

109TH CONGRESS
1ST SESSION

H. R. 2420

To preserve the cooperative, peaceful uses of space for the benefit of all humankind by prohibiting the basing of weapons in space and the use of weapons to destroy or damage objects in space that are in orbit, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 18, 2005

Mr. KUCINICH (for himself, Mr. ABERCROMBIE, Mr. GEORGE MILLER of California, Mr. TIERNEY, Mr. HOLT, Mr. FATTAH, Ms. WOOLSEY, Mr. MICHAUD, Mr. RAHALL, Mr. SERRANO, Ms. LEE, Ms. MOORE of Wisconsin, Mr. CONYERS, Mr. HINCHEY, Ms. MCKINNEY, Mr. DAVIS of Illinois, Mr. STARK, Mr. OWENS, Mr. HONDA, Ms. WATERS, Mr. MCGOVERN, Mr. JACKSON of Illinois, Ms. WATSON, Mr. FILNER, Ms. BALDWIN, Mr. GRIJALVA, Mr. MEEKS of New York, and Mr. MCDERMOTT) introduced the following bill; which was referred to the Committee on Science, and in addition to the Committees on Armed Services and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To preserve the cooperative, peaceful uses of space for the benefit of all humankind by prohibiting the basing of weapons in space and the use of weapons to destroy or damage objects in space that are in orbit, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Space Preservation Act
3 of 2005”.

4 **SEC. 2. REAFFIRMATION OF POLICY ON THE PRESERVA-**
5 **TION OF PEACE IN SPACE.**

6 Congress reaffirms the policy expressed in section
7 102(a) of the National Aeronautics and Space Act of 1958
8 (42 U.S.C. 2451(a)), stating that it “is the policy of the
9 United States that activities in space should be devoted
10 to peaceful purposes for the benefit of all mankind.”.

11 **SEC. 3. BAN ON BASING OF WEAPONS IN SPACE AND THE**
12 **USE OF WEAPONS AGAINST OBJECTS IN**
13 **SPACE IN ORBIT.**

14 The President shall—

15 (1) implement a ban on space-based weapons of
16 the United States and the use of weapons of the
17 United States to destroy or damage objects in space
18 that are in orbit; and

19 (2) immediately order the termination of re-
20 search and development, testing, manufacturing,
21 production, and deployment of all space-based weap-
22 ons of the United States.

1 **SEC. 4. INTERNATIONAL TREATY BANNING SPACE-BASED**
2 **WEAPONS AND THE USE OF WEAPONS**
3 **AGAINST OBJECTS IN SPACE IN ORBIT.**

4 The President shall direct the United States rep-
5 resentatives to the United Nations and other international
6 organizations to immediately work toward negotiating,
7 adopting, and implementing an international treaty ban-
8 ning space-based weapons and the use of weapons to de-
9 stroy or damage objects in space that are in orbit.

10 **SEC. 5. REPORT.**

11 The President shall submit to Congress not later than
12 90 days after the date of the enactment of this Act, and
13 every 6 months thereafter, a report on—

14 (1) the implementation of the ban on space-
15 based weapons and the use of weapons to destroy or
16 damage objects in space that are in orbit required
17 by section 3; and

18 (2) progress toward negotiating, adopting, and
19 implementing the treaty described in section 4.

20 **SEC. 6. SPACE-BASED NONWEAPONS ACTIVITIES.**

21 Nothing in this Act may be construed as prohibiting
22 the use of funds for—

23 (1) space exploration;

24 (2) space research and development;

25 (3) testing, manufacturing, or production that
26 is not related to space-based weapons or systems; or

1 (4) civil, commercial, or defense activities (in-
2 cluding communications, navigation, surveillance, re-
3 connaissance, early warning, or remote sensing) that
4 are not related to space-based weapons or systems.

5 **SEC. 7. DEFINITIONS.**

6 In this Act:

7 (1) The term “space” means all space extend-
8 ing upward from an altitude greater than 110 kilo-
9 meters above the surface of the earth and any celes-
10 tial body in such space.

11 (2) The terms “space-based weapon” and
12 “space-based system” mean a device capable of dam-
13 aging or destroying an object or person (whether in
14 outer space, in the atmosphere, or on Earth) by—

15 (A) firing one or more projectiles to collide
16 with that object or person;

17 (B) detonating one or more explosive de-
18 vices in close proximity to that object or person;

19 or

20 (C) any other undeveloped means.

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