

to the bill H.R. 2578, making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . NASA LEASE OF NON-EXCESS PROPERTY.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) partnerships with public and private sector entities can provide mission-enhancing, programmatic benefits to the National Aeronautics and Space Administration;

(2) enabling the Administration to continue to enter into leases of underutilized but non-excess property can help reduce operating costs, incrementally improve facility conditions, and improve mission effectiveness; and

(3) expansion of the authority to accept in-kind consideration for leases of non-excess property will enable the Administration to accept, as consideration for the lease, improvements to the property by the lessee or other services the lessee may offer that would benefit the Administration.

(b) LEASE OF NON-EXCESS PROPERTY.—

(1) REPEAL OF SUNSET.—Section 20145 of title 51, United States Code, is amended by striking subsection (g).

(2) IN-KIND CONSIDERATION.—Section 20145(b) of title 51, United States Code, is amended—

(A) in the heading, by striking “CASH CONSIDERATION” and inserting “CONSIDERATION”;

(B) by amending paragraph (1) to read as follows:

“(1) FAIR MARKET VALUE.—

“(A) IN GENERAL.—A person or entity entering into a lease under this section shall provide consideration for the lease at fair market value of the lease interest as determined by the Administrator.

“(B) IN-KIND CONSIDERATION.—Subject to subsection (e)(3), the Administrator may accept in-kind consideration instead of, or in addition to, any monetary consideration, for any lease entered into under this section.”; and

(C) in paragraph (2)(B)(ii), by striking “of nonexcess” and inserting “of non-excess”.

(3) LEASE RESTRICTIONS.—Section 20145 of title 51, United States Code, is amended—

(A) in subsection (a), by striking “The Administrator” and inserting “Notwith-

standing section 1302 of title 40, the Administrator”;

(B) in subsection (e)—

(i) in the heading, by striking “LEASE RESTRICTIONS” and inserting “RESTRICTIONS”; and

(ii) by adding at the end the following:

“(3) IN-KIND CONSIDERATION.—The Administrator may accept as in-kind consideration under this section any maintenance, capital revitalization, or improvement of any real property and related personal property under the jurisdiction of the Administrator if, prior to entering into the lease, the Administrator determines—

“(A) the current estimated amount of capital expenditures needed for the Administration to maintain and operate the property annually; and

“(B) that the proposed maintenance, capital revitalization, or improvement will not increase the estimated amount under subparagraph (A) by more than \$500,000 annually.”.

(4) DEFINITION OF NON-EXCESS REAL PROPERTY.—Section 20145 of title 51, United States Code, as amended, is further amended by adding at the end the following:

“(g) DEFINITION OF NON-EXCESS REAL PROPERTY.—In this section, the term ‘non-excess real property’ means real property that is not excess property (as defined in section 102 of title 40).”.

(c) RULE OF CONSTRUCTION.—Nothing in this section, or the amendments made by this section, may be construed as affecting any duties of the National Aeronautics and Space Administration to identify excess property under section 524(a) of title 40, United States Code.

AMERICAN EAGLE DAY

Mr. PORTMAN. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 502, submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 502) designating June 20, 2016, as “American Eagle Day” and celebrating the recovery and restoration of the bald eagle, the national symbol of the United States.

There being no objection, the Senate proceeded to consider the resolution.

Mr. PORTMAN. Mr. President, I ask unanimous consent that the resolution

be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 502) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today’s RECORD under “Submitted Resolutions.”)

ORDERS FOR TUESDAY, JUNE 21, 2016

Mr. PORTMAN. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 10 a.m., Tuesday, June 21; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, and the time for the two leaders be reserved for their use later in the day; further, that following leader remarks, the Senate be in a period of morning business until 12:30 p.m., with Senators permitted to speak therein for up to 10 minutes each; further, that following morning business, the Senate resume consideration of H.R. 2578; further, that the Senate recess from 12:30 p.m. until 2:15 p.m. to allow for the weekly conference meetings; finally, that the filing deadline under rule XXII be at 2:30 p.m., Tuesday.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. PORTMAN. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it stand adjourned under the previous order.

There being no objection, the Senate, at 7:32 p.m., adjourned until Tuesday, June 21, 2016, at 10 a.m.