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2^D SESSION

H. R. 2829

IN THE SENATE OF THE UNITED STATES

MARCH 13, 2006

Received; read twice and referred to the Committee on the Judiciary

AN ACT

To reauthorize the Office of National Drug Control Policy
Act.

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; TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the
 3 “Office of National Drug Control Policy Reauthorization
 4 Act of 2005”.

5 (b) TABLE OF CONTENTS.—The table of contents for
 6 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Amendment of Office of National Drug Control Policy Reauthorization Act of 1998.
- Sec. 3. Repeal of termination provision.
- Sec. 4. Amendments to definitions.
- Sec. 5. Amendments relating to establishment of Office of National Drug Control Policy and designation of officers.
- Sec. 6. Amendments relating to appointment and duties of Director and Deputy Director.
- Sec. 7. Amendments relating to coordination with other agencies.
- Sec. 8. Development, submission, implementation, and assessment of National Drug Control Strategy.
- Sec. 9. High Intensity Drug Trafficking Areas Program.
- Sec. 10. Funding for certain High Intensity Drug Trafficking Areas.
- Sec. 11. Amendments relating to Counter-Drug Technology Assessment Center.
- Sec. 12. National youth antidrug media campaign.
- Sec. 13. Drug interdiction.
- Sec. 14. Awards for demonstration programs by local partnerships to shut down illicit drug market hot-spots by deterring drug dealers or altering the dynamic of drug sales.
- Sec. 15. Awards for demonstration programs by local partnerships to coerce abstinence in chronic hard-drug users under community supervision through the use of drug testing and sanctions.
- Sec. 16. Authorization of appropriations.
- Sec. 17. Technical amendments and repeal.
- Sec. 18. Requirement for disclosure of Federal sponsorship of all Federal advertising or other communication materials.
- Sec. 19. Policy relating to syringe exchange programs.
- Sec. 20. International summit on methamphetamine threat.
- Sec. 21. Study on drug court hearings in nontraditional places.
- Sec. 22. Report on government-sponsored methamphetamine conference.
- Sec. 23. Study on prescription drugs associated with iatrogenic addiction.
- Sec. 24. Report on tribal government participation in HIDTA process.
- Sec. 25. National methamphetamine information clearinghouse.
- Sec. 26. Report on school drug testing.
- Sec. 27. Report on methamphetamine epidemic.
- Sec. 28. Report on ONDCP performance bonuses.

1 **SEC. 2. AMENDMENT OF OFFICE OF NATIONAL DRUG CON-**
2 **TROL POLICY REAUTHORIZATION ACT OF**
3 **1998.**

4 Except as otherwise expressly provided, whenever in
5 this Act an amendment or repeal is expressed in terms
6 of an amendment to, or repeal of, a section or other provi-
7 sion, the reference shall be considered to be made to a
8 section or other provision of the Office of National Drug
9 Control Policy Reauthorization Act of 1998 (Public Law
10 105–277; 21 U.S.C. 1701 et seq.).

11 **SEC. 3. REPEAL OF TERMINATION PROVISION.**

12 Section 715 (21 U.S.C. 1712) is repealed, and the
13 law shall read as if such section was never in effect.

14 **SEC. 4. AMENDMENTS TO DEFINITIONS.**

15 (a) AMENDMENTS TO DEFINITIONS.—Section 702
16 (21 U.S.C. 1701) is amended—

17 (1) in paragraph (1)—

18 (A) by striking “and” at the end of sub-
19 paragraph (F);

20 (B) by striking the period at the end of
21 subparagraph (G) and inserting “, including the
22 testing of employees;”; and

23 (C) by adding at the end the following:

24 “(H) interventions for drug abuse and de-
25 pendence; and

1 “(I) international drug control coordina-
2 tion and cooperation with respect to activities
3 described in this paragraph.”;

4 (2) in paragraph (6), by adding before the pe-
5 riod at the end: “, including any activities involving
6 supply reduction, demand reduction, or State and
7 local affairs”;

8 (3) in paragraph (7)—

9 (A) by striking “Agency” and inserting
10 “agency”;

11 (B) by striking “National Foreign Intel-
12 ligence Program,” and inserting “National In-
13 telligence Program,”; and

14 (C) by inserting a comma before “or Tac-
15 tical”;

16 (4) in paragraph (9), by striking “implicates”
17 and inserting “indicates”;

18 (5) in paragraph (10)—

19 (A) by adding “National Drug Control
20 Program agencies and” after “among” in sub-
21 paragraph (B);

22 (B) by striking “and” at the end of sub-
23 paragraph (B);

1 (C) by striking the period at the end of
2 subparagraph (C) and inserting a semicolon;
3 and

4 (D) by adding at the end the following:

5 “(D) domestic drug law enforcement, in-
6 cluding domestic drug interdiction and law en-
7 forcement directed at drug users; and

8 “(E) coordination and enhancement of
9 Federal, State, and local law enforcement initia-
10 tives to gather, analyze, and disseminate infor-
11 mation and intelligence relating to drug control
12 among domestic law enforcement agencies.”;

13 (6) in paragraph (11)—

14 (A) by inserting before the semicolon in
15 subparagraph (A) the following: “, including—

16 “(i) law enforcement outside the
17 United States; and

18 “(ii) source country programs, includ-
19 ing economic development programs pri-
20 marily intended to reduce the production
21 or trafficking of illicit drugs”;

22 (B) by striking subparagraph (B) and in-
23 serting the following:

24 “(B) facilitating and enhancing the shar-
25 ing of foreign and domestic information and law

1 enforcement intelligence relating to drug pro-
2 duction and trafficking among National Drug
3 Control Program agencies, and between those
4 agencies and foreign law enforcement agencies;
5 and”;

6 (C) by striking “; and” at the end of sub-
7 paragraph (C) and inserting a period; and

8 (D) by striking subparagraph (D); and
9 (7) by adding at the end the following:

10 “(12) APPROPRIATE CONGRESSIONAL COMMIT-
11 TEES.—Except where otherwise provided, the term
12 ‘appropriate congressional committees’ means the
13 Committee on the Judiciary, the Committee on Ap-
14 propriations, and the Caucus on International Nar-
15 cotics Control of the Senate and the Committee on
16 Government Reform, the Committee on the Judici-
17 ary, and the Committee on Appropriations of the
18 House of Representatives.

19 “(13) LAW ENFORCEMENT.—The term ‘law en-
20 forcement’ or ‘drug law enforcement’ means all ef-
21 forts by a Federal, State, or local government agen-
22 cy to enforce the drug laws of the United States or
23 any State, including investigation, arrest, prosecu-
24 tion, and incarceration or other punishments or pen-
25 alties.”.

1 (b) CONFORMING AMENDMENTS.—Section 703(b)(3)
2 (21 U.S.C. 1702(b)(3)) is amended—

3 (1) in subparagraph (A), by striking “(G)” and
4 inserting “(I)”; and

5 (2) in subparagraph (C)—

6 (A) by striking “through (C)” and insert-
7 ing “through (E)”;

8 (B) by striking “and subparagraph (D) of
9 section 702(11)”; and

10 (C) by adding before the period at the end
11 the following: “, and sections 707 and 708 of
12 this Act”.

13 **SEC. 5. AMENDMENTS RELATING TO ESTABLISHMENT OF**
14 **OFFICE OF NATIONAL DRUG CONTROL POL-**
15 **ICY AND DESIGNATION OF OFFICERS.**

16 (a) RESPONSIBILITIES.—Paragraph (4) of section
17 703(a) (21 U.S.C. 1702(a)) is amended to read as follows:

18 “(4) evaluate the effectiveness of the national
19 drug control policy and the National Drug Control
20 Program agencies’ programs, by developing and ap-
21 plying specific goals and performance measure-
22 ments.”.

23 (b) RANK OF DIRECTOR.—Section 703(b) (21 U.S.C.
24 1702(b)) is amended in paragraph (1) by adding before
25 the period the following: “, who shall hold the same rank

1 and status as the head of an executive department listed
2 in section 101 of title 5, United States Code”.

3 (c) DEPUTY DIRECTORS.—Section 703(b) (21 U.S.C.
4 1702(b)) is amended in paragraph (3)—

5 (1) by striking “Office—” and inserting “Office
6 the following additional Deputy Directors—”; and

7 (2) in subparagraph (B), by striking “who
8 shall” and inserting the following: “who shall have
9 substantial experience and expertise in drug interdic-
10 tion operations and other supply reduction activities,
11 and who shall serve as the United States Interdic-
12 tion Coordinator and”.

13 **SEC. 6. AMENDMENTS RELATING TO APPOINTMENT AND**
14 **DUTIES OF DIRECTOR AND DEPUTY DIREC-**
15 **TOR.**

16 (a) DESIGNATION OF OTHER OFFICERS.—Section
17 704(a)(3) (21 U.S.C. 1703(a)(3)) is amended—

18 (1) by striking “permanent employee” and in-
19 serting “officer or employee”; and

20 (2) by striking “serve as the Director” and in-
21 serting “serve as the acting Director”.

22 (b) RESPONSIBILITIES OF DIRECTOR.—Section
23 704(b) (21 U.S.C. 1703(b)) is amended—

24 (1) in paragraph (4), by striking “Federal de-
25 partments and agencies engaged in drug enforce-

1 ment,” and inserting “National Drug Control Pro-
2 gram agencies,”;

3 (2) in paragraph (7), by inserting after “Presi-
4 dent” the following: “and the appropriate congress-
5 sional committees”;

6 (3) in paragraph (13), by striking “(beginning
7 in 1999)”;

8 (4) in paragraph (14)—

9 (A) by striking “Appropriations” and all
10 that follows through “Senate” and inserting
11 “appropriate congressional committees”; and

12 (B) by striking “and” after the semicolon
13 at the end;

14 (5) in paragraph (15), by striking subpara-
15 graph (C) and inserting the following:

16 “(C) supporting the substance abuse infor-
17 mation clearinghouse administered by the Ad-
18 ministrators of the Substance Abuse and Mental
19 Health Services Administration and established
20 in section 501(d)(16) of the Public Health
21 Service Act by—

22 “(i) encouraging all National Drug
23 Control Program agencies to provide all
24 appropriate and relevant information; and

1 “(ii) supporting the dissemination of
2 information to all interested entities;”;

3 (6) by inserting at the end the following:

4 “(16) shall coordinate with the private sector to
5 promote private research and development of medi-
6 cations to treat addiction;

7 “(17) shall seek the support and commitment of
8 State and local officials in the formulation and im-
9 plementation of the National Drug Control Strategy;

10 “(18) shall monitor and evaluate the allocation
11 of resources among Federal law enforcement agen-
12 cies in response to significant local and regional
13 drug trafficking and production threats;

14 “(19) shall submit an annual report to Con-
15 gress detailing how the Office of National Drug
16 Control Policy has consulted with and assisted State
17 and local governments with respect to the formula-
18 tion and implementation of the National Drug Con-
19 trol Strategy and other relevant issues; and

20 “(20) shall, within one year after the date of
21 the enactment of the Office of National Drug Con-
22 trol Policy Reauthorization Act of 2005, report to
23 Congress on the impact of each Federal drug reduc-
24 tion strategy upon the availability, addiction rate,
25 use rate, and other harms of illegal drugs.”.

1 (c) SUBMISSION OF DRUG CONTROL BUDGET RE-
2 QUESTS.—Section 704(c)(1) is amended by adding at the
3 end the following:

4 “(C) CONTENT OF DRUG CONTROL BUDG-
5 ET REQUESTS.—A drug control budget request
6 submitted by a department, agency, or program
7 under this paragraph shall include all requests
8 for funds for any drug control activity under-
9 taken by that department, agency, or program,
10 including demand reduction, supply reduction,
11 and State and local affairs, including any drug
12 law enforcement activities. If an activity has
13 both drug control and nondrug control purposes
14 or applications, the department, agency, or pro-
15 gram shall estimate by a documented calcula-
16 tion the total funds requested for that activity
17 that would be used for drug control, and shall
18 set forth in its request the basis and method for
19 making the estimate.”.

20 (d) NATIONAL DRUG CONTROL BUDGET PRO-
21 POSAL.—

22 (1) Section 704(c)(2) is amended by inserting
23 “and the head of each major national organization
24 that represents law enforcement officers, agencies,
25 or associations” after “agency”.

1 (2) Section 704(c)(2) is amended in subpara-
2 graph (A) by inserting before the semicolon: “and to
3 inform Congress and the public about the total
4 amount proposed to be spent on all supply reduction,
5 demand reduction, State and local affairs, including
6 any drug law enforcement, and other drug control
7 activities by the Federal Government, which shall
8 conform to the content requirements set forth in
9 subparagraph (C) of paragraph (1) of this sub-
10 section”.

11 (e) REVIEW AND CERTIFICATION OF NATIONAL
12 DRUG CONTROL PROGRAM BUDGET.—Section 704(c)(3)
13 (21 U.S.C. 1703(c)(3)) is amended—

14 (1) by redesignating subparagraphs (C) and
15 (D) as subparagraphs (D) and (E), respectively;

16 (2) by inserting after subparagraph (B) the fol-
17 lowing new subparagraph:

18 “(C) SPECIFIC REQUESTS.—The Director
19 shall not confirm the adequacy of any budget
20 request that—

21 “(i) requests funding for Federal law
22 enforcement activities that do not ade-
23 quately compensate for transfers of drug
24 enforcement resources and personnel to
25 law enforcement and investigation activi-

1 ties not related to drug enforcement as de-
2 termined by the Director;

3 “(ii) requests funding for law enforce-
4 ment activities on the borders of the
5 United States that do not adequately di-
6 rect resources to drug interdiction and en-
7 forcement as determined by the Director;

8 “(iii) requests funding for drug treat-
9 ment activities that do not provide ade-
10 quate result and accountability measures
11 as determined by the Director;

12 “(iv) requests funding for any activi-
13 ties of the Safe and Drug Free Schools
14 Program that do not include a clear anti-
15 drug message or purpose intended to re-
16 duce drug use;

17 “(v) requests funding for drug treat-
18 ment activities that do not adequately sup-
19 port and enhance Federal drug treatment
20 programs and capacity, as determined by
21 the Director;

22 “(vi) requests funding for fiscal year
23 2007 for activities of the Department of
24 Education, unless it is accompanied by a
25 report setting forth a plan for providing

1 expedited consideration of student loan ap-
2 plications for all individuals who submitted
3 an application for any Federal grant, loan,
4 or work assistance that was rejected or de-
5 nied pursuant to 484(r)(1) of the Higher
6 Education Act of 1965 (20 U.S.C.
7 1091(r)(1)) by reason of a conviction for a
8 drug-related offense not occurring during a
9 period of enrollment for which the indi-
10 vidual was receiving any Federal grant,
11 loan, or work assistance; and

12 “(vii) requests funding for the oper-
13 ations and management of the Department
14 of Homeland Security that does not in-
15 clude a specific request for funds for the
16 Office of Counternarcotics Enforcement to
17 carry out its responsibilities under section
18 878 of the Homeland Security Act of 2002
19 (6 U.S.C. 458).”;

20 (3) in subparagraph (D)(iii), as so redesi-
21 gnated, by inserting “and the appropriate congres-
22 sional committees” after “House of Representa-
23 tives”; and

24 (4) in subparagraph (E)(ii)(II)(bb), as so redesi-
25 gnated, by inserting “and the appropriate congres-

1 sional committees” after “House of Representa-
2 tives”.

3 (f) REPROGRAMMING AND TRANSFER REQUESTS.—

4 Section 704(c)(4)(A) (21 U.S.C. 1703(c)(4)(A)) is amend-
5 ed by striking “\$5,000,000” and inserting “\$1,000,000”.

6 (g) POWERS OF DIRECTOR.—Section 704(d) (21
7 U.S.C. 1703(d)) is amended—

8 (1) in paragraph (8)(D), by striking “have been
9 authorized by Congress;” and inserting “authorized
10 by law;”;

11 (2) in paragraph (9)—

12 (A) by inserting “notwithstanding any
13 other provision of law,” after “(9)”; and

14 (B) by striking “Strategy; and” and insert-
15 ing “Strategy and notify the appropriate con-
16 gressional committees of any fund control no-
17 tice issued;”;

18 (3) in paragraph (10), by striking “(22 U.S.C.
19 2291j).” and inserting “(22 U.S.C. 2291j) and sec-
20 tion 706 of the Foreign Relations Authorization Act,
21 Fiscal Year 2003 (22 U.S.C. 2291j–1); and”; and

22 (4) by adding at the end the following new
23 paragraph:

24 “(11) not later than August 1 of each year,
25 submit to the President a report, and transmit cop-

1 ies of the report to the Secretary of State and the
2 appropriate congressional committees, that—

3 “(A) provides the Director’s assessment of
4 which countries are major drug transit coun-
5 tries or major illicit drug producing countries as
6 defined in section 481(e) of the Foreign Assist-
7 ance Act of 1961 (22 U.S.C. 2291(e));

8 “(B) provides the Director’s assessment of
9 whether each country identified under subpara-
10 graph (A) has cooperated fully with the United
11 States or has taken adequate steps on its own
12 to achieve full compliance with the goals and
13 objectives established by the United Nations
14 Convention Against Illicit Traffic in Narcotic
15 Drugs and Psychotropic Substances and other-
16 wise has assisted in reducing the supply of il-
17 licit drugs to the United States; and

18 “(C) provides the Director’s assessment of
19 whether application of procedures set forth in
20 section 490 of the Foreign Assistance Act of
21 1961 (22 U.S.C. 2291j), as provided in section
22 706 of the Foreign Relations Authorization Act,
23 Fiscal Year 2003 (22 U.S.C. 2291j–1), is war-
24 ranted with respect to countries the Director
25 assesses have not cooperated fully.”.

1 (h) FUND CONTROL NOTICES.—Section 704(f) (21
2 U.S.C. 1703(f)) is amended by adding at the end the fol-
3 lowing:

4 “(4) CONGRESSIONAL NOTICE.—A copy of each
5 fund control notice shall be transmitted to the ap-
6 propriate congressional committees.

7 “(5) RESTRICTIONS.—The Director shall not
8 issue a fund control notice to direct that all or part
9 of an amount appropriated to the National Drug
10 Control Program agency account be obligated, modi-
11 fied, or altered in any manner contrary, in whole or
12 in part, to a specific appropriation or statute.”.

13 (i) TECHNICAL AMENDMENTS.—Section 704 (21
14 U.S.C. 1703) is amended—

15 (1) by amending subsection (g) to read as fol-
16 lows:

17 “(g) INAPPLICABILITY TO CERTAIN PROGRAMS.—
18 The provisions of this section shall not apply to the Na-
19 tional Intelligence Program, the Joint Military Intelligence
20 Program, and Tactical and Related Activities unless such
21 program or an element of such program is designated as
22 a National Drug Control Program—

23 “(1) by the President; or

24 “(2) jointly by—

1 “(A) in the case of the National Intel-
2 ligence Program, the Director and the Director
3 of National Intelligence; or

4 “(B) in the case of the Joint Military In-
5 telligence Program and Tactical and Related
6 Activities, the Director, the Director of Na-
7 tional Intelligence, and the Secretary of De-
8 fense.”; and

9 (2) by amending subsection (h) to read as fol-
10 lows:

11 “(h) CONSTRUCTION.—Nothing in this Act shall be
12 construed as derogating the authorities and responsibil-
13 ities of the Director of National Intelligence or the Direc-
14 tor of the Central Intelligence Agency contained in the Na-
15 tional Security Act of 1947 (50 U.S.C. 401 et seq.), the
16 Central Intelligence Agency Act of 1949 (50 U.S.C. 403a
17 et seq.), or any other law.”.

18 (j) REQUIREMENT FOR SOUTH AMERICAN HEROIN
19 STRATEGY.—

20 (1) IN GENERAL.—Not later than 90 days after
21 the date of the enactment of this Act, the Director
22 of National Drug Control Policy shall submit to the
23 Congress a comprehensive strategy that addresses
24 the increased threat from South American heroin,
25 and in particular Colombian heroin and the emerg-

1 ing threat from opium poppy grown in Peru and
2 often intended for transit to Columbia for processing
3 into heroin.

4 (2) CONTENTS.—The strategy shall include—

5 (A) opium eradication efforts to eliminate
6 the problem at the source to prevent heroin
7 from entering the stream of commerce;

8 (B) interdiction and precursor chemical
9 controls;

10 (C) demand reduction and treatment;

11 (D) alternative development programs, in-
12 cluding direct assistance to regional govern-
13 ments to demobilize and provide alternative
14 livelihoods to former members of insurgent or
15 other groups engaged in heroin, coca, or other
16 illicit drug production or trafficking;

17 (E) efforts to inform and involve local citi-
18 zens in the programs described in subpara-
19 graphs (A) through (D), such as through leaf-
20 lets advertising rewards for information;

21 (F) provisions that ensure the maintenance
22 at current levels of efforts to eradicate coca in
23 Colombia; and

24 (G) assessment of the specific level of
25 funding and resources necessary to simulta-

1 neously address the threat from South Amer-
2 ican heroin and the threat from Colombian and
3 Peruvian coca.

4 (3) TREATMENT OF CLASSIFIED OR LAW EN-
5 FORCEMENT SENSITIVE INFORMATION.—Any con-
6 tent of the strategy that involves information classi-
7 fied under criteria established by an Executive order,
8 or whose public disclosure, as determined by the Di-
9 rector or the head of any relevant Federal agency,
10 would be detrimental to the law enforcement or na-
11 tional security activities of any Federal, foreign, or
12 international agency, shall be presented to Congress
13 separately from the rest of the strategy.

14 (k) REQUIREMENT FOR AFGHAN HEROIN STRAT-
15 EGY.—

16 (1) IN GENERAL.—Not later than 90 days after
17 the date of the enactment of this Act, the Director
18 of the Office of National Drug Control Policy shall
19 submit to the Congress a comprehensive strategy
20 that addresses the increased threat from Afghan
21 heroin.

22 (2) CONTENTS.—The strategy shall include—

23 (A) opium crop eradication efforts to elimi-
24 nate the problem at the source to prevent her-
25 oin from entering the stream of commerce;

1 (B) destruction or other direct elimination
2 of stockpiles of heroin and raw opium, and her-
3 oin production and storage facilities;

4 (C) interdiction and precursor chemical
5 controls;

6 (D) demand reduction and treatment;

7 (E) alternative development programs;

8 (F) measures to improve cooperation and
9 coordination between Federal Government
10 agencies, and between such agencies, agencies
11 of foreign governments, and international orga-
12 nizations with responsibility for the prevention
13 of heroin production in, or trafficking out of,
14 Afghanistan; and

15 (G) an assessment of the specific level of
16 funding and resources necessary significantly to
17 reduce the production and trafficking of heroin.

18 (3) TREATMENT OF CLASSIFIED OR LAW EN-
19 FORCEMENT SENSITIVE INFORMATION.—Any con-
20 tent of the strategy that involves information classi-
21 fied under criteria established by an Executive order,
22 or whose public disclosure, as determined by the Di-
23 rector or the head of any relevant Federal agency,
24 would be detrimental to the law enforcement or na-
25 tional security activities of any Federal, foreign, or

1 international agency, shall be presented to Congress
2 separately from the rest of the strategy.

3 (I) REQUIREMENT FOR GENERAL COUNTERDRUG IN-
4 TELLIGENCE PLAN.—

5 (1) IN GENERAL.—Not later than 120 days
6 after the date of enactment of this Act, and not
7 later than every two years thereafter, the Director of
8 the Office of National Drug Control Policy, with the
9 concurrence of the Director of National Intelligence,
10 shall submit to the appropriate congressional com-
11 mittees, a general counterdrug intelligence plan to
12 improve coordination, and eliminate unnecessary du-
13 plication, among the counterdrug intelligence centers
14 and information sharing systems, and counterdrug
15 activities of the Federal Government, including the
16 centers, systems, and activities of the following de-
17 partments and agencies:

18 (A) The Department of Defense, including
19 the Defense Intelligence Agency, and the joint
20 interagency task forces.

21 (B) The Department of the Treasury, in-
22 cluding the Financial Crimes Enforcement Net-
23 work (FinCEN).

24 (C) The Central Intelligence Agency.

25 (D) The National Security Agency.

1 (E) The Department of Homeland Security,
2 including the United States Coast Guard,
3 the bureau of Customs and Border Protection,
4 and the bureau of Immigration and Customs
5 Enforcement.

6 (F) The Department of Justice, including
7 the National Drug Intelligence Center (NDIC);
8 the Drug Enforcement Administration, including
9 the El Paso Intelligence Center (EPIC); the
10 Federal Bureau of Investigation; the Organized
11 Crime Drug Enforcement Task Force; and the
12 Regional Information Sharing System.

13 (G) The Office of National Drug Control
14 Policy, including the High Intensity Drug Trafficking
15 Areas Program.

16 (H) The Counterdrug Intelligence Executive
17 Secretariat.

18 (2) PURPOSE.—The purpose of the plan under
19 paragraph (1) is to maximize the effectiveness of the
20 centers and activities referred to in that paragraph
21 in achieving the objectives of the National Drug
22 Control Strategy promulgated under 21 U.S.C.
23 1705. In order to maximize such effectiveness, the
24 plan shall—

1 (A) articulate clear and specific mission
2 statements (including purpose and scope of ac-
3 tivity) for each counterdrug intelligence center,
4 system, and activity, including the manner in
5 which responsibility for counterdrug intelligence
6 activities will be allocated among the
7 counterdrug intelligence centers and systems;

8 (B) specify each government agency
9 (whether Federal, State, or local) that partici-
10 pates in each such center, system, and activity,
11 including a description of the extent and nature
12 of that participation;

13 (C) specify the relationship between such
14 centers, systems, and activities;

15 (D) specify the means by which proper
16 oversight of such centers, systems, and activi-
17 ties will be assured;

18 (E) specify the means by which
19 counterdrug intelligence and information will be
20 forwarded effectively to all levels of officials re-
21 sponsible for United States counterdrug policy;
22 and

23 (F) specify mechanisms to ensure that
24 State and local law enforcement agencies are
25 apprised of counterdrug intelligence and infor-

1 mation acquired by Federal law enforcement
2 agencies in a manner which—

3 (i) facilitates effective counterdrug ac-
4 tivities by State and local law enforcement
5 agencies; and

6 (ii) provides such State and local law
7 enforcement agencies with the information
8 relating to the safety of officials involved
9 in their counterdrug activities.

10 (3) DEFINITIONS.—As used in this sub-
11 section—

12 (A) the term “center” refers to any center,
13 office, task force, or other coordinating organi-
14 zation engaged in counterdrug intelligence or
15 information analyzing or sharing activities;

16 (B) the term “system” refers to any com-
17 puterized database or other electronic system
18 used for counterdrug intelligence or information
19 analyzing or sharing activities; and

20 (C) the term “appropriate congressional
21 committees” means the following:

22 (i) The Committee on Appropriations,
23 the Committee on Foreign Relations, the
24 Committee on the Judiciary, the Com-
25 mittee on Homeland Security and Govern-

1 mental Affairs, the Caucus on Inter-
2 national Narcotics Control, and the Select
3 Committee on Intelligence of the Senate.

4 (ii) The Committee on Appropriations,
5 the Committee on International Relations,
6 the Committee on the Judiciary, the Com-
7 mittee on Government Reform, the Com-
8 mittee on Homeland Security, and the Per-
9 manent Select Committee on Intelligence
10 of the House of Representatives.

11 (4) LIMITATION.—The general counterdrug in-
12 telligence plan shall not—

13 (A) change existing agency authorities or
14 the laws governing interagency relationships,
15 but may include recommendations about
16 changes to such authorities or laws; or

17 (B) include any information about specific
18 methods of obtaining, or sources of, intelligence
19 or information, or any information about spe-
20 cific individuals, cases, investigations, or oper-
21 ations.

22 (5) CLASSIFIED OR LAW ENFORCEMENT SEN-
23 SITIVE INFORMATION.—Any content of the general
24 counterdrug intelligence plan that involves informa-
25 tion classified under criteria established by an Exec-

1 utive order, or whose public disclosure, as deter-
2 mined by the Director of the Office of National
3 Drug Control Policy, the Director of National Intel-
4 ligence, or the head of any Federal Government
5 agency whose activities are described in the plan,
6 would be detrimental to the law enforcement or na-
7 tional security activities of any Federal, State, or
8 local agency, shall be presented to Congress sepa-
9 rately from the rest of the report.

10 (m) REQUIREMENT FOR SOUTHWEST BORDER
11 COUNTERNARCOTICS STRATEGY.—

12 (1) IN GENERAL.—Not later than 120 days
13 after the date of enactment of this Act, and every
14 two years thereafter, the Director of National Drug
15 Control Policy shall submit to the Congress a South-
16 west Border Counternarcotics Strategy.

17 (2) PURPOSES.—The Southwest Border Coun-
18 ternarcotics Strategy shall—

19 (A) set forth the Government’s strategy for
20 preventing the illegal trafficking of drugs across
21 the international border between the United
22 States and Mexico, including through ports of
23 entry and between ports of entry on that bor-
24 der;

1 (B) state the specific roles and responsibil-
2 ities of the relevant National Drug Control Pro-
3 gram agencies (as defined in section 702 of the
4 Office of National Drug Control Policy Reau-
5 thorization Act of 1998 (21 U.S.C. 1701)) for
6 implementing that strategy; and

7 (C) identify the specific resources required
8 to enable the relevant National Drug Control
9 Program agencies to implement that strategy.

10 (3) SPECIFIC CONTENT RELATED TO DRUG
11 TUNNELS BETWEEN THE UNITED STATES AND MEX-
12 ICO.—The Southwest Border Counternarcotics
13 Strategy shall include—

14 (A) a strategy to end the construction and
15 use of tunnels and subterranean passages that
16 cross the international border between the
17 United States and Mexico for the purpose of il-
18 legal trafficking of drugs across such border;
19 and

20 (B) recommendations for criminal pen-
21 alties for persons who construct or use such a
22 tunnel or subterranean passage for such a pur-
23 pose.

24 (4) CONSULTATION WITH OTHER AGENCIES.—
25 The Director shall issue the Southwest Border

1 Counter-narcotics Strategy in consultation with the
2 heads of the relevant National Drug Control Pro-
3 gram agencies.

4 (5) LIMITATION.—The Southwest Border Coun-
5 ternarcotics Strategy shall not change existing agen-
6 cy authorities or the laws governing interagency re-
7 lationships, but may include recommendations about
8 changes to such authorities or laws.

9 (6) REPORT TO CONGRESS.—The Director shall
10 provide a copy of the Southwest Border Counter-
11 narcotics Strategy to the appropriate congressional
12 committees (as defined in section 702 of the Office
13 of National Drug Control Policy Reauthorization Act
14 of 1998 (21 U.S.C. 1701)), and to the Committee
15 on Armed Services and the Committee on Homeland
16 Security of the House of Representatives, and the
17 Committee on Homeland Security and Governmental
18 Affairs and the Committee on Armed Services of the
19 Senate.

20 (7) TREATMENT OF CLASSIFIED OR LAW EN-
21 FORCEMENT SENSITIVE INFORMATION.—Any con-
22 tent of the Southwest Border Counter-narcotics
23 Strategy that involves information classified under
24 criteria established by an Executive order, or whose
25 public disclosure, as determined by the Director or

1 the head of any relevant National Drug Control Pro-
2 gram agency, would be detrimental to the law en-
3 forcement or national security activities of any Fed-
4 eral, State, or local agency, shall be presented to
5 Congress separately from the rest of the strategy.

6 (n) REQUIREMENT FOR SCIENTIFIC STUDY OF
7 MYCOHERBICIDE IN ILLICIT DRUG CROP ERADI-
8 CATION.—Not later than 90 days after the date of enact-
9 ment of this Act, the Director of the Office of National
10 Drug Control Policy shall submit to the Congress a report
11 that includes a plan to conduct, on an expedited basis,
12 a scientific study of the use of mycoherbicide as a means
13 of illicit drug crop elimination by an appropriate Govern-
14 ment scientific research entity, including a complete and
15 thorough scientific peer review. The study shall include an
16 evaluation of the likely human health and environmental
17 impacts of such use. The report shall also include a plan
18 to conduct controlled scientific testing in a major drug
19 producing nation of mycoherbicide naturally existing in
20 the producing nation.

21 (o) STUDY OF PERSONS KIDNAPPED, KILLED, AND
22 MISSING ALONG THE BORDER BETWEEN THE UNITED
23 STATES AND MEXICO.—

24 (1) IN GENERAL.—The Director of National
25 Drug Control Policy shall study the specific impact

1 on citizens of the United States of violence related
2 to drug-trafficking along the international border be-
3 tween the United States and Mexico.

4 (2) REPORT.—Not later than 180 days after
5 the date of the enactment of this Act, and annually
6 thereafter, the Director of National Drug Control
7 Policy shall submit to Congress a report, including
8 recommendations on methods to solve the offenses
9 described in such paragraph and to reduce the oc-
10 currence of such offenses.

11 (3) AUTHORIZATION OF APPROPRIATIONS.—
12 There is authorized to be appropriated to carry out
13 this subsection \$1,000,000 for each of fiscal years
14 2007 through 2011.

15 (p) REQUIREMENT FOR AN ASSESSMENT OF ILLICIT
16 DRUG AND ALCOHOL USE BY CHILDREN, AND APPRO-
17 PRIATE INTERVENTION METHODS.—

18 (1) IN GENERAL.—The Director of National
19 Drug Control Policy shall complete an assessment of
20 report materials, studies, and statistics with respect
21 to the 5-year period before the date of enactment of
22 this Act, to determine the extent to which children
23 who are 12 to 17 years of age—

24 (A) experiment with and regularly use
25 marijuana, alcohol, cigarettes, prescription

1 drugs without a prescription, designer drugs
2 (such as ecstasy), and other illicit drugs (such
3 as cocaine); and

4 (B) have access to intervention services or
5 programs, including drug testing, counseling,
6 rehabilitation, legal representation, and other
7 services or programs associated with prevention,
8 treatment, and punishment of substance abuse.

9 (2) ASSESSMENT PROCEDURE.—In completing
10 the assessment under paragraph (1), the Director—

11 (A) shall consider relevant public health
12 and academic research materials and studies,
13 and may also consider relevant statistics con-
14 cerning illicit drug and alcohol use, and crimi-
15 nal convictions related to such use; and

16 (B) shall make findings, based on the in-
17 formation considered under subparagraph (A),
18 regarding the nature and extent of illicit drug
19 and alcohol use among children who are 12 to
20 17 years of age, and the availability of prevent-
21 ative, intervention, and rehabilitation services
22 and programs to such children.

23 (3) REPORT TO CONGRESS.—Not later than 1
24 year after the date of enactment of this Act, the Di-
25 rector shall submit a report to Congress regarding

1 the assessment under this subsection and the find-
2 ings under paragraph (2)(B). Such report shall in-
3 clude, with respect to children who are 12 to 17
4 years of age, the following information:

5 (A) Services and programs that have been
6 effective in preventing such children from ex-
7 perimenting with and beginning the regular use
8 of illicit drugs and alcohol.

9 (B) The extent to which chronic drug and
10 alcohol use occurs in such children.

11 (C) The extent to which schools and other
12 public institutions provide intervention for such
13 children who are chronic users of illicit drugs
14 and alcohol, the specific roles such schools and
15 institutions play, and the extent to which such
16 interventions are successful.

17 (D) Additional resources schools and other
18 public institutions need to provide successful
19 intervention to such children, including funding.

20 (E) The role of Federal agencies in pro-
21 viding intervention to such children who are
22 chronic users of illicit drugs and alcohol, and
23 the extent to which Federal agency intervention
24 is successful.

1 (F) Additional resources Federal agencies
2 need to provide successful intervention to such
3 children, including funding.

4 (G) The role of the Federal, State, and
5 local criminal justice systems in providing inter-
6 vention to such children who are chronic users
7 of illicit drugs and alcohol, and the extent to
8 which criminal justice interventions are success-
9 ful.

10 (q) MODEL STATE DRUG LAWS.—

11 (1) IN GENERAL.—The Director of the Office of
12 National Drug Control Policy shall provide for a cor-
13 poration that is described in section 501(c)(3) of the
14 Internal Revenue Code of 1986 and exempt from tax
15 under section 501(a) of such Code to—

16 (A) advise States on establishing laws and
17 policies to address alcohol and other drug
18 issues, based on the model State drug laws de-
19 veloped by the President’s Commission on
20 Model State Drug Laws in 1993; and

21 (B) revise such model State drug laws and
22 draft supplementary model State laws to take
23 into consideration changes in the alcohol and
24 drug abuse problems in the State involved.

1 (2) AUTHORIZATION OF APPROPRIATIONS.—

2 There is authorized to be appropriated to carry out
3 this subsection \$1,500,000 for each of fiscal years
4 2007 through 2011.

5 (r) REQUIREMENT TO SUBMIT NATIONAL SYN-
6 THETIC DRUGS ACTION STRATEGY.—Not later than 120
7 days after the date of the enactment of this Act, the Direc-
8 tor of National Drug Control Policy shall submit to Con-
9 gress the National Synthetic Drugs Action Strategy out-
10 lined in the National Synthetic Drugs Action Plan sub-
11 mitted by the Director in October 2004.

12 (s) REQUIREMENT FOR STUDY OF STATE PRE-
13 CURSOR CHEMICAL CONTROL LAWS.—

14 (1) STUDY.—The Director of National Drug
15 Control Policy shall conduct a study of State laws
16 with respect to precursor chemical controls.

17 (2) REPORT.—Not later than six months after
18 the date of the enactment of this Act, the Director
19 of National Drug Control Policy shall submit a re-
20 port to Congress on the results of the study under
21 paragraph (1), including—

22 (A) a comparison of the State laws studied
23 and the effectiveness of each such law; and

24 (B) a list of best practices observed with
25 respect to such laws.

1 (t) REQUIREMENT FOR STUDY OF DRUG ENDAN-
2 GERED CHILDREN PROGRAMS.—

3 (1) STUDY.—The Director of National Drug
4 Control Policy shall conduct a study of methamphet-
5 amine-related activities that are conducted by dif-
6 ferent Drug Endangered Children programs admin-
7 istered by States.

8 (2) REPORT.—Not later than six months after
9 the date of the enactment of this Act, the Director
10 of National Drug Control Policy shall submit to
11 Congress a report on the results of the study under
12 paragraph (1). Such report shall include—

13 (A) an analysis of the best practices of the
14 activities studied; and

15 (B) recommendations for establishing a
16 national policy to address drug endangered chil-
17 dren, based on the Drug Endangered Children
18 programs administered by States.

19 (3) DEFINITIONS.—In this subsection—

20 (A) the term “methamphetamine-related
21 activity” means any activity related to the pro-
22 duction, use, or effects of methamphetamine;
23 and

24 (B) the term “drug endangered children”
25 means children whose physical, mental, or emo-

1 tional health are at risk because of the produc-
2 tion, use, or effects of methamphetamine by an-
3 other person.

4 (u) REQUIREMENT FOR METHAMPHETAMINE STRAT-
5 EGY.—

6 (1) IN GENERAL.—Not later than 90 days after
7 the date of the enactment of this Act, the Director
8 of the Office of National Drug Control Policy shall
9 submit to Congress a comprehensive strategy that
10 addresses the increased threat from methamphet-
11 amine.

12 (2) MATTERS COVERED.—The strategy shall in-
13 clude—

14 (A) interdiction and precursor chemical
15 controls;

16 (B) demand reduction and treatment;

17 (C) alternative development programs;

18 (D) efforts to prevent the diversion of pre-
19 cursor chemicals on an international level; and

20 (E) an assessment of the specific level of
21 funding and resources necessary to significantly
22 to reduce the production and trafficking of
23 methamphetamine.

24 (3) TREATMENT OF CLASSIFIED OR LAW EN-
25 FORCEMENT SENSITIVE INFORMATION.—Any con-

1 tent of the strategy that involves information classi-
2 fied under criteria established by an Executive order,
3 or whose public disclosure, as determined by the Di-
4 rector or the head of any relevant Federal agency,
5 would be detrimental to the law enforcement or na-
6 tional security activities of any Federal, foreign, or
7 international agency, shall be presented to Congress
8 separately from the rest of the strategy.

9 **SEC. 7. AMENDMENTS RELATING TO COORDINATION WITH**
10 **OTHER AGENCIES.**

11 Section 705 (21 U.S.C. 1704) is amended—

12 (1) in subsection (a)(1)(A), by striking
13 “abuse”;

14 (2) in subsection (a)(2)(A), by striking “Direc-
15 tor of Central Intelligence” and inserting “Director
16 of National Intelligence”;

17 (3) in subsection (a)(2)(B), by striking “Direc-
18 tor of Central Intelligence” and inserting “Director
19 of National Intelligence and the Director of the Cen-
20 tral Intelligence Agency”;

21 (4) by amending paragraph (3) of subsection
22 (a) to read as follows:

23 “(3) REQUIRED REPORTS.—

24 “(A) SECRETARIES OF THE INTERIOR AND
25 AGRICULTURE.—The Secretaries of Agriculture

1 and Interior shall, by July 1 of each year, joint-
2 ly submit to the Director, the appropriate con-
3 gressional committees, the Committee on Agri-
4 culture and the Committee on Resources of the
5 House of Representatives, and the Committee
6 on Agriculture and the Committee on Energy
7 and Natural Resources of the Senate, an as-
8 sessment of the quantity of illegal drug cultiva-
9 tion and manufacturing in the United States on
10 lands owned or under the jurisdiction of the
11 Federal Government for the preceding year.

12 “(B) ATTORNEY GENERAL.—The Attorney
13 General shall, by July 1 of each year, submit to
14 the Director and the appropriate congressional
15 committees information for the preceding year
16 regarding the number and type of—

17 “(i) arrests for drug violations;

18 “(ii) prosecutions for drug violations
19 by United States Attorneys; and

20 “(iii) seizures of drugs by each com-
21 ponent of the Department of Justice seiz-
22 ing drugs, as well as statistical information
23 on the geographic areas of such seizures.

24 “(C) SECRETARY OF HOMELAND SECUR-
25 ITY.—The Secretary of Homeland Security

1 shall, by July 1 of each year, submit to the Di-
2 rector, the appropriate congressional commit-
3 tees, and the Committee on Homeland Security
4 of the House of Representatives, and the Com-
5 mittee on Homeland Security and Govern-
6 mental Affairs of the Senate, information for
7 the preceding year regarding—

8 “(i) the number and type of seizures
9 of drugs by each component of the Depart-
10 ment of Homeland Security seizing drugs,
11 as well as statistical information on the ge-
12 ographic areas of such seizures; and

13 “(ii) the number of air and maritime
14 patrol hours undertaken by each compo-
15 nent of that Department primarily dedi-
16 cated to drug supply reduction missions.

17 “(D) SECRETARY OF DEFENSE.—The Sec-
18 retary of Defense shall, by July 1 of each year,
19 submit to the Director, the appropriate congress-
20 sional committees, the Committee on Armed
21 Services of the House of Representatives, and
22 the Committee on Armed Services of the Sen-
23 ate, information for the preceding year regard-
24 ing the number of air and maritime patrol
25 hours primarily dedicated to drug supply reduc-

1 tion missions undertaken by each component of
2 the Department of Defense.”;

3 (5) in subsection (b)(2)(B), by striking “Pro-
4 gram.” and inserting “Strategy.”; and

5 (6) in subsection (c), by striking “in” and in-
6 serting “on”.

7 **SEC. 8. DEVELOPMENT, SUBMISSION, IMPLEMENTATION,**
8 **AND ASSESSMENT OF NATIONAL DRUG CON-**
9 **TROL STRATEGY.**

10 Section 706 (21 U.S.C. 1705) is amended to read as
11 follows:

12 **“SEC. 706. DEVELOPMENT, SUBMISSION, IMPLEMENTATION,**
13 **AND ASSESSMENT OF NATIONAL DRUG CON-**
14 **TROL STRATEGY.**

15 “(a) **TIMING, CONTENTS, AND PROCESS FOR DEVEL-**
16 **OPMENT AND SUBMISSION OF NATIONAL DRUG CONTROL**
17 **STRATEGY.—**

18 “(1) **IN GENERAL.—**Not later than February 1
19 of each year, the President shall submit to Congress
20 a National Drug Control Strategy, which shall set
21 forth a comprehensive plan for reducing illicit drug
22 use and the consequences of illicit drug use in the
23 United States by reducing the demand for illegal
24 drugs, limiting the availability of illegal drugs, and

1 conducting law enforcement activities with respect to
2 illegal drugs.

3 “(2) CONTENTS.—

4 “(A) IN GENERAL.—The National Drug
5 Control Strategy submitted under paragraph
6 (1) shall include the following:

7 “(i) Comprehensive, research-based,
8 long-range, and quantifiable goals for re-
9 ducing illicit drug use and the con-
10 sequences of illicit drug use in the United
11 States.

12 “(ii) Annual quantifiable objectives for
13 demand reduction, supply reduction, and
14 law enforcement activities, specific targets
15 to accomplish long-range quantifiable re-
16 duction in illicit drug use as determined by
17 the Director, and specific measurements to
18 evaluate progress toward the targets and
19 strategic goals.

20 “(iii) A strategy to reduce the avail-
21 ability and purity of illegal drugs and the
22 level of drug-related crime in the United
23 States.

24 “(iv) An assessment of Federal effec-
25 tiveness in achieving the National Drug

1 Control Strategy for the previous year, in-
2 cluding a specific evaluation of whether the
3 objectives and targets for reducing illicit
4 drug use for the previous year were met
5 and reasons for the success or failure of
6 the previous year’s Strategy.

7 “(v) A general review of the status of,
8 and trends in, international, State, and
9 local drug control activities to ensure that
10 the United States pursues well-coordinated
11 and effective drug control at all levels of
12 government.

13 “(vi) A general review of the status
14 of, and trends in, demand reduction activi-
15 ties by private sector entities and commu-
16 nity-based organizations, including faith-
17 based organizations, to determine their ef-
18 fectiveness and the extent of cooperation,
19 coordination, and mutual support between
20 such entities and organizations and Fed-
21 eral, State, and local government agencies.

22 “(vii) An assessment of current illicit
23 drug use (including inhalants and steroids)
24 and availability, impact of illicit drug use,

1 and treatment availability, which assess-
2 ment shall include—

3 “(I) estimates of drug prevalence
4 and frequency of use as measured by
5 national, State, and local surveys of il-
6 licit drug use and by other special
7 studies of nondependent and depend-
8 ent illicit drug use;

9 “(II) illicit drug use in the work-
10 place and the productivity lost by such
11 use; and

12 “(III) illicit drug use by
13 arrestees, probationers, and parolees.

14 “(viii) An assessment of the reduction
15 of illicit drug availability, as measured
16 by—

17 “(I) the quantities of cocaine,
18 heroin, marijuana, methamphetamine,
19 ecstasy, and other drugs available for
20 consumption in the United States;

21 “(II) the amount of marijuana,
22 cocaine, heroin, methamphetamine, ec-
23 stasy, and precursor chemicals and
24 other drugs entering the United
25 States;

1 “(III) the number of illicit drug
2 manufacturing laboratories seized and
3 destroyed and the number of hectares
4 of marijuana, poppy, and coca cul-
5 tivated and destroyed domestically
6 and in other countries;

7 “(IV) the number of metric tons
8 of marijuana, heroin, cocaine, and
9 methamphetamine seized and other
10 drugs; and

11 “(V) changes in the price and
12 purity of heroin, methamphetamine,
13 and cocaine, changes in the price of
14 ecstasy, and changes in
15 tetrahydrocannabinol level of mari-
16 juana and other drugs.

17 “(ix) An assessment of the reduction
18 of the consequences of illicit drug use and
19 availability, which shall include—

20 “(I) the burden illicit drug users
21 place on hospital emergency depart-
22 ments in the United States, such as
23 the quantity of illicit drug-related
24 services provided;

1 “(II) the annual national health
2 care cost of illicit drug use;

3 “(III) the extent of illicit drug-
4 related crime and criminal activity;
5 and

6 “(IV) the effect of illicit drug use
7 on children of substance abusers.

8 “(x) A general review of the status of,
9 and trends in, of drug treatment in the
10 United States, by assessing—

11 “(I) public and private treatment
12 utilization; and

13 “(II) the number of illicit drug
14 users the Director estimates meet di-
15 agnostic criteria for treatment.

16 “(xi) A review of the research agenda
17 of the Counterdrug Technology Assessment
18 Center to reduce the availability and abuse
19 of drugs.

20 “(xii) A summary of the efforts made
21 by Federal agencies to coordinate with pri-
22 vate sector entities to conduct private re-
23 search and development of medications to
24 treat addiction by—

- 1 “(I) screening chemicals for po-
2 tential therapeutic value;
3 “(II) developing promising com-
4 pounds;
5 “(III) conducting clinical trials;
6 “(IV) seeking, where appropriate,
7 Food and Drug Administration ap-
8 proval for drugs to treat addiction;
9 “(V) marketing, where appro-
10 pate, the drug for the treatment of
11 addiction;
12 “(VI) urging physicians, where
13 appropriate, to use the drug in the
14 treatment of addiction; and
15 “(VII) encouraging, where appro-
16 pate, insurance companies to reim-
17 burse the cost of the drug for the
18 treatment of addiction.
19 “(xiii) Such additional statistical data
20 and information as the Director considers
21 appropriate to demonstrate and assess
22 trends relating to illicit drug use, the ef-
23 fects and consequences of illicit drug use
24 (including the effects on children of sub-
25 stance abusers), supply reduction, demand

1 reduction, drug-related law enforcement,
2 and the implementation of the National
3 Drug Control Strategy.

4 “(xiv) A supplement reviewing the ac-
5 tivities of each individual National Drug
6 Control Program agency during the pre-
7 vious year with respect to the National
8 Drug Control Strategy and the Director’s
9 assessment of the progress of each Na-
10 tional Drug Control Program agency in
11 meeting its responsibilities under the Na-
12 tional Drug Control Strategy.

13 “(B) CLASSIFIED INFORMATION.—Any
14 contents of the National Drug Control Strategy
15 that involve information properly classified
16 under criteria established by an Executive order
17 shall be presented to Congress separately from
18 the rest of the National Drug Control Strategy.

19 “(C) SELECTION OF DATA AND INFORMA-
20 TION.—In selecting data and information for
21 inclusion under subparagraph (A), the Director
22 shall ensure—

23 “(i) the inclusion of data and informa-
24 tion that will permit analysis of current
25 trends against previously compiled data

1 and information where the Director be-
2 lieves such analysis enhances long-term as-
3 sessment of the National Drug Control
4 Strategy; and

5 “(ii) the inclusion of data and infor-
6 mation to permit a standardized and uni-
7 form assessment of the effectiveness of
8 drug treatment programs in the United
9 States.

10 “(3) PROCESS FOR DEVELOPMENT AND SUB-
11 MISSION.—

12 “(A) CONSULTATION.—In developing and
13 effectively implementing the National Drug
14 Control Strategy, the Director—

15 “(i) shall consult with—

16 “(I) the heads of the National
17 Drug Control Program agencies;

18 “(II) Congress;

19 “(III) State and local officials;

20 “(IV) private citizens and organi-
21 zations, including community- and
22 faith-based organizations, with experi-
23 ence and expertise in demand reduc-
24 tion;

1 “(V) private citizens and organi-
2 zations with experience and expertise
3 in supply reduction;

4 “(VI) private citizens and organi-
5 zations with experience and expertise
6 in law enforcement; and

7 “(VII) appropriate representa-
8 tives of foreign governments;

9 “(ii) with the concurrence of the At-
10 torney General, may require the El Paso
11 Intelligence Center to undertake specific
12 tasks or projects to implement the Na-
13 tional Drug Control Strategy;

14 “(iii) with the concurrence of the Di-
15 rector of National Intelligence and the At-
16 torney General, may request that the Na-
17 tional Drug Intelligence Center undertake
18 specific tasks or projects to implement the
19 National Drug Control Strategy; and

20 “(iv) may make recommendations to
21 the Secretary of Health and Human Serv-
22 ices on research that supports or advances
23 the National Drug Control Strategy.

24 “(B) COMMITMENT TO SUPPORT STRAT-
25 EGY.—In satisfying the requirements of sub-

1 paragraph (A)(i), the Director shall ensure, to
2 the maximum extent possible, that State and
3 local officials and relevant private organizations
4 commit to support and take steps to achieve the
5 goals and objectives of the National Drug Con-
6 trol Strategy.

7 “(C) RECOMMENDATIONS.—Recommendations
8 under subparagraph (A)(iv) may include
9 recommendations of research to be performed
10 at the National Institutes of Health, including
11 the National Institute on Drug Abuse, or any
12 other appropriate agency within the Depart-
13 ment of Health and Human Services.

14 “(D) INCLUSION IN STRATEGY.—The Na-
15 tional Drug Control Strategy under this sub-
16 section shall include a list of each entity con-
17 sulted under subparagraph (A)(i).

18 “(4) SUBMISSION OF REVISED STRATEGY.—The
19 President may submit to Congress a revised Na-
20 tional Drug Control Strategy that meets the require-
21 ments of this section—

22 “(A) at any time, upon a determination by
23 the President, in consultation with the Director,
24 that the National Drug Control Strategy in ef-
25 fect is not sufficiently effective; or

1 “(B) if a new President or Director takes
2 office.

3 “(b) PERFORMANCE MEASUREMENT SYSTEM.—Not
4 later than February 1 of each year, the Director shall sub-
5 mit to Congress, as part of the National Drug Control
6 Strategy, a description of a national drug control perform-
7 ance measurement system that—

8 “(1) develops 2-year and 5-year performance
9 measures and targets for each National Drug Con-
10 trol Strategy goal and objective established for re-
11 ducing drug use, drug availability, and the con-
12 sequences of drug use;

13 “(2) describes the sources of information and
14 data that will be used for each performance measure
15 incorporated into the performance measurement sys-
16 tem;

17 “(3) identifies major programs and activities of
18 the National Drug Control Program agencies that
19 support the goals and annual objectives of the Na-
20 tional Drug Control Strategy;

21 “(4) evaluates the contribution of demand re-
22 duction and supply reduction activities implemented
23 by each National Drug Control Program agency in
24 support of the National Drug Control Strategy;

1 “(5) monitors consistency of drug-related goals
2 and objectives among the National Drug Control
3 Program agencies and ensures that each agency’s
4 goals, objectives, and budgets support and are fully
5 consistent with the National Drug Control Strategy;
6 and

7 “(6) coordinates the development and imple-
8 mentation of national drug control data collection
9 and reporting systems to support policy formulation
10 and performance measurement, including an assess-
11 ment of—

12 “(A) the quality of current drug use meas-
13 urement instruments and techniques to measure
14 supply reduction and demand reduction activi-
15 ties;

16 “(B) the adequacy of the coverage of exist-
17 ing national drug use measurement instruments
18 and techniques to measure the illicit drug user
19 population, and groups that are at risk for il-
20 licit drug use; and

21 “(C) the adequacy of the coverage of exist-
22 ing national treatment outcome monitoring sys-
23 tems to measure the effectiveness of drug abuse
24 treatment in reducing illicit drug use and crimi-

1 nal behavior during and after the completion of
2 substance abuse treatment; and

3 “(7) identifies the actions the Director shall
4 take to correct any inadequacies, deficiencies, or lim-
5 itations identified in the assessment described in
6 paragraph (6).

7 “(c) MODIFICATIONS.—A description of any modi-
8 fications made during the preceding year to the national
9 drug performance measurement system described in sub-
10 section (b) shall be included in each report submitted
11 under subsection (a).”.

12 **SEC. 9. HIGH INTENSITY DRUG TRAFFICKING AREAS PRO-**
13 **GRAM.**

14 Section 707 (21 U.S.C. 1706) is amended to read as
15 follows:

16 **“SEC. 707. HIGH INTENSITY DRUG TRAFFICKING AREAS**
17 **PROGRAM.**

18 “(a) ESTABLISHMENT.—

19 “(1) IN GENERAL.—There is established in the
20 Office a program to be known as the High Intensity
21 Drug Trafficking Areas Program (in this section re-
22 ferred to as the ‘Program’).

23 “(2) PURPOSE.—The purpose of the Program
24 is to reduce drug trafficking and drug production in
25 the United States by—

1 “(A) facilitating cooperation among Fed-
2 eral, State, and local law enforcement agencies
3 to share information and implement coordinated
4 enforcement activities;

5 “(B) enhancing intelligence sharing among
6 Federal, State, and local law enforcement agen-
7 cies;

8 “(C) providing reliable intelligence to law
9 enforcement agencies needed to design effective
10 enforcement strategies and operations; and

11 “(D) supporting coordinated law enforce-
12 ment strategies which maximize use of available
13 resources to reduce the supply of illegal drugs
14 in designated areas and in the United States as
15 a whole.

16 “(b) DESIGNATION.—The Director, upon consulta-
17 tion with the Attorney General, the Secretary of the
18 Treasury, the Secretary of Homeland Security, heads of
19 the National Drug Control Program agencies, and the
20 Governor of each applicable State, may designate any
21 specified area of the United States as a high intensity
22 drug trafficking area. After making such a designation
23 and in order to provide Federal assistance to the area so
24 designated, the Director may—

1 “(1) obligate such sums as are appropriated for
2 the Program;

3 “(2) direct the temporary reassignment of Fed-
4 eral personnel to such area, subject to the approval
5 of the head of the department or agency that em-
6 ploys such personnel;

7 “(3) take any other action authorized under
8 section 704 to provide increased Federal assistance
9 to those areas; and

10 “(4) coordinate activities under this section
11 (specifically administrative, recordkeeping, and funds
12 management activities) with State and local officials.

13 “(c) PETITIONS FOR DESIGNATION.—The Director
14 shall establish regulations under which a coalition of inter-
15 ested law enforcement agencies from an area may petition
16 for designation as a high intensity drug trafficking area.
17 Such regulations shall provide for a regular review by the
18 Director of the petition, including a recommendation re-
19 garding the merit of the petition to the Director by a panel
20 of qualified, independent experts.

21 “(d) FACTORS FOR CONSIDERATION.—In considering
22 whether to designate an area under this section as a high
23 intensity drug trafficking area, the Director shall consider,
24 in addition to such other criteria as the Director considers
25 to be appropriate, the extent to which—

1 “(1) the area is a significant center of illegal
2 drug production, manufacturing, importation, or dis-
3 tribution;

4 “(2) State and local law enforcement agencies
5 have committed resources to respond to the drug
6 trafficking problem in the area, thereby indicating a
7 determination to respond aggressively to the prob-
8 lem;

9 “(3) drug-related activities in the area are hav-
10 ing a significant harmful impact in the area, and in
11 other areas of the country; and

12 “(4) a significant increase in allocation of Fed-
13 eral resources is necessary to respond adequately to
14 drug-related activities in the area.

15 “(e) ORGANIZATION OF HIGH INTENSITY DRUG
16 TRAFFICKING AREAS.—

17 “(1) EXECUTIVE BOARD AND OFFICERS.—To
18 be eligible for funds appropriated under this section,
19 each high intensity drug trafficking area shall be
20 governed by an Executive Board. The Executive
21 Board shall designate a chairman, vice chairman,
22 and any other officers to the Executive Board that
23 it determines are necessary.

1 “(2) RESPONSIBILITIES.—The Executive Board
2 of a high intensity drug trafficking area shall be re-
3 sponsible for—

4 “(A) providing direction and oversight in
5 establishing and achieving the goals of the high
6 intensity drug trafficking area;

7 “(B) managing the funds of the high in-
8 tensity drug trafficking area;

9 “(C) reviewing and approving all funding
10 proposals consistent with the overall objective of
11 the high intensity drug trafficking area; and

12 “(D) reviewing and approving all reports
13 to the Director on the activities of the high in-
14 tensity drug trafficking area.

15 “(3) BOARD REPRESENTATION.—None of the
16 funds appropriated under this section may be ex-
17 pended for any high intensity drug trafficking area,
18 or for a partnership or region of a high intensity
19 drug trafficking area, if that area’s, region’s or part-
20 nership’s Executive Board does not apportion an
21 equal number of votes between representatives of
22 participating Federal agencies and representatives of
23 participating State and local agencies. Where it is
24 impractical for a equal number of representatives of
25 Federal agencies and State and local agencies to at-

1 tend a meeting of an Executive Board in person, the
2 Executive Board may use a system of proxy votes or
3 weighted votes to achieve the voting balance required
4 by this paragraph.

5 “(4) NO AGENCY RELATIONSHIP.—The eligi-
6 bility requirements of this section are intended to
7 ensure the responsible use of Federal funds. Nothing
8 in this section is intended to create an agency rela-
9 tionship between individual high intensity drug traf-
10 ficking areas and the Federal Government.

11 “(f) USE OF FUNDS.—The Director shall ensure that
12 no Federal funds appropriated for the Program are ex-
13 pended for the establishment or expansion of drug treat-
14 ment programs, and shall ensure that not more than five
15 percent of the Federal funds appropriated for the Pro-
16 gram are expended for the establishment of drug preven-
17 tion programs.

18 “(g) COUNTERTERRORISM ACTIVITIES.—

19 “(1) ASSISTANCE AUTHORIZED.—The Director
20 may authorize use of resources available for the Pro-
21 gram to assist Federal, State, and local law enforce-
22 ment agencies in investigations and activities related
23 to terrorism and prevention of terrorism, especially
24 but not exclusively with respect to such investiga-

1 tions and activities that are also related to drug
2 trafficking.

3 “(2) LIMITATION.—The Director shall ensure—

4 “(A) that assistance provided under para-
5 graph (1) remains incidental to the purpose of
6 the Program to reduce drug availability and
7 carry out drug-related law enforcement activi-
8 ties; and

9 “(B) that significant resources of the Pro-
10 gram are not redirected to activities exclusively
11 related to terrorism, except on a temporary
12 basis under extraordinary circumstances, as de-
13 termined by the Director.

14 “(h) ROLE OF DRUG ENFORCEMENT ADMINISTRA-
15 TION.—The Director, in consultation with the Attorney
16 General, shall ensure that a representative of the Drug
17 Enforcement Administration is included in the Intelligence
18 Support Center for each high intensity drug trafficking
19 area.

20 “(i) ANNUAL HIDTA PROGRAM BUDGET SUBMIS-
21 SIONS.—As part of the documentation that supports the
22 President’s annual budget request for the Office, the Di-
23 rector shall submit to Congress a budget justification that
24 includes the following:

1 “(1) The amount requested for each high inten-
2 sity drug trafficking area with supporting narrative
3 descriptions and rationale for each request.

4 “(2) A detailed justification for each funding
5 request that explains the reasons for the requested
6 funding level, how such funding level was determined
7 based on a current assessment of the drug traf-
8 ficking threat in each high intensity drug trafficking
9 area, how such funding will ensure that the goals
10 and objectives of each such area will be achieved,
11 and how such funding supports the National Drug
12 Control Strategy.

13 “(j) EMERGING THREAT RESPONSE FUND.—

14 “(1) IN GENERAL.—Subject to the availability
15 of appropriations, the Director may expend up to 10
16 percent of the amounts appropriated under this sec-
17 tion on a discretionary basis, to respond to any
18 emerging drug trafficking threat in an existing high
19 intensity drug trafficking area, or to establish a new
20 high intensity drug trafficking area or expand an ex-
21 isting high intensity drug trafficking area, in accord-
22 ance with the criteria established under paragraph
23 (2).

1 “(2) CONSIDERATION OF IMPACT.—In allo-
2 cating funds under this subsection, the Director
3 shall consider—

4 “(A) the impact of activities funded on re-
5 ducing overall drug traffic in the United States,
6 or minimizing the probability that an emerging
7 drug trafficking threat will spread to other
8 areas of the United States; and

9 “(B) such other criteria as the Director
10 considers appropriate.

11 “(k) EVALUATION.—

12 “(1) INITIAL REPORT.—Not later than 90 days
13 after the date of the enactment of this subsection,
14 the Director shall, after consulting with the Execu-
15 tive Boards of each designated high intensity drug
16 trafficking area, submit a report to Congress that
17 describes, for each designated high intensity drug
18 trafficking area—

19 “(A) the specific purposes for the high in-
20 tensity drug trafficking area;

21 “(B) the specific long-term and short-term
22 goals and objectives for the high intensity drug
23 trafficking area;

24 “(C) the measurements that will be used to
25 evaluate the performance of the high intensity

1 drug trafficking area in achieving the long-term
2 and short-term goals; and

3 “(D) the reporting requirements needed to
4 evaluate the performance of the high intensity
5 drug trafficking area in achieving the long-term
6 and short-term goals.

7 “(2) EVALUATION OF HIDTA PROGRAM AS PART
8 OF NATIONAL DRUG CONTROL STRATEGY.—For each
9 designated high intensity drug trafficking area, the
10 Director shall submit, as part of the annual National
11 Drug Control Strategy report, a report that—

12 “(A) describes—

13 “(i) the specific purposes for the high
14 intensity drug trafficking area; and

15 “(ii) the specific long-term and short-
16 term goals and objectives for the high in-
17 tensity drug trafficking area; and

18 “(B) includes an evaluation of the per-
19 formance of the high intensity drug trafficking
20 area in accomplishing the specific long-term
21 and short-term goals and objectives identified
22 under paragraph (1)(B).

23 “(1) ASSESSMENT OF DRUG ENFORCEMENT TASK
24 FORCES IN HIGH INTENSITY DRUG TRAFFICKING
25 AREAS.—Not later than 180 days after the date of enact-

1 ment of this subsection, and as part of each subsequent
2 annual National Drug Control Strategy report, the Direc-
3 tor shall submit to Congress a report—

4 “(1) assessing the number and operation of all
5 federally funded drug enforcement task forces within
6 each high intensity drug trafficking area; and

7 “(2) describing—

8 “(A) each Federal, State, and local drug
9 enforcement task force operating in the high in-
10 tensity drug trafficking area;

11 “(B) how such task forces coordinate with
12 each other, with any high intensity drug traf-
13 ficking area task force, and with investigations
14 receiving funds from the Organized Crime and
15 Drug Enforcement Task Force;

16 “(C) what steps, if any, each such task
17 force takes to share information regarding drug
18 trafficking and drug production with other fed-
19 erally funded drug enforcement task forces in
20 the high intensity drug trafficking area;

21 “(D) the role of the high intensity drug
22 trafficking area in coordinating the sharing of
23 such information among task forces;

24 “(E) the nature and extent of cooperation
25 by each Federal, State, and local participant in

1 ensuring that such information is shared among
2 law enforcement agencies and with the high in-
3 tensity drug trafficking area;

4 “(F) the nature and extent to which infor-
5 mation sharing and enforcement activities are
6 coordinated with joint terrorism task forces in
7 the high intensity drug trafficking area; and

8 “(G) any recommendations for measures
9 needed to ensure that task force resources are
10 utilized efficiently and effectively to reduce the
11 availability of illegal drugs in the high intensity
12 drug trafficking areas.

13 “(m) ASSESSMENT OF INTELLIGENCE SHARING IN
14 HIGH INTENSITY DRUG TRAFFICKING AREAS—PRO-
15 GRAM.—Not later than 180 days after the date of the en-
16 actment of this subsection, and as part of each subsequent
17 annual National Drug Control Strategy report, the Direc-
18 tor, in consultation with the Director of National Intel-
19 ligence, shall submit to Congress a report—

20 “(1) evaluating existing and planned intel-
21 ligence systems supported by each high intensity
22 drug trafficking area, or utilized by task forces re-
23 ceiving any funding under the Program, including
24 the extent to which such systems ensure access and
25 availability of intelligence to Federal, State, and

1 local law enforcement agencies within the high inten-
2 sity drug trafficking area and outside of it;

3 “(2) the extent to which Federal, State, and
4 local law enforcement agencies participating in each
5 high intensity drug trafficking area are sharing in-
6 telligence information to assess current drug traf-
7 ficking threats and design appropriate enforcement
8 strategies; and

9 “(3) the measures needed to improve effective
10 sharing of information and intelligence regarding
11 drug trafficking and drug production among Fed-
12 eral, State, and local law enforcement participating
13 in a high intensity drug trafficking area, and be-
14 tween such agencies and similar agencies outside the
15 high intensity drug trafficking area.

16 “(n) COORDINATION OF INTELLIGENCE SHARING
17 WITH ORGANIZED CRIME DRUG ENFORCEMENT TASK
18 FORCE PROGRAM.—The Director, in consultation with the
19 Attorney General, shall ensure that any drug enforcement
20 intelligence obtained by the Intelligence Support Center
21 for each high intensity drug trafficking area is shared, on
22 a timely basis, with the drug intelligence fusion center op-
23 erated by the Organized Crime Drug Enforcement Task
24 Force of the Department of Justice.

1 “(o) USE OF FUNDS TO COMBAT METHAMPHET-
2 AMINE TRAFFICKING.—

3 “(1) IN GENERAL.—

4 “(A) REQUIREMENT.—The Director shall
5 ensure that, of the amounts appropriated for a
6 fiscal year for the Program, at least
7 \$15,000,000 is allocated to combat the traf-
8 ficking of methamphetamine in areas des-
9 ignated by the Director as high intensity drug
10 trafficking areas.

11 “(B) ACTIVITIES.—In meeting the require-
12 ment in subparagraph (A), the Director shall
13 transfer funds to appropriate Federal, State,
14 and local governmental agencies for employing
15 additional Federal law enforcement personnel,
16 or facilitating the employment of additional
17 State and local law enforcement personnel, in-
18 cluding agents, investigators, prosecutors, lab-
19 oratory technicians, chemists, investigative as-
20 sistants, and drug prevention specialists.

21 “(2) APPORTIONMENT OF FUNDS.—

22 “(A) FACTORS IN APPORTIONMENT.—The
23 Director shall apportion amounts allocated
24 under paragraph (1) among areas designated by

1 the Director as high intensity drug trafficking
2 areas based on the following factors:

3 “(i) The number of methamphetamine
4 manufacturing facilities discovered by Fed-
5 eral, State, or local law enforcement offi-
6 cials in the area during the previous fiscal
7 year.

8 “(ii) The number of methamphet-
9 amine prosecutions in Federal, State, or
10 local courts in the area during the previous
11 fiscal year.

12 “(iii) The number of methamphet-
13 amine arrests by Federal, State, or local
14 law enforcement officials in the area dur-
15 ing the previous fiscal year.

16 “(iv) The amounts of methamphet-
17 amine or listed chemicals (as that term is
18 defined in section 102(33) of the Con-
19 trolled Substances Act (21 U.S.C.
20 802(33)) seized by Federal, State, or local
21 law enforcement officials in the area dur-
22 ing the previous fiscal year.

23 “(v) Intelligence and predictive data
24 from the Drug Enforcement Administra-
25 tion showing patterns and trends in abuse,

1 trafficking, and transportation in meth-
2 amphetamine and listed chemicals (as that
3 term is so defined).

4 “(B) CERTIFICATION.—Before the Direc-
5 tor apportions any funds under this paragraph
6 to a high intensity drug trafficking area, the
7 Director shall certify that the law enforcement
8 entities responsible for clandestine methamphet-
9 amine laboratory seizures in that area are pro-
10 viding laboratory seizure data to the national
11 clandestine laboratory database at the El Paso
12 Intelligence Center.

13 “(p) AUTHORIZATION OF APPROPRIATIONS.—There
14 is authorized to be appropriated to the Office of National
15 Drug Control Policy to carry out this section—

16 “(1) \$280,000,000 for fiscal year 2007;

17 “(2) \$290,000,000 for each of fiscal years 2008
18 and 2009; and

19 “(3) \$300,000,000 for each of fiscal years 2010
20 and 2011.”.

21 **SEC. 10. FUNDING FOR CERTAIN HIGH INTENSITY DRUG**
22 **TRAFFICKING AREAS.**

23 (a) SHORT TITLE.—This section may be cited as the
24 “Dawson Family Community Protection Act”.

25 (b) FINDINGS.—Congress finds the following:

1 (1) In the early morning hours of October 16,
2 2002, the home of Carnell and Angela Dawson was
3 firebombed in apparent retaliation for Mrs.
4 Dawson’s notification of police about persistent drug
5 distribution activity in their East Baltimore City
6 neighborhood.

7 (2) The arson claimed the lives of Mr. and Mrs.
8 Dawson and their 5 young children, aged 9 to 14.

9 (3) The horrific murder of the Dawson family
10 is a stark example of domestic narco-terrorism.

11 (4) In all phases of counter-narcotics law en-
12 forcement—from prevention to investigation to pros-
13 ecution to reentry—the voluntary cooperation of or-
14 dinary citizens is a critical component.

15 (5) Voluntary cooperation is difficult for law en-
16 forcement officials to obtain when citizens feel that
17 cooperation carries the risk of violent retaliation by
18 illegal drug trafficking organizations and their affili-
19 ates.

20 (6) Public confidence that law enforcement is
21 doing all it can to make communities safe is a pre-
22 requisite for voluntary cooperation among people
23 who may be subject to intimidation or reprisal (or
24 both).

1 (7) Witness protection programs are insufficient
2 on their own to provide security because many indi-
3 viduals and families who strive every day to make
4 distressed neighborhoods livable for their children,
5 other relatives, and neighbors will resist or refuse of-
6 fers of relocation by local, State, and Federal pros-
7 ecutorial agencies and because, moreover, the contin-
8 ued presence of strong individuals and families is
9 critical to preserving and strengthening the social
10 fabric in such communities.

11 (8) Where (as in certain sections of Baltimore
12 City) interstate trafficking of illegal drugs has severe
13 ancillary local consequences within areas designated
14 as high intensity drug trafficking areas, it is impor-
15 tant that supplementary High Intensity Drug Traf-
16 ficking Areas Program funds be committed to sup-
17 port initiatives aimed at making the affected com-
18 munities safe for the residents of those communities
19 and encouraging their cooperation with local, State,
20 and Federal law enforcement efforts to combat ille-
21 gal drug trafficking.

22 (c) FUNDING FOR CERTAIN HIGH INTENSITY DRUG
23 TRAFFICKING AREAS.—Section 707 (21 U.S.C. 1706), as
24 amended by section 9, is further amended by adding at
25 the end the following new subsection:

1 “(q) SPECIFIC PURPOSES.—

2 “(1) IN GENERAL.—The Director shall ensure
3 that, of the amounts appropriated for a fiscal year
4 for the Program, at least \$7,000,000 is used in high
5 intensity drug trafficking areas with severe neigh-
6 borhood safety and illegal drug distribution prob-
7 lems.

8 “(2) REQUIRED USES.—The funds used under
9 paragraph (1) shall be used—

10 “(A) to ensure the safety of neighborhoods
11 and the protection of communities, including
12 the prevention of the intimidation of potential
13 witnesses of illegal drug distribution and related
14 activities; and

15 “(B) to combat illegal drug trafficking
16 through such methods as the Director considers
17 appropriate, such as establishing or operating
18 (or both) a toll-free telephone hotline for use by
19 the public to provide information about illegal
20 drug-related activities.”.

21 **SEC. 11. AMENDMENTS RELATING TO COUNTER-DRUG**
22 **TECHNOLOGY ASSESSMENT CENTER.**

23 (a) CHIEF SCIENTIST.—Section 708(b) (21 U.S.C.
24 1707(b)) is amended—

1 (1) in the heading by striking “DIRECTOR OF
2 TECHNOLOGY.—” and inserting “CHIEF SCI-
3 ENTIST.—”; and

4 (2) by striking “Director of Technology,” and
5 inserting “Chief Scientist,”.

6 (b) ADDITIONAL RESPONSIBILITIES OF DIRECTOR.—
7 Section 708(c) (21 U.S.C. 1707(c)) is amended to read
8 as follows:

9 “(c) ADDITIONAL RESPONSIBILITIES OF THE DIREC-
10 TOR OF NATIONAL DRUG CONTROL POLICY.—

11 “(1) IN GENERAL.—The Director, acting
12 through the Chief Scientist shall—

13 “(A) identify and define the short-, me-
14 dium-, and long-term scientific and techno-
15 logical needs of Federal, State, and local law
16 enforcement agencies relating to drug enforce-
17 ment, including—

18 “(i) advanced surveillance, tracking,
19 and radar imaging;

20 “(ii) electronic support measures;

21 “(iii) communications;

22 “(iv) data fusion, advanced computer
23 systems, and artificial intelligence; and

1 “(v) chemical, biological, radiological
2 (including neutron, electron, and graviton),
3 and other means of detection;

4 “(B) identify demand reduction (including
5 drug prevention) basic and applied research
6 needs and initiatives, in consultation with af-
7 fected National Drug Control Program agen-
8 cies, including—

9 “(i) improving treatment through
10 neuroscientific advances;

11 “(ii) improving the transfer of bio-
12 medical research to the clinical setting; and

13 “(iii) in consultation with the Na-
14 tional Institute on Drug Abuse and the
15 Substance Abuse and Mental Health Serv-
16 ices Administration, and through inter-
17 agency agreements or grants, examining
18 addiction and rehabilitation research and
19 the application of technology to expanding
20 the effectiveness or availability of drug
21 treatment;

22 “(C) make a priority ranking of such needs
23 identified in subparagraphs (A) and (B) accord-
24 ing to fiscal and technological feasibility, as

1 part of a National Counterdrug Research and
2 Development Program;

3 “(D) oversee and coordinate counterdrug
4 technology initiatives with related activities of
5 other Federal civilian and military departments;

6 “(E) provide support to the development
7 and implementation of the national drug control
8 performance measurement system established
9 under subsection (b) of section 706;

10 “(F) with the advice and counsel of experts
11 from State and local law enforcement agencies,
12 oversee and coordinate a technology transfer
13 program for the transfer of technology to State
14 and local law enforcement agencies; and

15 “(G) pursuant to the authority of the Di-
16 rector of National Drug Control Policy under
17 section 704, submit requests to Congress for
18 the reprogramming or transfer of funds appro-
19 priated for counterdrug technology research and
20 development.

21 “(2) PRIORITIES IN TRANSFERRING TECH-
22 NOLOGY.—

23 “(A) IN GENERAL.—The Chief Scientist
24 shall give priority, in transferring technology

1 under paragraph (1)(F), based on the following
2 criteria:

3 “(i) the need of potential recipients
4 for such technology;

5 “(ii) the effectiveness of the tech-
6 nology to enhance current counterdrug ac-
7 tivities of potential recipients; and

8 “(iii) the ability and willingness of po-
9 tential recipients to evaluate transferred
10 technology.

11 “(B) INTERDICTION AND BORDER DRUG
12 LAW ENFORCEMENT TECHNOLOGIES.—The
13 Chief Scientist shall give priority, in transfer-
14 ring technologies most likely to assist in drug
15 interdiction and border drug law enforcement,
16 to State, local, and tribal law enforcement agen-
17 cies in southwest border areas and northern
18 border areas with significant traffic in illicit
19 drugs.

20 “(3) LIMITATION ON AUTHORITY.—The author-
21 ity granted to the Director under this subsection
22 shall not extend to the direct management of indi-
23 vidual projects or other operational activities.

24 “(4) REPORT.—On or before July 1 of each
25 year, the Director shall submit a report to the ap-

1 appropriate congressional committees that addresses
2 the following:

3 “(A) The number of requests received dur-
4 ing the previous 12 months, including the iden-
5 tity of each requesting agency and the type of
6 technology requested.

7 “(B) The number of requests fulfilled dur-
8 ing the previous 12 months, including the iden-
9 tity of each recipient agency and the type of
10 technology transferred.

11 “(C) A summary of the criteria used in
12 making the determination on what requests
13 were funded and what requests were not fund-
14 ed, except that such summary shall not include
15 specific information on any individual requests.

16 “(D) A general assessment of the future
17 needs of the program, based on expected
18 changes in threats, expected technologies, and
19 likely need from potential recipients.

20 “(E) An assessment of the effectiveness of
21 the technologies transferred, based in part on
22 the evaluations provided by the recipients, with
23 a recommendation whether the technology
24 should continue to be offered through the pro-
25 gram.”.

1 (c) ASSISTANCE FROM SECRETARY OF HOMELAND
2 SECURITY.—Section 708(d) (21 U.S.C. 1707(d)) is
3 amended by inserting “, the Secretary of Homeland Secu-
4 rity,” after “The Secretary of Defense”.

5 **SEC. 12. NATIONAL YOUTH ANTIDRUG MEDIA CAMPAIGN.**

6 (a) IN GENERAL.—Section 709 (21 U.S.C. 1708) is
7 amended to read as follows:

8 **“SEC. 709. NATIONAL YOUTH ANTIDRUG MEDIA CAMPAIGN.**

9 “(a) IN GENERAL.—The Director shall conduct a na-
10 tional youth anti-drug media campaign (referred to in this
11 subtitle as the ‘national media campaign’) in accordance
12 with this section for the purposes of—

13 “(1) preventing drug abuse among young peo-
14 ple in the United States;

15 “(2) increasing awareness of adults of the im-
16 pact of drug abuse on young people; and

17 “(3) encouraging parents and other interested
18 adults to discuss with young people the dangers of
19 illegal drug use.

20 “(b) USE OF FUNDS.—

21 “(1) IN GENERAL.—Amounts made available to
22 carry out this section for the national media cam-
23 paign may only be used for the following:

1 “(A) The purchase of media time and
2 space, including the strategic planning for, and
3 accounting of, such purchases.

4 “(B) Creative and talent costs, consistent
5 with paragraph (2)(A).

6 “(C) Advertising production costs.

7 “(D) Testing and evaluation of advertising.

8 “(E) Evaluation of the effectiveness of the
9 national media campaign.

10 “(F) The negotiated fees for the winning
11 bidder on requests for proposals issued either
12 by the Office or its designee to enter into con-
13 tracts to carry out activities authorized by this
14 section.

15 “(G) Partnerships with professional and
16 civic groups, community-based organizations,
17 including faith-based organizations, and govern-
18 ment organizations related to the national
19 media campaign.

20 “(H) Entertainment industry outreach,
21 interactive outreach, media projects and activi-
22 ties, public information, news media outreach,
23 and corporate sponsorship and participation.

24 “(I) Operational and management ex-
25 penses.

1 “(2) SPECIFIC REQUIREMENTS.—

2 “(A) CREATIVE SERVICES.—

3 “(i) In using amounts for creative and
4 talent costs under paragraph (1)(B), the
5 Director shall use creative services donated
6 at no cost to the Government (including
7 creative services provided by the Partner-
8 ship for a Drug-Free America) wherever
9 feasible and may only procure creative
10 services for advertising—

11 “(I) responding to high-priority
12 or emergent campaign needs that can-
13 not timely be obtained at no cost; or

14 “(II) intended to reach a minor-
15 ity, ethnic, or other special audience
16 that cannot reasonably be obtained at
17 no cost; or

18 “(III) the Director determines
19 that the Partnership for a Drug-Free
20 America is unable to provide, pursu-
21 ant to subsection (d)(2)(B).

22 “(ii) Subject to the availability of ap-
23 propriations, no more than \$1,500,000
24 may be expended under this section each
25 fiscal year on creative services, except that

1 the Director may expend up to \$2,000,000
2 in a fiscal year on creative services to meet
3 urgent needs of the national media cam-
4 paign with advance approval from the
5 Committee on Appropriations of the House
6 of Representatives and of the Senate upon
7 a showing of the circumstances causing
8 such urgent needs of the national media
9 campaign.

10 “(B) TESTING AND EVALUATION OF AD-
11 VERTISING.—In using amounts for testing and
12 evaluation of advertising under paragraph
13 (1)(D), the Director shall test all advertise-
14 ments prior to use in the national media cam-
15 paign to ensure that the advertisements are ef-
16 fective and meet industry-accepted standards.
17 The Director may waive this requirement for
18 advertisements using no more than 10 percent
19 of the purchase of advertising time purchased
20 under this section in a fiscal year and no more
21 than 10 percent of the advertising space pur-
22 chased under this section in a fiscal year, if the
23 advertisements respond to emergent and time-
24 sensitive campaign needs or the advertisements

1 will not be widely utilized in the national media
2 campaign.

3 “(C) EVALUATION OF EFFECTIVENESS OF
4 MEDIA CAMPAIGN.—In using amounts for the
5 evaluation of the effectiveness of the national
6 media campaign under paragraph (1)(E), the
7 Director shall—

8 “(i) designate an independent entity
9 to evaluate annually the effectiveness of
10 the national media campaign based on
11 data from—

12 “(I) the Monitoring the Future
13 Study published by the Department of
14 Health and Human Services;

15 “(II) the Attitude Tracking
16 Study published by the Partnership
17 for a Drug Free America;

18 “(III) the National Household
19 Survey on Drug Abuse; and

20 “(IV) other relevant studies or
21 publications, as determined by the Di-
22 rector, including tracking and evalua-
23 tion data collected according to mar-
24 keting and advertising industry stand-
25 ards; and

1 “(ii) ensure that the effectiveness of
2 the national media campaign is evaluated
3 in a manner that enables consideration of
4 whether the national media campaign has
5 contributed to reduction of illicit drug use
6 among youth and such other measures of
7 evaluation as the Director determines are
8 appropriate.

9 “(3) PURCHASE OF ADVERTISING TIME AND
10 SPACE.—Subject to the availability of appropria-
11 tions, for each fiscal year, not less than 77 percent
12 of the amounts appropriated under this section shall
13 be used for the purchase of advertising time and
14 space for the national media campaign, subject to
15 the following exceptions:

16 “(A) In any fiscal year for which less than
17 \$125,000,000 is appropriated for the national
18 media campaign, not less than 82 percent of
19 the amounts appropriated under this section
20 shall be used for the purchase of advertising
21 time and space for the national media cam-
22 paign.

23 “(B) In any fiscal year for which more
24 than \$195,000,000 is appropriated under this
25 section, not less than 72 percent shall be used

1 for advertising production costs and the pur-
2 chase of advertising time and space for the na-
3 tional media campaign.

4 “(c) ADVERTISING.—In carrying out this section, the
5 Director shall ensure that sufficient funds are allocated
6 to meet the stated goals of the national media campaign.

7 “(d) DIVISION OF RESPONSIBILITIES AND FUNC-
8 TIONS UNDER THE PROGRAM.—

9 “(1) IN GENERAL.—The Director, in consulta-
10 tion with the Partnership for a Drug-Free America,
11 shall determine the overall purposes and strategy of
12 the national media campaign.

13 “(2) RESPONSIBILITIES.—

14 “(A) DIRECTOR.—The Director shall be
15 responsible for implementing a focused national
16 media campaign to meet the purposes set forth
17 in subsection (a), and shall approve—

18 “(i) the strategy of the national media
19 campaign;

20 “(ii) all advertising and promotional
21 material used in the national media cam-
22 paign; and

23 “(iii) the plan for the purchase of ad-
24 vertising time and space for the national
25 media campaign.

1 “(B) THE PARTNERSHIP FOR A DRUG-
2 FREE AMERICA.—The Director shall request
3 that the Partnership for a Drug-Free Amer-
4 ica—

5 “(i) develop and recommend strategies
6 to achieve the goals of the national media
7 campaign, including addressing national
8 and local drug threats in specific regions
9 or States, such as methamphetamine and
10 ecstasy;

11 “(ii) create all advertising to be used
12 in the national media campaign, except ad-
13 vertisements that are—

14 “(I) provided by other nonprofit
15 entities pursuant to subsection (f);

16 “(II) intended to respond to
17 high-priority or emergent campaign
18 needs that cannot timely be obtained
19 at no cost (not including production
20 costs and talent reuse payments), pro-
21 vided that any such advertising mate-
22 rial is reviewed by the Partnership for
23 a Drug-Free America;

24 “(III) intended to reach a minor-
25 ity, ethnic, or other special audience

1 that cannot be obtained at no cost
2 (not including production costs and
3 talent reuse payments), provided that
4 any such advertising material is re-
5 viewed by the Partnership for a Drug-
6 Free America; or

7 “(IV) any other advertisements
8 that the Director determines that the
9 Partnership for a Drug-Free America
10 is unable to provide.

11 “(C) MEDIA BUYING CONTRACTOR.—The
12 Director shall enter into a contract with a
13 media buying contractor to plan and purchase
14 advertising time and space for the national
15 media campaign. The media buying contractor
16 shall not provide any other service or material,
17 or conduct any other function or activity which
18 the Director determines should be provided by
19 the Partnership for a Drug-Free America.

20 “(e) PROHIBITIONS.—None of the amounts made
21 available under subsection (b) may be obligated or ex-
22 pended for any of the following:

23 “(1) To supplant current antidrug community-
24 based coalitions.

1 “(2) To supplant pro bono public service time
2 donated by national and local broadcasting networks
3 for other public service campaigns.

4 “(3) For partisan political purposes, or express
5 advocacy in support of or to defeat any clearly iden-
6 tified candidate, clearly identified ballot initiative, or
7 clearly identified legislative or regulatory proposal.

8 “(4) To fund advertising that features any
9 elected officials, persons seeking elected office, cabi-
10 net level officials, or other Federal officials employed
11 pursuant to section 213 of Schedule C of title 5,
12 Code of Federal Regulations.

13 “(5) To fund advertising that does not contain
14 a primary message intended to reduce or prevent il-
15 licit drug use.

16 “(6) To fund advertising containing a primary
17 message intended to promote support for the media
18 campaign or private sector contributions to the
19 media campaign.

20 “(f) MATCHING REQUIREMENT.—

21 “(1) IN GENERAL.—Amounts made available
22 under subsection (b) for media time and space shall
23 be matched by an equal amount of non-Federal
24 funds for the national media campaign, or be

1 matched with in-kind contributions of the same
2 value.

3 “(2) NO-COST MATCH ADVERTISING DIRECT RE-
4 LATIONSHIP REQUIREMENT.—The Director shall en-
5 sure that at least 70 percent of no-cost match adver-
6 tising provided directly relates to substance abuse
7 prevention consistent with the specific purposes of
8 the national media campaign, except that in any fis-
9 cal year in which less than \$125,000,000 is appro-
10 priated to the national media campaign, the Director
11 shall ensure that at least 85 percent of no-cost
12 match advertising directly relates to substance abuse
13 prevention consistent with the specific purposes of
14 the national media campaign.

15 “(3) NO-COST MATCH ADVERTISING NOT DI-
16 RECTLY RELATED.—The Director shall ensure that
17 no-cost match advertising that does not directly re-
18 late to substance abuse prevention consistent with
19 the purposes of the national media campaign in-
20 cludes a clear antidrug message. Such message is
21 not required to be the primary message of the match
22 advertising.

23 “(g) FINANCIAL AND PERFORMANCE ACCOUNT-
24 ABILITY.—The Director shall cause to be performed—

1 “(1) audits and reviews of costs of the national
2 media campaign pursuant to section 304C of the
3 Federal Property and Administrative Services Act of
4 1949 (41 U.S.C. 254d); and

5 “(2) an audit to determine whether the costs of
6 the national media campaign are allowable under
7 section 306 of such Act (41 U.S.C. 256).

8 “(h) REPORT TO CONGRESS.—The Director shall
9 submit on an annual basis a report to Congress that de-
10 scribes—

11 “(1) the strategy of the national media cam-
12 paign and whether specific objectives of the media
13 campaign were accomplished;

14 “(2) steps taken to ensure that the national
15 media campaign operates in an effective and effi-
16 cient manner consistent with the overall strategy
17 and focus of the national media campaign;

18 “(3) plans to purchase advertising time and
19 space;

20 “(4) policies and practices implemented to en-
21 sure that Federal funds are used responsibly to pur-
22 chase advertising time and space and eliminate the
23 potential for waste, fraud, and abuse; and

1 “(5) all contracts entered into with a corpora-
2 tion, partnership, or individual working on behalf of
3 the national media campaign.

4 “(i) LOCAL TARGET REQUIREMENT.—The Director
5 shall, to the maximum extent feasible, use amounts made
6 available under this section for media that focuses on, or
7 includes specific information on, prevention or treatment
8 resources for consumers within specific local areas.

9 “(j) PREVENTION OF MARIJUANA USE.—

10 “(1) FINDINGS.—The Congress finds the fol-
11 lowing:

12 “(A) 60 percent of adolescent admissions
13 for drug treatment are based on marijuana use.

14 “(B) Potency levels of contemporary mari-
15 juana, particularly hydroponically grown mari-
16 juana, are significantly higher than in the past,
17 rising from under 1 percent of THC in the mid-
18 1970s to as high as 30 percent today.

19 “(C) Contemporary research has dem-
20 onstrated that youths smoking marijuana early
21 in life may be up to five times more likely to
22 use hard drugs.

23 “(D) Contemporary research has dem-
24 onstrated clear detrimental effects in adolescent

1 educational achievement resulting from mari-
2 juana use.

3 “(E) Contemporary research has dem-
4 onstrated clear detrimental effects in adolescent
5 brain development resulting from marijuana
6 use.

7 “(F) An estimated 9,000,000 Americans a
8 year drive while under the influence of illegal
9 drugs, including marijuana.

10 “(G) Marijuana smoke contains 50 to 70
11 percent more of certain cancer causing chemi-
12 cals than tobacco smoke.

13 “(H) Teens who use marijuana are up to
14 four times more likely to have a teen pregnancy
15 than teens who have not.

16 “(I) Federal law enforcement agencies
17 have identified clear links suggesting that trade
18 in hydroponic marijuana facilitates trade by
19 criminal organizations in hard drugs, including
20 heroin.

21 “(J) Federal law enforcement agencies
22 have identified possible links between trade in
23 cannabis products and financing for terrorist
24 organizations.

1 “(2) EMPHASIS ON PREVENTION OF YOUTH
2 MARIJUANA USE.—In conducting advertising and ac-
3 tivities otherwise authorized under this section, the
4 Director may emphasize prevention of youth mari-
5 juana use.

6 “(k) PREVENTION OF METHAMPHETAMINE ABUSE
7 AND OTHER EMERGING DRUG ABUSE THREATS.—

8 “(1) REQUIREMENT TO USE 10 PERCENT OF
9 FUNDS FOR METHAMPHETAMINE ABUSE PREVEN-
10 TION.—The Director shall ensure that, of the
11 amounts appropriated under this section for the na-
12 tional media campaign for a fiscal year, not less
13 than 10 percent shall be expended solely for—

14 “(A) the activities described subsection
15 (b)(1) with respect to advertisements specifi-
16 cally intended to reduce the use of methamphet-
17 amine; and

18 “(B) grants under paragraph (2).

19 “(2) GRANT AUTHORITY.—The Director may
20 award grants to private entities for purposes of
21 methamphetamine media projects. Any such
22 project—

23 “(A) shall have as its goal the significant
24 reduction of the prevalence of first-time meth-
25 amphetamine use among young people; and

1 “(B) shall focus solely on the prevention of
2 methamphetamine use, through, at a minimum,
3 public service messages that are based on re-
4 search showing what is effective in substantially
5 reducing such use among young people, includ-
6 ing public service messages in both print and
7 electronic media and on websites.

8 “(3) AUTHORITY TO USE FUNDS FOR OTHER
9 DRUG ABUSE UPON CERTIFICATION THAT METH-
10 AMPHETAMINE ABUSE FELL DURING FISCAL YEAR
11 2007.—With respect to fiscal year 2008 and any fis-
12 cal year thereafter, if the Director certifies in writ-
13 ing to Congress that domestic methamphetamine
14 laboratory seizures (as reported to the El Paso Intel-
15 ligence Center of the Drug Enforcement Administra-
16 tion) decreased by at least 75 percent from the 2006
17 level, the Director may apply paragraph (1)(A) for
18 that fiscal year with respect to advertisements spe-
19 cifically intended to reduce the use of such other
20 drugs as the Director considers appropriate.

21 “(1) AUTHORIZATION OF APPROPRIATIONS.—There is
22 authorized to be appropriated to the Office to carry out
23 this section, \$195,000,000 for each of fiscal years 2007
24 and 2008 and \$210,000,000 for each of fiscal years 2009
25 through 2011.”.

1 (b) REPEAL OF SUPERSEDED PROVISIONS.—The
2 Drug-Free Media Campaign Act of 1998 (21 U.S.C. 1801
3 et seq.) is repealed.

4 **SEC. 13. DRUG INTERDICTION.**

5 (a) IN GENERAL.—Subsections (a) and (b) of section
6 711 (21 U.S.C. 1710) are amended to read as follows:

7 “(a) UNITED STATES INTERDICTION COORDI-
8 NATOR.—

9 “(1) IN GENERAL.—The Deputy Director for
10 Supply Reduction in the Office shall serve as the
11 United States Interdiction Coordinator, and shall
12 perform the duties of that position described in
13 paragraph (2) and such other duties as may be de-
14 termined by the Director with respect to coordina-
15 tion of efforts to interdict illicit drugs from entering
16 the United States.

17 “(2) RESPONSIBILITIES.—The United States
18 Interdiction Coordinator shall be responsible to the
19 Director for—

20 “(A) coordinating the interdiction activities
21 of the National Drug Control Program agencies
22 to ensure consistency with the National Drug
23 Control Strategy;

24 “(B) on behalf of the Director, developing
25 and issuing, on or before March 1 of each year

1 and in accordance with paragraph (3), a Na-
2 tional Interdiction Command and Control Plan
3 to ensure the coordination and consistency de-
4 scribed in subparagraph (A);

5 “(C) assessing the sufficiency of assets
6 committed to illicit drug interdiction by the rel-
7 evant National Drug Control Program agencies;
8 and

9 “(D) advising the Director on the efforts
10 of each National Drug Control Program agency
11 to implement the National Interdiction Com-
12 mand and Control Plan.

13 “(3) STAFF.—The Director shall assign such
14 permanent staff of the Office as he considers appro-
15 priate to assist the United States Interdiction Coor-
16 dinator to carry out the responsibilities described in
17 paragraph (2), and may also, at his discretion, re-
18 quest that appropriate National Drug Control Pro-
19 gram agencies detail or assign staff to the Office of
20 Supply Reduction for that purpose.

21 “(4) NATIONAL INTERDICTION COMMAND AND
22 CONTROL PLAN.—

23 “(A) PURPOSES.—The National Interdic-
24 tion Command and Control Plan shall—

1 “(i) set forth the Government’s strat-
2 egy for drug interdiction;

3 “(ii) state the specific roles and re-
4 sponsibilities of the relevant National Drug
5 Control Program agencies for imple-
6 menting that strategy; and

7 “(iii) identify the specific resources re-
8 quired to enable the relevant National
9 Drug Control Program agencies to imple-
10 ment that strategy.

11 “(B) CONSULTATION WITH OTHER AGEN-
12 CIES.—The United States Interdiction Coordi-
13 nator shall issue the National Interdiction Com-
14 mand and Control Plan in consultation with the
15 other members of the Interdiction Committee
16 described in subsection (b).

17 “(C) LIMITATION.—The National Interdic-
18 tion Command and Control Plan shall not
19 change existing agency authorities or the laws
20 governing interagency relationships, but may in-
21 clude recommendations about changes to such
22 authorities or laws.

23 “(D) REPORT TO CONGRESS.—On or be-
24 fore March 1 of each year, the United States
25 Interdiction Coordinator shall provide a report

1 on behalf of the Director to the appropriate
2 congressional committees, to the Committee on
3 Armed Services and the Committee on Home-
4 land Security of the House of Representatives,
5 and to the Committee on Homeland Security
6 and Governmental Affairs and the Committee
7 on Armed Services of the Senate, which shall
8 include—

9 “(i) a copy of that year’s National
10 Interdiction Command and Control Plan;

11 “(ii) information for the previous 10
12 years regarding the number and type of
13 seizures of drugs by each National Drug
14 Control Program agency conducting drug
15 interdiction activities, as well as statistical
16 information on the geographic areas of
17 such seizures; and

18 “(iii) information for the previous 10
19 years regarding the number of air and
20 maritime patrol hours undertaken by each
21 National Drug Control Program agency
22 conducting drug interdiction activities, as
23 well as statistical information on the geo-
24 graphic areas in which such patrol hours
25 took place.

1 “(E) TREATMENT OF CLASSIFIED OR LAW
2 ENFORCEMENT SENSITIVE INFORMATION.—Any
3 content of the report described in subparagraph
4 (D) that involves information classified under
5 criteria established by an Executive order, or
6 the public disclosure of which, as determined by
7 the Director, the Director of National Intel-
8 ligence, or the head of any Federal Government
9 agency the activities of which are described in
10 the plan, would be detrimental to the law en-
11 forcement or national security activities of any
12 Federal, State, or local agency, shall be pre-
13 sented to Congress separately from the rest of
14 the report.

15 “(b) INTERDICTION COMMITTEE.—

16 “(1) IN GENERAL.—The Interdiction Com-
17 mittee shall meet to—

18 “(A) discuss and resolve issues related to
19 the coordination, oversight and integration of
20 international, border, and domestic drug inter-
21 diction efforts in support of the National Drug
22 Control Strategy;

23 “(B) review the annual National Interdic-
24 tion Command and Control Plan, and provide
25 advice to the Director and the United States

1 Interdiction Coordinator concerning that plan;
2 and

3 “(C) provide such other advice to the Di-
4 rector concerning drug interdiction strategy and
5 policies as the committee determines is appro-
6 priate.

7 “(2) MEMBERSHIP.—The membership of the
8 Interdiction Committee shall consist of—

9 “(A) the Commissioner of the bureau of
10 Customs and Border Protection at the Depart-
11 ment of Homeland Security;

12 “(B) the Assistant Secretary of the bureau
13 of Immigration and Customs Enforcement at
14 the Department of Homeland Security;

15 “(C) the Commandant of the United
16 States Coast Guard;

17 “(D) the Director of the Office of Counter-
18 narcotics Enforcement at the Department of
19 Homeland Security;

20 “(E) the Administrator of the Drug En-
21 forcement Administration;

22 “(F) the Assistant Secretary of State for
23 International Narcotics and Law Enforcement
24 Affairs;

1 “(G) the Assistant Secretary of Defense
2 for Special Operations and Low Intensity Con-
3 flict;

4 “(H) the Deputy Director for Supply Re-
5 duction of the Office of National Drug Control
6 Policy, acting in his role as the United States
7 Interdiction Coordinator;

8 “(I) the director of the Crime and Nar-
9 cotics Center of the Central Intelligence Agen-
10 cy;

11 “(J) the Deputy Director for State and
12 Local Affairs of the Office of National Drug
13 Control Policy;

14 “(K) the Chief of the National Guard Bu-
15 reau’s Counterdrug Program; and

16 “(L) such additional persons as may be de-
17 termined by the Director.

18 “(3) CHAIRMAN.—The Director shall designate
19 one of the members of the Interdiction Committee to
20 serve as chairman.

21 “(4) MEETINGS.—The members of the Interdic-
22 tion Committee shall meet, in person and not
23 through any delegate or representative, at least once
24 per calendar year, prior to March 1. At the call of
25 either the Director or the current chairman, the

1 Interdiction Committee may hold additional meet-
2 ings, which shall be attended by the members either
3 in person, or through such delegates or representa-
4 tives as they may choose.

5 “(5) REPORT.—Not later than September 30 of
6 each year, the chairman of the Interdiction Com-
7 mittee shall submit a report to the Director and to
8 the appropriate congressional committees describing
9 the results of the meetings and any significant find-
10 ings of the Committee during the previous 12
11 months. Any content of such a report that involves
12 information classified under criteria established by
13 an Executive order, or whose public disclosure, as
14 determined by the Director, the chairman, or any
15 member, would be detrimental to the law enforce-
16 ment or national security activities of any Federal,
17 State, or local agency, shall be presented to Con-
18 gress separately from the rest of the report.”.

19 (b) CONFORMING AMENDMENT TO HOMELAND SE-
20 CURITY ACT OF 2002.—Section 878 of the Homeland Se-
21 curity Act of 2002 (6 U.S.C. 458) is amended—

22 (1) in subsection (c), by striking “Except as
23 provided in subsection (d), the” and inserting
24 “The”; and

1 (2) by striking subsection (d) and redesignating
2 subsections (e), (f), and (g) as subsections (d), (e),
3 and (f), respectively.

4 **SEC. 14. AWARDS FOR DEMONSTRATION PROGRAMS BY**
5 **LOCAL PARTNERSHIPS TO SHUT DOWN IL-**
6 **LICIT DRUG MARKET HOT-SPOTS BY DETER-**
7 **RING DRUG DEALERS OR ALTERING THE DY-**
8 **NAMIC OF DRUG SALES.**

9 Sections 713 and 714 (21 U.S.C. 1711) are redesi-
10 gated as sections 715 and 716, respectively, and after sec-
11 tion 712 (21 U.S.C. 1710) insert the following new sec-
12 tion:

13 **“SEC. 713 AWARDS FOR DEMONSTRATION PROGRAMS BY**
14 **LOCAL PARTNERSHIPS TO SHUT DOWN IL-**
15 **LICIT DRUG MARKET HOT-SPOTS BY DETER-**
16 **RING DRUG DEALERS OR ALTERING THE DY-**
17 **NAMIC OF DRUG SALES.**

18 “(a) AWARDS REQUIRED.—The Director shall make
19 competitive awards for demonstration programs by eligible
20 partnerships for the purpose of shutting down local illicit
21 drug market hot-spots and reducing drug-related crime
22 through evidence-based, strategic problem-solving inter-
23 ventions that deter drug dealers or alter the dynamic of
24 drug sales.

1 “(b) USE OF AWARD AMOUNTS.—Award amounts re-
2 ceived under this section shall be used—

3 “(1) to support the efforts of the agencies, or-
4 ganizations, and researchers included in the eligible
5 partnership;

6 “(2) to develop and field a directed and credible
7 deterrent threat; and

8 “(3) to strengthen rehabilitation efforts through
9 such means as job training, drug treatment, or other
10 services.

11 “(c) ELIGIBLE PARTNERSHIP DEFINED.—In this
12 section, the term ‘eligible partnership’ means a working
13 group whose application to the Director—

14 “(1) identifies the roles played, and certifies the
15 involvement of, three or more agencies or organiza-
16 tions, which may include—

17 “(A) State or local agencies (such as those
18 carrying out police, probation, prosecution,
19 courts, corrections, parole, or treatment func-
20 tions);

21 “(B) Federal agencies (such as the Drug
22 Enforcement Agency, the Bureau of Alcohol,
23 Tobacco, Firearms, and Explosives, and United
24 States Attorney offices); and

25 “(C) community-based organizations;

1 “(2) includes a qualified researcher;

2 “(3) includes a plan for identifying the impact
3 players in, and assessing the nature and dynamic of,
4 the local drug market and its related crime through
5 information gathering and analysis;

6 “(4) includes a plan for developing an evidence-
7 based strategic intervention aimed at quickly and
8 sustainably eradicating the local drug market by de-
9 terring drug dealers or altering the dynamic of drug
10 sales; and

11 “(5) includes a plan that describes the method-
12 ology and outcome measures proposed for evaluating
13 the impact of that strategic intervention on drug
14 sales, neighborhood disorder, and crime.

15 “(d) REPORTS TO CONGRESS.—

16 “(1) INTERIM REPORT.—Not later than June 1,
17 2009, the Director shall submit to Congress a report
18 that identifies the best practices in drug market
19 eradication, including the best practices identified
20 through the activities funded under this section.

21 “(2) FINAL REPORT.—Not later than June 1,
22 2010, the Director shall submit to Congress a report
23 on the demonstration programs funded under this
24 section, including on the matters specified in para-
25 graph (1).

1 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
2 is authorized to be appropriated to carry out this section
3 \$10,000,000 for each of fiscal years 2007 through 2009.”.

4 **SEC. 15. AWARDS FOR DEMONSTRATION PROGRAMS BY**
5 **LOCAL PARTNERSHIPS TO COERCE ABSTI-**
6 **NENCE IN CHRONIC HARD-DRUG USERS**
7 **UNDER COMMUNITY SUPERVISION THROUGH**
8 **THE USE OF DRUG TESTING AND SANCTIONS.**

9 After section 713, as inserted by section 14 of this
10 Act, insert the following new section:

11 **“SEC. 714. AWARDS FOR DEMONSTRATION PROGRAMS BY**
12 **LOCAL PARTNERSHIPS TO COERCE ABSTI-**
13 **NENCE IN CHRONIC HARD-DRUG USERS**
14 **UNDER COMMUNITY SUPERVISION THROUGH**
15 **THE USE OF DRUG TESTING AND SANCTIONS.**

16 “(a) AWARDS REQUIRED.—The Director shall make
17 competitive awards to fund demonstration programs by el-
18 igible partnerships for the purpose of reducing the use of
19 illicit drugs by chronic hard-drug users living in the com-
20 munity while under the supervision of the criminal justice
21 system.

22 “(b) USE OF AWARD AMOUNTS.—Award amounts re-
23 ceived under this section shall be used—

1 “(1) to support the efforts of the agencies, or-
2 ganizations, and researchers included in the eligible
3 partnership;

4 “(2) to develop and field a drug testing and
5 graduated sanctions program for chronic hard-drug
6 users living in the community under criminal justice
7 supervision; and

8 “(3) to assist individuals described in sub-
9 section (a) by strengthening rehabilitation efforts
10 through such means as job training, drug treatment,
11 or other services.

12 “(c) ELIGIBLE PARTNERSHIP DEFINED.—In this
13 section, the term ‘eligible partnership’ means a working
14 group whose application to the Director—

15 “(1) identifies the roles played, and certifies the
16 involvement of, two or more agencies or organiza-
17 tions, which may include—

18 “(A) State or local agencies (such as those
19 carrying out police, probation, prosecution,
20 courts, corrections, parole, or treatment func-
21 tions);

22 “(B) Federal agencies (such as the Drug
23 Enforcement Agency, the Bureau of Alcohol,
24 Tobacco, Firearms, and Explosives, and United
25 States Attorney offices); and

1 “(C) community-based organizations;

2 “(2) includes a qualified researcher;

3 “(3) includes a plan for using judicial or other
4 criminal justice authority to administer drug tests to
5 individuals described in subsection (a) at least twice
6 a week, and to swiftly and certainly impose a known
7 set of graduated sanctions for non-compliance with
8 community-release provisions relating to drug absti-
9 nence (whether imposed as a pre-trial, probation, or
10 parole condition or otherwise);

11 “(4) includes a strategy for responding to a
12 range of substance use and abuse problems and a
13 range of criminal histories;

14 “(5) includes a plan for integrating data infra-
15 structure among the agencies and organizations in-
16 cluded in the eligible partnership to enable seamless,
17 real-time tracking of individuals described in sub-
18 section (a);

19 “(6) includes a plan to monitor and measure
20 the progress toward reducing the percentage of the
21 population of individuals described in subsection (a)
22 who, upon being summoned for a drug test, either
23 fail to show up or who test positive for drugs.

24 “(d) REPORTS TO CONGRESS.—

1 “(1) INTERIM REPORT.—Not later than June 1,
2 2009, the Director shall submit to Congress a report
3 that identifies the best practices in reducing the use
4 of illicit drugs by chronic hard-drug users, including
5 the best practices identified through the activities
6 funded under this section.

7 “(2) FINAL REPORT.—Not later than June 1,
8 2010, the Director shall submit to Congress a report
9 on the demonstration programs funded under this
10 section, including on the matters specified in para-
11 graph (1).

12 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
13 is authorized to be appropriated to carry out this section
14 \$10,000,000 for each of fiscal years 2007 through 2009.”.

15 **SEC. 16. AUTHORIZATION OF APPROPRIATIONS.**

16 Section 716 (21 U.S.C. 1711), as redesignated by
17 section 14 of this Act, is amended—

18 (1) by striking “title,” and inserting “title, ex-
19 cept activities for which amounts are otherwise spe-
20 cifically authorized by this title,”; and

21 (2) by striking “1999 through 2003” and in-
22 serting “2007 through 2011”.

23 **SEC. 17. TECHNICAL AMENDMENTS AND REPEAL.**

24 (a) AMENDMENT TO PUBLIC HEALTH SERVICE ACT
25 TO REPLACE OBSOLETE REFERENCES.—Section 464P(c)

1 of the Public Health Service Act (42 U.S.C. 285o–4(e))
2 is amended—

3 (1) in paragraph (1), by striking “under section
4 1002 of the Anti-Drug Abuse Act of 1988 (21
5 U.S.C. 1501)” and inserting “under section 703 of
6 the Office of National Drug Control Policy Reau-
7 thorization Act of 1998 (21 U.S.C. 1702)”; and

8 (2) in paragraph (2), by striking “under section
9 1005 of the Anti-Drug Abuse Act of 1988 (21
10 U.S.C. 1504)” and inserting “under section 706 of
11 the Office of National Drug Control Policy Reau-
12 thorization Act of 1998 (21 U.S.C. 1705)”.

13 (b) REPEAL OF SPECIAL FORFEITURE FUND.—Sec-
14 tion 6073 of the Asset Forfeiture Amendments Act of
15 1988 (21 U.S.C. 1509) is repealed.

16 **SEC. 18. REQUIREMENT FOR DISCLOSURE OF FEDERAL**
17 **SPONSORSHIP OF ALL FEDERAL ADVER-**
18 **TISING OR OTHER COMMUNICATION MATE-**
19 **RIALS.**

20 Section 712 is amended to read as follows:

1 **“SEC. 712. REQUIREMENT FOR DISCLOSURE OF FEDERAL**
2 **SPONSORSHIP OF ALL FEDERAL ADVER-**
3 **TISING OR OTHER COMMUNICATION MATE-**
4 **RIALS.**

5 “(a) REQUIREMENT.—Each advertisement or other
6 communication paid for by the Office, either directly or
7 through a contract awarded by the Office, shall include
8 a prominent notice informing the target audience that the
9 advertisement or other communication is paid for by the
10 Office.

11 “(b) ADVERTISEMENT OR OTHER COMMUNICA-
12 TION.—In this section, the term ‘advertisement or other
13 communication’ includes—

14 “(1) an advertisement disseminated in any
15 form, including print or by any electronic means;
16 and

17 “(2) a communication by an individual in any
18 form, including speech, print, or by any electronic
19 means.”.

20 **SEC. 19. POLICY RELATING TO SYRINGE EXCHANGE PRO-**
21 **GRAMS.**

22 Section 703(a) (21 U.S.C. 1702(a)) is amended by
23 adding at the end the following:

24 “When developing the national drug control policy, any
25 policy of the Director relating to syringe exchange pro-
26 grams for intravenous drug users shall be based on the

1 best available medical and scientific evidence regarding
2 their effectiveness in promoting individual health and pre-
3 venting the spread of infectious disease, and their impact
4 on drug addiction and use. In making any policy relating
5 to syringe exchange programs, the Director shall consult
6 with the National Institutes of Health and the National
7 Academy of Sciences.”.

8 **SEC. 20. INTERNATIONAL SUMMIT ON METHAMPHETAMINE**
9 **THREAT.**

10 (a) **SUMMIT REQUIREMENT.**—The Director of the
11 Office of National Drug Control Policy in the Executive
12 Office of the President shall, in consultation with the Sec-
13 retary of State, the Attorney General, the Secretary of
14 Homeland Security, the Secretary of Health and Human
15 Services, and the United States Trade Representative,
16 seek to convene an international summit on the threat of
17 methamphetamine and synthetic drug precursor chemi-
18 cals.

19 (b) **PARTICIPATION OF OTHER COUNTRIES.**—The
20 Director shall seek to convene the summit with the partici-
21 pation and involvement of government leaders at the high-
22 est level from all countries that are direct sources of pre-
23 cursor chemicals and from all countries that are affected
24 by methamphetamine production, trafficking, and use, to
25 intensify and coordinate an effective international re-

1 sponse in order to prevent methamphetamine production
2 and precursor diversion.

3 (c) INTERNATIONAL AGREEMENTS.—The Director
4 shall encourage the negotiation, drafting, and ratification
5 of multilateral or bilateral agreements that may contain
6 information-sharing treaties concerning provisions for pre-
7 cursor importation and exportation and additional provi-
8 sions for annual assessments of medical and scientific
9 needs of each signatory country.

10 (d) MATTERS ADDRESSED BY THE SUMMIT.—The
11 summit may address the following:

12 (1) The greater involvement of international po-
13 licing and customs organizations, such as Interpol,
14 the United Nations Office on Drugs and Crime, and
15 the World Customs Organization.

16 (2) Expanding resources and hired persons to
17 track international shipments of ephedrine,
18 pseudoephedrine, and other precursor substances as
19 controlled by the International Narcotics Control
20 Board.

21 (3) Working with the private sector and Fed-
22 eral agencies, as well as the World Health Organiza-
23 tion, to support the research and development of
24 substances that can effectively replace primary pre-
25 cursors used in the manufacture of synthetic drugs.

1 (e) DEADLINE.—The Director shall seek to convene
2 the summit not later than 12 months after the date of
3 the enactment of this Act and follow-up summits in subse-
4 quent years as the Director finds necessary.

5 (f) AUTHORIZATION OF APPROPRIATIONS.—There
6 are authorized to be appropriated to the Director
7 \$1,000,000 to carry out this section.

8 **SEC. 21. STUDY ON DRUG COURT HEARINGS IN NONTRADI-**
9 **TIONAL PLACES.**

10 (a) FINDING.—Congress finds that encouraging drug
11 courts and schools to enter into partnerships that allow
12 students to see the repercussions of drug abuse by non-
13 violent offenders may serve as a strong deterrent and pro-
14 mote demand reduction.

15 (b) STUDY.—The Director of the Office of National
16 Drug Control Policy shall conduct a study on drug court
17 programs that conduct hearings in nontraditional public
18 places, such as schools. At a minimum, the study shall
19 evaluate similar programs in operation, such as the pro-
20 gram operated in the Fourth Judicial District Drug
21 Court, in Washington County, Arkansas.

22 (c) REQUIREMENT.—At the same time the President
23 submits to Congress the National Drug Control Strategy
24 due February 1, 2007, pursuant to section 706 of the Of-
25 fice of National Drug Control Policy Reauthorization Act

1 of 1998, the President shall submit to Congress a report
2 on the study conducted under subsection (b). The report
3 shall include an evaluation of the results of the study and
4 such recommendations as the President considers appro-
5 priate.

6 (d) DEMAND REDUCTION.—In this section, the term
7 “demand reduction” has the meaning provided in section
8 702(1) of the Office of National Drug Control Policy Re-
9 authorization Act of 1998 (21 U.S.C. 1701(1)).

10 **SEC. 22. REPORT ON GOVERNMENT-SPONSORED METH-**
11 **AMPHETAMINE CONFERENCE.**

12 (a) REPORT.—Not later than 30 days after the date
13 of the enactment of this Act, the Director of the Office
14 of National Drug Control Policy shall submit to Congress
15 a report explaining the rationale and circumstances lead-
16 ing to the sponsorship by the Department of Health and
17 Human Resources, and the participation by employees of
18 such department, in a conference conducted by the Harm
19 Reduction Coalition and the Harm Reduction Project on
20 August 19th and 20th, 2005, in Salt Lake City, Utah,
21 titled the “1st National Conference on Methamphetamine,
22 HIV, and Hepatitis Science & Response”.

23 (b) ADDITIONAL MATTERS COVERED.—The report
24 shall include a description of the management and report-
25 ing systems of the Office of National Drug Control Policy

1 that are in place or that will be put in place to ensure
2 that the policy of the Federal Government is consistently
3 supportive of efforts to prevent the use of methamphet-
4 amine.

5 **SEC. 23. STUDY ON PRESCRIPTION DRUGS ASSOCIATED**
6 **WITH IATROGENIC ADDICTION.**

7 (a) IN GENERAL.—The Director of the Office of Na-
8 tional Drug Control Policy shall request the Institute of
9 Medicine of the National Academy of Sciences to enter
10 into an agreement under which the Institute agrees to con-
11 duct a study examining certain aspects of prescription
12 drugs associated with iatrogenic addiction, including
13 oxycodone hydrochloride controlled-release tablets.

14 (b) REQUIREMENTS.—The study conducted pursuant
15 to this section shall evaluate—

16 (1) the rate and impact of iatrogenic addiction
17 associated with the use of prescription drugs de-
18 scribed in subsection (a); and

19 (2) the relative addictiveness of prescription
20 drugs described in subsection (a) when compared
21 with other opioids and other substances included in
22 schedule I or II of the schedules of controlled sub-
23 stances established by section 202 of the Controlled
24 Substances Act (21 U.S.C. 812).

1 (c) REPORT.—The Director of the Office of National
2 Drug Control Policy shall ensure that the agreement
3 under subsection (a) provides for the submission of a re-
4 port to the Congress, not later than one year after the
5 date of the enactment of this Act, on the results of the
6 study conducted pursuant to this section.

7 **SEC. 24. REPORT ON TRIBAL GOVERNMENT PARTICIPA-**
8 **TION IN HIDTA PROCESS.**

9 (a) REPORT REQUIREMENT.—The Director of the
10 Office of National Drug Control Policy shall prepare a re-
11 port for Congress on the representation of tribal govern-
12 ments in the High Intensity Drug Trafficking Areas Pro-
13 gram and in high intensity drug trafficking areas des-
14 ignated under that Program. The report shall include—

15 (1) a list of the tribal governments represented
16 in the Program and a description of the participa-
17 tion by such governments in the Program;

18 (2) an explanation of the rationale for the level
19 of representation by such governments; and

20 (3) recommendations by the Director for meth-
21 ods for increasing the number of tribal governments
22 represented in the Program.

23 (b) DEADLINE.—The report prepared under sub-
24 section (a) shall be submitted not later than 1 year after
25 the date of the enactment of this Act.

1 (c) DEFINITION.—In this section, the term “High In-
2 tensity Drug Trafficking Areas Program” means the pro-
3 gram established under section 707 of the Office of Na-
4 tional Drug Control Policy Reauthorization Act of 1998
5 (21 U.S.C. 1706)

6 **SEC. 25. NATIONAL METHAMPHETAMINE INFORMATION**
7 **CLEARINGHOUSE.**

8 (a) SHORT TITLE.—This Act may be cited as the
9 “National Methamphetamine Information Clearinghouse
10 Act of 2005”.

11 (b) DEFINITIONS.—In this section—

12 (1) the term “Council” means the National
13 Methamphetamine Advisory Council established
14 under subsection (c)(2)(A);

15 (2) the term “drug endangered children” means
16 children whose physical, mental, or emotional health
17 are at risk because of the production, use, or effects
18 of methamphetamine by another person;

19 (3) the term “National Methamphetamine In-
20 formation Clearinghouse” or “NMIC” means the in-
21 formation clearinghouse established under subsection
22 (c)(1); and

23 (4) the term “qualified entity” means a State
24 or local government, school board, or public health,
25 law enforcement, nonprofit, or other nongovern-

1 mental organization providing services related to
2 methamphetamine.

3 (c) ESTABLISHMENT OF CLEARINGHOUSE AND ADVI-
4 SORY COUNCIL.—

5 (1) CLEARINGHOUSE.—There is established,
6 under the supervision of the Director of National
7 Drug Control Policy, an information clearinghouse
8 to be known as the National Methamphetamine In-
9 formation Clearinghouse.

10 (2) ADVISORY COUNCIL.—

11 (A) IN GENERAL.—There is established an
12 advisory council to be known as the National
13 Methamphetamine Advisory Council.

14 (B) MEMBERSHIP.—The Council shall con-
15 sist of 10 members appointed by the Director
16 of National Drug Control Policy—

17 (i) not fewer than three of whom shall
18 be representatives of law enforcement
19 agencies;

20 (ii) not fewer than four of whom shall
21 be representatives of nongovernmental and
22 nonprofit organizations providing services
23 related to methamphetamine; and

1 (iii) one of whom shall be a represent-
2 ative of the Department of Health and
3 Human Services.

4 (C) PERIOD OF APPOINTMENT; VACAN-
5 CIES.—Members shall be appointed for three
6 years. Any vacancy in the Council shall not af-
7 fect its powers, but shall be filled in the same
8 manner as the original appointment.

9 (d) NMIC REQUIREMENTS AND REVIEW.—

10 (1) IN GENERAL.—The NMIC shall promote
11 sharing information regarding successful law en-
12 forcement, treatment, environmental, social services,
13 and other programs related to the production, use,
14 or effects of methamphetamine and grants available
15 for such programs.

16 (2) COMPONENTS.—The NMIC shall include—

17 (A) a toll-free number; and

18 (B) a website that—

19 (i) provides information on the short-
20 term and long-term effects of methamphet-
21 amine use;

22 (ii) provides information regarding
23 methamphetamine treatment programs and
24 programs for drug endangered children, in-
25 cluding descriptions of successful programs

1 and contact information for such pro-
2 grams;

3 (iii) provides information regarding
4 grants for methamphetamine-related pro-
5 grams, including contact information and
6 links to websites;

7 (iv) allows a qualified entity to submit
8 items to be posted on the website regard-
9 ing successful public or private programs
10 or other useful information related to the
11 production, use, or effects of methamphet-
12 amine;

13 (v) includes a restricted section that
14 may only be accessed by a law enforcement
15 organization that contains successful strat-
16 egies, training techniques, and other infor-
17 mation that the Council determines helpful
18 to law enforcement agency efforts to com-
19 bat the production, use or effects of meth-
20 amphetamine;

21 (vi) allows public access to all infor-
22 mation not in a restricted section; and

23 (vii) contains any additional informa-
24 tion the Council determines may be useful

1 in combating the production, use, or ef-
2 fects of methamphetamine.

3 (3) REVIEW OF POSTED INFORMATION.—

4 (A) IN GENERAL.—Not later than 30 days
5 after the date of submission of an item by a
6 qualified entity, the Council shall review an
7 item submitted for posting on the website de-
8 scribed in paragraph (2)(B)—

9 (i) to evaluate and determine whether
10 the item, as submitted or as modified,
11 meets the requirements for posting; and

12 (ii) in consultation with the Director
13 of National Drug Control Policy, to deter-
14 mine whether the item should be posted in
15 a restricted section of the website.

16 (B) DETERMINATION.—Not later than 45
17 days after the date of submission of an item,
18 the Council shall—

19 (i) post the item on the website de-
20 scribed in paragraph (2)(B); or

21 (ii) notify the qualified entity that
22 submitted the item regarding the reason
23 such item shall not be posted and modi-
24 fications, if any, that the qualified entity
25 may make to allow the item to be posted.

1 (4) AUTHORIZATION OF APPROPRIATIONS.—

2 There are authorized to be appropriated—

3 (A) for fiscal year 2007—

4 (i) \$1,000,000 to establish the NMIC
5 and Council; and

6 (ii) such sums as are necessary for
7 the operation of the NMIC and Council;
8 and

9 (B) for each of fiscal years 2008 through
10 2011, such sums as are necessary for the oper-
11 ation of the NMIC and Council.

12 **SEC. 26. REPORT ON SCHOOL DRUG TESTING.**

13 (a) REPORT REQUIREMENT.—The Director of Na-
14 tional Drug Control Policy shall prepare a report on drug
15 testing in schools. The report shall include a list of sec-
16 ondary schools that have initiated drug testing from
17 among those schools that have attended conferences on
18 drug testing sponsored by the Office of National Drug
19 Control Policy.

20 (b) DEADLINE.—Not later than 120 days after the
21 date of the enactment of this Act, the Director of National
22 Drug Control Policy shall submit to Congress the report
23 required under subsection (a).

1 **SEC. 27. REPORT ON METHAMPHETAMINE EPIDEMIC.**

2 (a) REPORT REQUIREMENT.—The Director of Na-
3 tional Drug Control Policy shall prepare a report on meth-
4 amphetamine usage in the United States. The report shall
5 describe the usage by zip code based on information ob-
6 tained from industrial and school drug testing and sei-
7 zures of clandestine laboratories.

8 (b) DEADLINE.—Not later than 120 days after the
9 date of the enactment of this Act, the Director of National
10 Drug Control Policy shall submit to Congress the report
11 required under subsection (a).

12 **SEC. 28. REPORT ON ONDCP PERFORMANCE BONUSES.**

13 (a) REPORT REQUIREMENT.—The Director of Na-
14 tional Drug Control Policy shall prepare a report on per-
15 formance bonuses at the Office of National Drug Control
16 Policy. The report shall include a list of employees who
17 received performance bonuses, and the amount of such bo-
18 nuses, for the period beginning on October 1, 2004, and
19 ending on the date of submission of the report.

20 (b) DEADLINE.—Not later than 120 days after the
21 date of the enactment of this Act, the Director of National

- 1 Drug Control Policy shall submit to Congress the report
- 2 required under subsection (a).

Passed the House of Representatives March 9,
2006.

Attest:

KAREN L. HAAS,

Clerk.