AMENDMENT TO H.R. 2500
OFFERED BY MR. COOPER OF TENNESSEE AND
MR. ROGERS OF ALABAMA

At the appropriate place in title IX, add the following new sections:

1 SEC. 9__. ESTABLISHMENT OF UNITED STATES SPACE
2 CORPS IN THE DEPARTMENT OF THE AIR
3 FORCE.
4 (a) ESTABLISHMENT.—Part I of subtitle D of title
5 10, United States Code, is amended by adding at the end
6 the following new chapter:
7 “CHAPTER 909—THE SPACE CORPS
8 “Sec.
9 “9091. Establishment of the Space Corps.
10 “9093. Commandant of the Space Corps.
11 “9095. Officer career field for space.

8 “§ 9091. Establishment of the Space Corps
9 “(a) ESTABLISHMENT.—There is established a
10 United States Space Corps as an armed force within the
11 Department of the Air Force.
12 “(b) COMPOSITION.—(1) The Space Corps shall be
13 composed of the following:
14 “(A) The Commandant of the Space Corps.
“(B) The space forces and such assets as may be organic therein.

“(2)(A) The space forces specified in paragraph (1)(B) shall include the personnel and assets of the Air Force transferred to the Space Corps pursuant to the National Defense Authorization Act for Fiscal Year 2020.

“(B) The space forces specified in paragraph (1)(B) may not include the personnel or assets of the National Reconnaissance Office or the National Geospatial-Intelligence Agency. Nothing in this section shall affect the authorities, duties, or responsibilities of the Director of the National Reconnaissance Office and the Director of the National Geospatial-Intelligence Agency, including with respect to the authority of each such Director to—

“(i) carry out the research, development, test, and evaluation and procurement of satellites and user satellite terminals of the Defense Agency of the Director;

“(ii) operate such terminals; and

“(iii) develop requirements to ensure that the space programs of the Department of Defense support the mission of the Director.

“(e) FUNCTIONS.—The Space Corps shall be organized, trained, and equipped to provide—
“(1) freedom of operation for the United States
in, from, and to space; and
“(2) prompt and sustained space operations.
“(d) DUTIES.—It shall be the duty of the Space
Corps to—
“(1) protect the interests of the United States
in space;
“(2) deter aggression in, from, and to space;
and
“(3) conduct space operations.
“(e) ACQUISITION SYSTEM.—(1) The Secretary of
the Air Force may establish a separate, alternative acquisi-
tion system for defense space acquisitions, including with
respect to procuring space vehicles, ground segments re-
lating to such vehicles, and satellite terminals, pursuant
to the plan specified in paragraph (2).
“(2) The Deputy Secretary of Defense shall develop
the plan, and submit such plan to the congressional de-
defense committees, under section 1601(b) of the John S.
Year 2019 (Public Law 115–232; 132 Stat. 2103).
“(3) The alternative acquisition system under para-
graph (1) shall cover defense space acquisitions except
with respect to the National Reconnaissance Office and
other elements of the Department of Defense that are ele-
ments of the intelligence community (as defined in section 3 of the National Security Act of 1947 (50 U.S.C. 3003)).

“(f) PERSONNEL DEVELOPMENT.—(1) The Secretary may ensure the quality of the members of the Space Corps pursuant to the plan specified in paragraph (2) and section 9095 of this title.

“(2) The Secretary shall develop the plan, and submit such plan to the congressional defense committees, under section 1601(e) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Public Law 115–232; 132 Stat. 2103).

“(3) In carrying out paragraph (1), the Secretary shall address the following:

“(A) Managing the career progression of members of the Space Corps and civilian employees of the Space Corps throughout the military or civilian career of the member or the employee, as the case may be, including with respect to—

“(i) defining career professional milestones;

“(ii) pay and incentive structures;

“(iii) the management and oversight of the Space Corps;
“(iv) training relating to planning and executing warfighting missions and operations in space;

“(v) conducting periodic Space Corps-wide professional assessments to determine how the Space Corps is developing as a group; and

“(vi) establishing a centralized method to control personnel assignments and distribution.

“(B) The identification of future space-related career fields that the Secretary determines appropriate, including a space acquisition career field.

“(C) The identification of any overlap that exists among operations and acquisitions career fields to determine opportunities for cross-functional career opportunities.

§ 9093. Commandant of the Space Corps

“(a) APPOINTMENT.—(1) There is a Commandant of the Space Corps, appointed by the President, by and with the advice and consent of the Senate, from the general officers of the Air Force. The Commandant serves at the pleasure of the President.

“(2) The Commandant shall be appointed for a term of four years. In time of war or during a national emergency declared by Congress, the Commandant may be re-appointed for a term of not more than four years.
“(b) GRADE.—The Commandant, while so serving, has the grade of general without vacating the permanent grade of the officer.

“(c) RELATIONSHIP TO THE SECRETARY OF THE AIR FORCE.—Except as otherwise prescribed by law and subject to section 9013(f) of this title, the Commandant performs the duties of such position under the authority, direction, and control of the Secretary of the Air Force and is directly responsible to the Secretary.

“(d) DUTIES.—Subject to the authority, direction, and control of the Secretary of the Air Force, the Commandant shall—

“(1) exercise supervision, consistent with the authority assigned to commanders of unified or specified combatant commands under chapter 6 of this title, over such of the members and organizations of the Space Corps as the Secretary determines; and

“(2) perform such other military duties, not otherwise assigned by law, as are assigned to the Commandant by the President, the Secretary of Defense, or the Secretary of the Air Force.

“(e) JOINT CHIEFS OF STAFF.—(1) The Commandant shall also perform the duties prescribed for the Commandant as a member of the Joint Chiefs of Staff under section 151 of this title.
“(2) To the extent that such action does not impair the independence of the Commandant in the performance of the duties of the Commandant as a member of the Joint Chiefs of Staff, the Commandant shall inform the Secretary of the Air Force regarding military advice rendered by members of the Joint Chiefs of Staff on matters affecting the Department of the Air Force.

“(3) Subject to the authority, direction, and control of the Secretary of Defense, the Commandant shall keep the Secretary of the Air Force fully informed of significant military operations affecting the duties and responsibilities of the Secretary.”.

(d) CONFORMING AMENDMENTS.—

(1) JOINT CHIEFS OF STAFF.—

(A) MEMBERSHIP.—Section 151(a) of title 10, United States Code, is amended—

(i) by redesignating paragraph (7) as paragraph (8); and

(ii) by inserting after paragraph (6) the following new paragraph:

“(7) The Commandant of the Space Corps.”.

(B) APPOINTMENT.—Section 152(b)(1)(B) of such title is amended by striking “or the Commandant of the Marine Corps” and insert-
ing "the Commandant of the Marine Corps, or
the Commandant of the Space Corps".

(2) OFFICER CAREERS.—Chapter 907 of such
title is amended as follows:

(A) In section 9084, by striking "officers
in the Air Force" and inserting "officers in the
Space Corps".

(B) By transferring section 9084, as
amended by subparagraph (A), to chapter 909
and redesignating such section as section 9095.

(C) In the table of sections, by striking the
item relating to section 9084.

(3) SECRETARY OF THE AIR FORCE.—Section
9013 of such title is amended—

(A) in subsection (f), by inserting "and
Space Corps" after "Officers of the Air Force";
and

(B) in subsection (g)(1), by inserting "and
Space Corps" after "members of the Air
Force".

(4) DEFINITIONS.—Section 101 of such title is
amended—

(A) in subsection (a)—
(i) in paragraph (4), by inserting “Space Corps,” after “Marine Corps,”; and

(ii) in paragraph (9)(C), by inserting “and the Space Corps” after “concerning the Air Force”; and

(B) in subsection (b)—

(i) in paragraph (4), by striking “or Marine Corps” and inserting “Marine Corps, or Space Corps”; and

(ii) in paragraph (13), by striking “or Marine Corps” and inserting “Marine Corps, or Space Corps”.

(e) Clerical Amendment.—The table of chapters for part I of subtitle D of title 10, United States Code, is amended by adding at the end the following new item:

“909. The Space Corps”.

SEC. 9. TRANSFER OF PERSONNEL, FUNCTIONS, AND ASSETS TO THE SPACE CORPS.

(a) Transfers.—

(1) Transfer of military personnel.—

(A) In general.—The Secretary of the Defense shall, during the transition period, transfer all covered military personnel to the Space Corps.
(B) RETENTION IN GRADE AND STATUS.—

Covered military personnel transferred to the Space Corps pursuant to subparagraph (A) shall retain the grade and date of obtaining such grade that the individual person had before the date of the transfer unless otherwise altered or terminated in accordance with law.

(2) TRANSFER OF FUNCTIONS.—Except as otherwise directed by the Secretary of the Defense, all functions, assets, and obligations of the space elements of the Air Force (including all property, records, installations, activities, facilities, agencies, and projects of such elements) shall be transferred to the Space Corps.

(b) CONFORMING REPEAL.—

(1) IN GENERAL.—Chapter 135 of title 10, United States Code, is amended by striking section 2279c.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by striking the item relating to section 2279c.

(3) EFFECTIVE DATE.—The amendments made by paragraphs (1) and (2) shall take effect on the date on which the transition period terminates, as determined by the Secretary of Defense in accord-
ance with subsection (c), which date shall be not
later than December 30, 2023.

(c) NOTICE TO CONGRESS.—Not later than 30 days
before the date on which the transition period terminates,
the Secretary of Defense shall submit to the congressional
defense committees a certification that identifies the date
on which transition period will terminate.

(d) DEFINITIONS.—In this section:

(1) The term “covered military personnel”
means commissioned officers and enlisted members
of the space elements of the Air Force who are as-
signed to such elements as of the date on which such
officers and members are transferred under sub-
section (a)(1).

(2) The term “transition period” means a pe-
riod prescribed by the Secretary of Defense that—
(A) begins on January 1, 2021; and
(B) ends not later than December 30,
2023.

SEC. 9. REPORTS ON SPACE CORPS.

(a) REPORT ON STRUCTURE OF SPACE CORPS.—

(1) IN GENERAL.—The Secretary of Defense
shall submit to the congressional defense committees
a report that includes a detailed plan for the organi-
zational structure of the Space Corps.
(2) **ELEMENTS.**—The report required under paragraph (1) shall include—

(A) a detailed description of the structure and organizational elements required for the Space Corps to perform its mission;

(B) a detailed description of the organization and staff required to support the Commandant of the Space Corps;

(C) a detailed explanation of how establishment of the Space Corps is expected to affect the composition and function of the space elements of the Armed Forces;

(D) a description of how the Space Corps will be organized, trained, and equipped;

(E) a description of how the Space Corps will exercise acquisition authorities;

(F) a description of how the Space Corps will coordinate with the United States Space Command, the Space Development Agency, and other space elements of the Armed Forces; and

(G) any other matters determined to be appropriate by the Secretary.

(b) **REPORT ON MILITARY PERSONNEL.**—

(1) **IN GENERAL.**—The Secretary of Defense shall submit to the congressional defense committees
a report on the military personnel requirements of
the Space Corps.

(2) ELEMENTS.—The report required under
paragraph (1) shall include—

(A) a detailed plan setting forth—

(i) the proposed military personnel
composition and structure of the Space
Corps; and

(ii) plans for the transfer or reassign-
ment of military personnel from the space
elements of the Armed Forces to the Space
Corps;

(B) the number of officer and enlisted per-
sonnel to be transferred or reassigned to the
Space Corps by functional area;

(C) a detailed description of the billet re-
requirements for the Space Corps, including the
staff organizational and rank structure; and

(D) the number of additional officer and
enlisted billets that will be required for the
Space Corps and a description of such billets.

(e) REPORT ON CIVILIAN PERSONNEL.—

(1) IN GENERAL.—The Secretary of Defense
shall submit to the congressional defense committees
a report on the civilian personnel requirements of
the Space Corps.

(2) ELEMENTS.—The report required under
paragraph (1) shall include—

(A) an assessment of the projected size of
the civilian workforce of the Space Corps in fis-
cal year 2021 and in each fiscal year covered by
the most recent future-years defense program
submitted to Congress under section 221 of
title 10, United States Code;

(B) a detailed explanation of any projected
changes to the size of the civilian workforce of
the Space Corps from year-to-year; and

(C) a detailed plan for the transfer of civil-
ian personnel from the space elements of the
Armed Forces to the Space Corps.

(d) REPORT ON TRANSFER OF FUNCTIONS AND AS-
SETS.—

(1) IN GENERAL.—The Secretary of Defense
shall submit to the congressional defense committees
a report includes a detailed plan for the transfer of
the functions, assets, and obligations of the space
elements of the Armed Forces (including any prop-
erty, records, installations, activities, facilities, agen-
cies, and projects of such elements) to the Space Corps in accordance with [section 9].

(2) ELEMENTS.—The report required under paragraph (1) shall include—

(A) a detailed list of the functions and assets to be transferred;

(B) a justification for each transfer proposed to be made under subparagraph (A);

(C) the location and value of each item proposed to be transferred under subparagraph (A); and

(D) the date on which each item is expected to be transferred.

(e) REPORT ON FUNDING REQUIREMENTS.—

(1) IN GENERAL.—The Secretary of Defense shall submit to the congressional defense committees a report on the funding requirements for the Space Corps.

(2) ELEMENTS.—The report required under paragraph (1) shall include a detailed estimate of the funding that will be required to establish the Space Corps and to conduct the activities and operations of the Corps, including estimated expenditures and proposed appropriations for each of fiscal years 2021 through 2025 as follows:
(A) With respect to procurement accounts—
   (i) amounts displayed by account, budget activity, line number, line item, and line item title; and
   (ii) a description of the requirements for each such amount specific to the Space Corps.

(B) With respect to research, development, test, and evaluation accounts—
   (i) amounts displayed by account, budget activity, line number, program element, and program element title; and
   (ii) a description of the requirements for each such amount specific to the Space Corps.

(C) With respect to operation and maintenance accounts—
   (i) amounts displayed by account title, budget activity title, line number, and sub-activity group title; and
   (ii) a description of how such amounts will specifically be used.

(D) With respect to military personnel accounts—
(i) amounts displayed by account, budget activity, budget sub-activity, and budget sub-activity title; and
(ii) a description of the requirements for each such amount specific to the Space Corps.

(E) With respect to each project under military construction accounts (including with respect to unspecified minor military construction and amounts for planning and design), the country, location, project title, and project amount by fiscal year.

(F) With respect to any expenditures and proposed appropriations not included the materials submitted under subparagraphs (A) through (E), an explanation with a level of detail equivalent to or greater than the level of detail provided in the future-years defense program submitted to Congress under section 221 of title 10, United States Code.

(3) FORM OF REPORT.—The report required by paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(f) DEADLINE FOR SUBMITTAL.—Each of the reports required under subsections (a) through (e) shall be sub-
1 mitted to the congressional defense committees not later
2 than February 1, 2020.