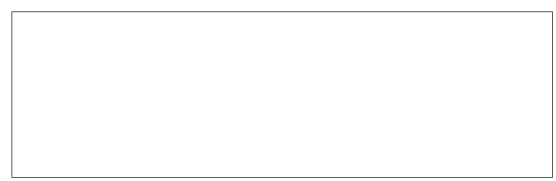
25X1

1. Attached for your review and comment is a copy of the above-captioned bill. It establishes a Commission on International Security and Satellite Monitoring to study various matters pertaining to military, environmental and economic concerns as related to national security. Although there would be 15 voting members on the Commission, a representative from the Agency would serve as one of 15 advisory members. [redacted]

25X1

2. The primary concern to the Agency is the Commission's acquisition of information. To this end it would be empowered to hold hearings as well as secure any information directly from the Agency, notwithstanding any other provision of law. There is no exemption for classified information; rather, the bill requires expedited security investigations so that Commission members could receive that information. The Commission would also be required to transmit a comprehensive report to the President and to the Congress which contains detailed findings, conclusions and recommendations. [redacted]

25X1

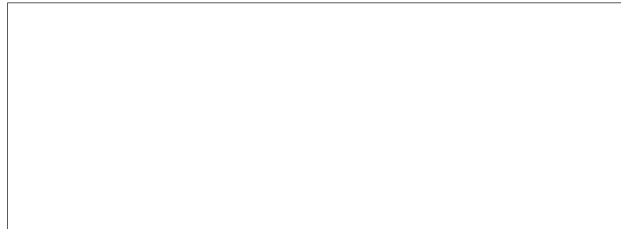


~~C O N F I D E N T I A L~~

C O N F I D E N T I A L

3. The House Permanent Select Committee on Intelligence has recently requested joint referral of the bill, which was previously referred to the committees on Science, Space and Technology and on Foreign Affairs. While there are as yet no hearings scheduled, there is some indication that there may be movement on the bill in the near future. Accordingly, I ask that you refer any comments you have to me at your earliest convenience. Should you have any questions, you may telephone me on

25X1
25X1



Attachment

OCA/LEG sm (21 March 1988)

25X1

Distribution:

- Original - Addressees
1 - /Liaison
1 - OCA Registry
1 - OCA/Leg/Subject File: Space Policy
1 - RH Signer
1 - OCA Read

25X1

C O N F I D E N T I A L

100TH CONGRESS
2D SESSION

H. R. 4036

To establish the Commission on International Security and Satellite Monitoring.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 29, 1988

Mr. MRAZEK introduced the following bill; which was referred jointly to the
Committees on Science, Space, and Technology and Foreign Affairs

A BILL

To establish the Commission on International Security and
Satellite Monitoring.

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. SHORT TITLE.**

4 This Act may be cited as the "International Security
5 and Satellite Monitoring Act of 1988".

6 **SEC. 2. FINDINGS.**

7 The Congress finds that—

8 (1) the linkage of military, environmental, and
9 economic concerns has redefined traditional concepts of
10 national security,

OCA 88-0803
16 March 1988

MEMORANDUM FOR: Executive Assistant/DS&T
Executive Assistant/DI
Chief, Intelligence Community Affairs/OGC

FROM: [REDACTED], Legislation Division
Office of Congressional Affairs

SUBJECT: International Security and Satellite Monitoring
Act of 1988, H.R. 4036

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Attachment

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1 - [REDACTED] 1 - OCA/Leg/Subject File: Space Policy
1 - RMH/Signer 1 - OCA/Registry 1 - OCARead
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6 **SEC. 2. FINDINGS.**

7 The Congress finds that—

8 (1) the linkage of military, environmental, and
9 economic concerns has redefined traditional concepts of
10 national security,

1 (2) in a world where important developments in-
2 creasingly transcend national borders, with a growing
3 number of nations striving to influence international af-
4 fairs, there is a need for continuing leadership on the
5 part of the United States to enhance international se-
6 curity and stability,

7 (3) the "open skies" concept, first proposed by
8 President Dwight D. Eisenhower in 1955, can help
9 nations manage the emergence of man-made and natu-
10 ral phenomena that affect the security of all nations,

11 (4) the development of civilian remote-sensing
12 technologies by nations other than the United States
13 and the Soviet Union suggests that mutually beneficial
14 international satellite monitoring arrangements will
15 soon be possible,

16 (5) it is necessary to assess existing and proposed
17 satellite monitoring capabilities in order to identify
18 areas in which mutually advantageous international
19 satellite monitoring arrangements can be developed,

20 (6) the last quarter of the twentieth century is a
21 time in which new policy formulations regarding the
22 international gathering and dissemination of informa-
23 tion will revolutionize the world, and

1 (7) the United States, whose system of govern-
2 ment is based on openness, should be the lead nation in
3 articulating and advocating such policy formulations.

4 **SEC. 3. ESTABLISHMENT.**

5 There is established the Commission on International
6 Security and Satellite Monitoring (hereafter in this Act re-
7 ferred to as the "Commission").

8 **SEC. 4. DUTIES OF THE COMMISSION.**

9 (a) **AREAS OF STUDY AND ANALYSIS.**—The Commis-
10 sion shall—

11 (1) study areas in which remote-sensing satellites
12 might be cooperatively employed, including the fol-
13 lowing:

14 (A) The study, monitoring, inventorying, and
15 protection of the Earth's resources.

16 (B) The study of the Earth as an integrated
17 ecosystem and the monitoring of other environ-
18 mental phenomena.

19 (C) Coordination and expansion of the World
20 Meteorological Organization.

21 (D) Formation of an international remote-
22 sensing consortium.

23 (E) Disaster management, including pre-dis-
24 aster preparedness, disaster mitigation, and post-
25 disaster relief.

1 (F) Facilitation of on-going efforts to control
2 international terrorism and drug trafficking activi-
3 ties.

4 (G) Facilitation of on-going efforts to verify
5 compliance with arms reduction treaties, including
6 treaties that stop or limit nuclear testing, treaties
7 concerning the use, production, and stockpiling of
8 chemical and biological weapons, treaties that ini-
9 tiate conventional force reductions, and treaties
10 that govern nuclear nonproliferation.

11 (H) Facilitation of on-going efforts to en-
12 hance crisis control and conflict reduction.

13 (I) Formation of an "open skies" agency.

14 (2) identify the steps that must be taken to accus-
15 tom all nations and the general public to the dissemi-
16 nation of information gathered by remote-sensing satel-
17 lites; and

18 (3) analyze the potential for the United States to
19 solicit support for common security systems based on
20 satellite monitoring arrangements.

21 The Commission shall not make any determinations, findings,
22 or recommendations as to whether restrictions or conditions
23 should be placed on applicants or licensees pursuant to the
24 Land Remote-Sensing Commercialization Act of 1984 (15
25 U.S.C. 4201).

1 (b) FACTORS AND CONSIDERATIONS.—In conducting
2 its study and analysis under subsection (a), the Commission
3 shall consider—

4 (1) the impact of satellite monitoring arrange-
5 ments on the security of the United States and partici-
6 pating nations,

7 (2) the degree to which such arrangements could
8 impact upon United States intelligence gathering oper-
9 ations,

10 (3) how such arrangements could complement es-
11 tablished programs within the United Nations,

12 (4) the technical advances needed for enhanced
13 resolution of satellite imagery and for improved data
14 processing capabilities in existing and proposed com-
15 mercial remote-sensing satellite programs,

16 (5) the steps that must be taken to ensure infor-
17 mation compatibility between the remote-sensing sys-
18 tems of participating nations,

19 (6) ways in which military and civilian remote-
20 sensing systems could be jointly employed,

21 (7) how the proposed remote-sensing platforms of
22 the United States would complement any international
23 satellite monitoring arrangement,

1 (8) the cost, time, and administrative requirements
2 for implementation of international satellite monitoring
3 arrangements,

4 (9) the potential markets that would benefit from
5 the use of satellite imagery of five meters or less, and

6 (10) the impact of commercial remote-sensing or-
7 ganizations on the development of value-added markets
8 and on the economic viability of private sector entities.

9 (c) DEFINITIONS.—As used in this Act—

10 (1) the term “open skies” means the nondiscrim-
11 inatory collection and dissemination of information
12 gathered by the remote-sensing satellites of different
13 nations regarding environmental concerns, earth re-
14 sources, meteorology, economic development, and mili-
15 tary security matters;

16 (2) the term “common security system” means a
17 system that addresses the linkage between military, en-
18 vironmental, and economic concerns; and

19 (3) the term “satellite monitoring arrangement”
20 means an arrangement under which civilian remote-
21 sensing satellites are cooperatively employed.

22 **SEC. 5. VOTING MEMBERSHIP.**

23 (a) NUMBER AND APPOINTMENT.—The Commission
24 shall have 15 voting members appointed, from among per-
25 sons who are not officers or employees of the Federal Gov-

1 ernment, within 60 days of the date of the enactment of this
2 Act as follows:

3 (1) Five members shall be appointed by the Presi-
4 dent.

5 (2) Five members shall be appointed by the
6 Speaker of the House of Representatives, in consulta-
7 tion with the minority leader of the House of Repre-
8 sentatives.

9 (3) Five members shall be appointed by the Presi-
10 dent pro tempore of the Senate, in consultation with
11 the minority leader of the Senate.

12 A vacancy on the Commission shall be filled in the same
13 manner in which the original appointment was made.

14 (b) QUALIFICATIONS.—The members appointed under
15 subsection (a) shall be selected from among individuals who
16 are specifically qualified to serve on the Commission by
17 virtue of their education, training, or experience.

18 (c) CHAIRPERSON AND VICE CHAIRPERSON.—The
19 President shall designate one of the members appointed
20 under subsection (a) to serve as Chairperson of the Commis-
21 sion and another to serve as Vice Chairperson of the Com-
22 mission. The Vice Chairperson shall perform the duties of the
23 Chairperson in the Chairperson's absence.

24 (d) COMPENSATION.—Members appointed under sub-
25 section (a) may be paid at a rate not to exceed the daily

1 equivalent of the annual rate of basic pay in effect under
2 section 5332 of title 5, United States Code, for grade GS-18
3 of the General Schedule for each day, including travel time,
4 during which such members are engaged in the performance
5 of duties for the Commission.

6 (e) TRAVEL EXPENSES.—Members appointed under
7 subsection (a) may be allowed travel expenses, including per
8 diem in lieu of subsistence, as authorized by law for persons
9 serving intermittently in Government service under section
10 5703 of title 5, United States Code, while away from their
11 home or regular place of business in performance of duties for
12 the Commission.

13 (f) MISCELLANEOUS.—Individuals who are not officers
14 or employees of the United States and who are members of
15 the Commission shall not be considered officers or employees
16 of the United States by reason of receiving payments under
17 subsections (d) or (e).

18 SEC. 6. ADVISORY MEMBERSHIP.

19 (a) NUMBER AND APPOINTMENT.—The Commission
20 shall have 15 advisory members appointed within 60 days of
21 the date of the enactment of this Act as follows:

22 (1) One advisory member shall be appointed by
23 the President from each of the following Federal de-
24 partments and agencies:

25 (A) Arms Control and Disarmament Agency.

1 (B) The Central Intelligence Agency.

2 (C) Department of State.

3 (D) Department of Defense.

4 (E) National Oceanic and Atmospheric Ad-
5 ministration.

6 (F) Department of Agriculture.

7 (G) Department of the Interior.

8 (H) Environmental Protection Agency.

9 (I) National Aeronautics and Space Adminis-
10 tration.

11 (J) National Science Foundation.

12 (K) Office of Science and Technology Policy.

13 (L) The Army Corps of Engineers.

14 (M) The Agency for International Develop-
15 ment.

16 (2) Two advisory members shall be appointed by
17 the Speaker of the House of Representatives from
18 among Members of the House of Representatives.

19 (3) Two advisory members shall be appointed by
20 the President pro tempore of the Senate from among
21 Members of the Senate.

22 Advisory members of the Commission shall not vote in the
23 decisions of the Commission and shall not participate, except
24 in an advisory capacity, in the formulation of the findings and
25 recommendations of the Commission.

1 (b) **TRAVEL EXPENSES.**—Members of the Commission
2 appointed under section 6(a) shall not be entitled to receive
3 compensation for their work on the Commission, but shall be
4 entitled to reimbursement for travel expenses in the same
5 manner and subject to the same conditions as voting mem-
6 bers under section 5(e).

7 **SEC. 7. MEETINGS.**

8 (a) **IN GENERAL.**—The Commission shall meet at the
9 call of the Chairperson or a majority of its voting members.

10 (b) **QUORUM.**—Eight voting members of the Commis-
11 sion shall constitute a quorum but a lesser number may hold
12 hearings.

13 (c) **VOTING.**—Decisions of the Commission shall be
14 made according to the vote of a majority of the voting mem-
15 bers present at a meeting at which a quorum is present.

16 **SEC. 8. EXECUTIVE DIRECTOR AND STAFF; EXPERTS AND**
17 **CONSULTANTS.**

18 (a) **EXECUTIVE DIRECTOR.**—The Chairperson shall,
19 without regard to section 5311(b) of title 5, United States
20 Code, appoint a person to serve as Executive Director of the
21 Commission. The Executive Director shall be paid at a rate
22 not to exceed the daily equivalent of the annual rate of basic
23 pay in effect under section 5332 of title 5, United States
24 Code, for grade GS-18 of the General Schedule.

1 (b) **STAFF.**—Subject to the rules prescribed by the
2 Commission and without regard to section 5311(b) of title 5,
3 United States Code, the Executive Director may appoint and
4 fix the pay of such additional personnel as the Executive Di-
5 rector considers appropriate.

6 (c) **STAFF OF FEDERAL AGENCIES.**—Upon request of
7 the Commission, the head of any department or agency of the
8 United States is authorized to detail, on a reimbursable basis,
9 any of the personnel of such agency to the Commission to
10 assist the Commission in carrying out its duties under this
11 Act.

12 (d) **EXPERTS AND CONSULTANTS.**—With the approval
13 of the Commission, the Executive Director may procure tem-
14 porary and intermittent services under section 3109(b) of title
15 5 of the United States Code.

16 **SEC. 9. POWERS OF THE COMMISSION.**

17 (a) **HEARINGS AND SESSIONS.**—The Commission may,
18 for the purpose of carrying out section 4, hold such hearings,
19 sit and act at such times and places, take such testimony,
20 and receive such evidence, as the Commission considers
21 appropriate.

22 (b) **OBTAINING OFFICIAL DATA.**—(1) Notwithstanding
23 any other provision of law, the Commission may secure di-
24 rectly from any Federal department or agency of the United

1 States information necessary to enable it to carry out
2 section 4.

3 (2) Upon request of the Chairperson of the Commission,
4 the head of a department or agency shall furnish such infor-
5 mation to the Commission.

6 (3) In the event that such information includes national
7 security information that has been classified according to cri-
8 teria contained in an Executive order, upon request of the
9 Chairperson of the Commission, the head of a department or
10 agency shall expedite the security investigations of members
11 of the Commission in order that such members may gain
12 access to the classified information.

13 (c) **MAILS.**—The Commission may use the United
14 States mails in the same manner and under the same condi-
15 tions as other departments and agencies of the United States.

16 (d) **ADMINISTRATIVE SUPPORT SERVICES.**—The Ad-
17 ministrator of General Services shall provide the Commission
18 on a reimbursable basis such administrative support services
19 as the Commission may request.

20 **SEC. 10. REPORTS.**

21 (a) **COMPREHENSIVE REPORT.**—The Commission shall
22 transmit to the President and to each House of Congress not
23 later than 18 months after the date of the enactment of this
24 Act a comprehensive report containing a detailed statement

1 of the findings and conclusions of the Commission and such
2 recommendations as it considers appropriate.

3 (b) **PRELIMINARY REPORTS.**—Nothing in this section
4 shall be construed to prohibit the Commission from transmit-
5 ting preliminary reports to the President and to Congress.

6 (c) **TRANSMITTALS TO CONGRESS.**—When transmit-
7 ting reports to Congress under subsections (a) and (b), the
8 Commission shall transmit a copy of such reports to the
9 Speaker of the House of Representatives and the Majority
10 Leader of the Senate.

11 **SEC. 11. TERMINATION.**

12 The Commission shall terminate on the date 2 years
13 after the date of the enactment of this Act.

14 **SEC. 12. AUTHORIZATION OF APPROPRIATIONS.**

15 There are authorized to be appropriated to carry out
16 this Act \$3,000,000 for fiscal year 1989 and such additional
17 sums as may be necessary.

○