

103D CONGRESS  
1ST SESSION

# H. R. 2599

To prohibit the use of outer space for advertising purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 1, 1993

Mr. MARKEY (for himself, Ms. MOLINARI, Ms. ESHOO, Mrs. MORELLA, Mr. FINGERHUT, Mr. McCLOSKEY, Mr. LIPINSKI, Mr. BEREUTER, Mr. FRANK of Massachusetts, Mr. BEILENSEN, Mr. MAZZOLI, Mr. HINCHEY, Mr. FILNER, Mr. UPTON, and Mr. HUGHES) introduced the following bill; which was referred jointly to the Committees on Science, Space, and Technology and Foreign Affairs

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## A BILL

To prohibit the use of outer space for advertising purposes.

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 “Space Advertising Pro-  
5 hibition Act”.

6 **SEC. 2. PROHIBITION ON SPACE ADVERTISING.**

7 (a) AMENDMENT TO FINDINGS.—Section 2 of the  
8 Commercial Space Launch Act (49 U.S.C. App. 2601) is  
9 amended—

1 (1) in paragraph (8), by striking “and” at the  
2 end;

3 (2) in paragraph (9), by striking the period at  
4 the end and inserting “; and”; and

5 (3) by adding at the end the following new  
6 paragraph:

7 “(10) the use of outer space for advertising  
8 purposes is not an appropriate use of outer space  
9 and should be prohibited.”.

10 (b) AMENDMENT TO PURPOSES.—Section 3 of the  
11 Commercial Space Launch Act (49 U.S.C. App. 2602) is  
12 amended—

13 (1) in paragraph (3), by striking “and” at the  
14 end;

15 (2) in paragraph (4), by striking the period at  
16 the end and inserting “; and”;

17 (3) by inserting at the end the following new  
18 paragraph:

19 “(5) to prohibit the use of outer space for ad-  
20 vertising purposes.”.

21 (c) DEFINITION.—Section 4 of the Commercial Space  
22 Launch Act (49 U.S.C. App. 2603) is amended—

23 (1) by redesignating paragraphs (10) through  
24 (12) as paragraphs (11) through (13), respectively;  
25 and

1           (2) by inserting after paragraph (9) the follow-  
2           ing new paragraph:

3           “(10) ‘space advertising’ means advertising in  
4           outer space, including the placement of images or  
5           objects in outer space that are visible from Earth,  
6           for purposes of marketing or otherwise promoting  
7           the sale or use of goods or services;”.

8           (d) PROHIBITION ON SPACE ADVERTISING.—The  
9           Commercial Space Launch Act (49 U.S.C. 2601 et seq.)  
10          is amended by inserting after section 10 the following new  
11          section:

12        **“SEC. 10A. PROHIBITION ON SPACE ADVERTISING.**

13        “(a) SECRETARIAL ACTIONS.—The Secretary shall  
14        not—

15                “(1) issue or transfer a license under this Act;

16        or

17                “(2) waive the license requirements of this Act,  
18        for the launch of a payload containing any material to be  
19        used for purposes of space advertising.

20        “(b) PROHIBITION.—No holder of a license under  
21        this Act shall launch a payload containing any material  
22        to be used for purposes of space advertising.

23        “(c) CIVIL PENALTIES.—Any person who violates  
24        subsection (b) shall be subject to a civil penalty, not to

1 exceed \$30,000,000, which shall be assessed by the  
2 Secretary.

3 “(d) REVOCATION AND ISSUANCE OF LICENSES.—(1)  
4 The Secretary shall revoke any license held by a person  
5 who violates subsection (b).

6 “(2) Any person who violates subsection (b) shall not  
7 be issued a license under this Act for a period of 2 years  
8 from the date on which the Secretary finds that such per-  
9 son has violated subsection (b), or if such finding is ap-  
10 pealed, the date on which the appropriate court issues a  
11 final judgment in favor of the Secretary.”.

12 **SEC. 3. AGREEMENTS WITH FOREIGN NATIONS.**

13 The President, acting through the Secretary of State,  
14 is requested to negotiate with foreign nations for the pur-  
15 pose of reaching an agreement or agreements that prohibit  
16 the use of outer space for advertising purposes.

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