

Calendar No. 452

109TH CONGRESS
2^D SESSION

S. 2560

To reauthorize the Office of National Drug Control Policy.

IN THE SENATE OF THE UNITED STATES

APRIL 6, 2006

Mr. SPECTER (for himself, Mr. BIDEN, Mr. HATCH, Mr. GRASSLEY, and Mr. LEVIN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

MAY 25, 2006

Reported by Mr. SPECTER, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To reauthorize the Office of National Drug Control Policy.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE, REFERENCE, AND TABLE OF**
4 **CONTENTS.**

5 (a) ~~SHORT TITLE.~~—This Act may be cited as the
6 “Office of National Drug Control Policy Reauthorization
7 Act of 2006”.

1 (b) AMENDMENT OF OFFICE OF NATIONAL DRUG
 2 CONTROL POLICY REAUTHORIZATION ACT OF 1998.—Ex-
 3 cept as otherwise expressly provided, whenever in this Act
 4 an amendment or repeal is expressed in terms of an
 5 amendment to, or repeal of, a section or other provision,
 6 the reference shall be considered to be made to a section
 7 or other provision of the Office of National Drug Control
 8 Policy Reauthorization Act of 1998 (Public Law 105–277;
 9 21 U.S.C. 1701 et seq.).

10 (c) TABLE OF CONTENTS.—The table of contents for
 11 this Act is as follows:

Sec. 1. Short title, reference, and table of contents.

TITLE I—ORGANIZATION OF OFFICE OF NATIONAL DRUG
 CONTROL POLICY AND ROLES AND RESPONSIBILITIES

Sec. 101. Amendments to definitions.

Sec. 102. Establishment of the Office of National Drug Control Policy.

Sec. 103. Appointment and responsibilities of the Director.

Sec. 104. Amendments to ensure coordination with other agencies.

TITLE II—THE NATIONAL DRUG CONTROL STRATEGY

Sec. 201. Annual preparation and submission of National Drug Control Strat-
 egy.

Sec. 202. Performance measurements.

Sec. 203. Annual report requirement.

TITLE III—HIGH INTENSITY DRUG TRAFFICKING AREAS

Sec. 301. High Intensity Drug Trafficking Areas Program.

Sec. 302. Funding for certain high intensity drug trafficking areas.

Sec. 303. Assessment.

TITLE IV—TECHNOLOGY

Sec. 401. Counterdrug Technology Assessment Center.

TITLE V—REAUTHORIZATION AND IMPROVEMENT OF THE
 NATIONAL ANTI-DRUG MEDIA CAMPAIGN

Sec. 501. Short title.

Sec. 502. Purposes of the National Youth Anti-Drug Media Campaign.

Sec. 503. Roles and responsibilities of the Director, the Partnership for a
 Drug-Free America, and a media buying contractor.

Sec. 504. Responsible use of Federal funds for the National Youth Anti-Drug Media Campaign.

Sec. 505. Authorization for National Youth Anti-Drug Media Campaign.

TITLE VI—AUTHORIZATIONS AND EXTENSION OF TERMINATION DATE

Sec. 601. Authorization of appropriations.

Sec. 602. Extension of termination date.

TITLE VII—ANTI-DOPING AGENCY

Sec. 701. Designation of United States Anti-Doping Agency.

Sec. 702. Records, audit, and report.

Sec. 703. Authorization of appropriations.

TITLE VIII—DRUG-FREE COMMUNITIES

Sec. 801. Reauthorization.

Sec. 802. Suspension of grants.

Sec. 803. Grant award increase.

Sec. 804. Prohibition on additional eligibility criteria.

Sec. 805. Supplemental grants for coalitions.

Sec. 806. National Community Antidrug Coalition Institute.

Sec. 807. Contracting requirement.

TITLE IX—NATIONAL GUARD COUNTERDRUG SCHOOLS

Sec. 901. National Guard Counterdrug Schools.

TITLE X—MISCELLANEOUS PROVISIONS

Sec. 1001. Repeals.

Sec. 1002. Controlled Substances Act amendments.

Sec. 1003. Report on intelligence sharing.

Sec. 1004. Requirement for South American heroin strategy.

Sec. 1005. Model Acts.

**1 TITLE I—ORGANIZATION OF OFFICE OF NATIONAL DRUG
2 CONTROL POLICY AND ROLES
3 AND RESPONSIBILITIES**

5 SEC. 101. AMENDMENTS TO DEFINITIONS.

6 (a) DEMAND REDUCTION.—Section 702(1) is amend-
7 ed—

8 (1) in subparagraph (F), by striking “and”
9 after the semicolon; and

1 (2) in subparagraph (G), by striking the period
2 and inserting “; and”; and

3 (3) by adding at the end the following:

4 “(H) international drug abuse education,
5 prevention, treatment, research, rehabilitation
6 activities, and interventions for drug abuse and
7 dependence.”.

8 (b) OFFICE.—Section 702(9) is amended by striking
9 “implicates” and inserting “indicates”.

10 (c) STATE AND LOCAL AFFAIRS.—Paragraph (10) of
11 section 702 is amended to read as follows:

12 “(10) STATE AND LOCAL AFFAIRS.—The term
13 ‘State and local affairs’ means domestic activities
14 conducted by a National Drug Control Program
15 agency that are intended to reduce the availability
16 and use of illegal drugs, including—

17 “(A) coordination and enhancement of
18 Federal, State, and local law enforcement drug
19 control efforts;

20 “(B) coordination and enhancement of ef-
21 forts among National Drug Control Program
22 agencies and State and local demand reduction
23 and supply reduction agencies;

24 “(C) coordination and enhancement of
25 Federal, State, and local law enforcement initia-

1 tives to gather, analyze, and disseminate infor-
2 mation and intelligence relating to drug control
3 among domestic law enforcement agencies; and

4 “~~(D)~~ other coordinated and joint initiatives
5 among Federal, State, and local agencies to
6 promote comprehensive drug control strategies
7 designed to reduce the demand for, and the
8 availability of, illegal drugs.”.

9 ~~(d)~~ SUPPLY REDUCTION.—Section 702(11) is
10 amended to read as follows:

11 “~~(11)~~ SUPPLY REDUCTION.—The term ‘supply
12 reduction’ means any activity or program conducted
13 by a National Drug Control Program agency that is
14 intended to reduce the availability or use of illegal
15 drugs in the United States or abroad, including—

16 “~~(A)~~ activities to control international traf-
17 ficking in, and availability of, illegal drugs, in-
18 cluding—

19 “~~(i)~~ accurate assessment and moni-
20 toring of international drug production and
21 interdiction programs and policies; and

22 “~~(ii)~~ coordination and promotion of
23 compliance with international treaties re-
24 lating to the production, transportation, or
25 interdiction of illegal drugs;

1 “(B) activities to conduct and promote
2 international law enforcement programs and
3 policies to reduce the supply of drugs; and

4 “(C) activities to facilitate and enhance the
5 sharing of domestic and foreign intelligence in-
6 formation among National Drug Control Pro-
7 gram agencies, relating to the production and
8 trafficking of drugs in the United States and in
9 foreign countries.”.

10 (e) **DEFINITION OF APPROPRIATE CONGRESSIONAL**
11 **COMMITTEES.**—Section 702 is amended by adding at the
12 end the following:

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

22 **SEC. 102. ESTABLISHMENT OF THE OFFICE OF NATIONAL**
23 **DRUG CONTROL POLICY.**

24 (a) **RESPONSIBILITIES.**—Section 703(a) is amended
25 to read as follows:

1 “(a) ESTABLISHMENT OF OFFICE.—There is estab-
 2 lished in the Executive Office of the President an Office
 3 of National Drug Control Policy, which shall—

4 “(1) develop national drug control policy;

5 “(2) coordinate and oversee the implementation
 6 of the national drug control policy;

7 “(3) assess and certify the adequacy of Na-
 8 tional Drug Control Programs and the budget for
 9 those programs;

10 “(4) evaluate the effectiveness of National Drug
 11 Control Program agencies’ programs; and

12 “(5) develop specific goals and performance
 13 measurements needed to assess the effectiveness
 14 of—

15 “(A) the national drug control policy; and

16 “(B) the programs of the National Drug
 17 Control Program agencies.”.

18 (b) POSITIONS.—Section 703(b) is amended to read
 19 as follows:

20 “(b) DIRECTOR OF NATIONAL DRUG CONTROL POL-
 21 ICY AND DEPUTY DIRECTORS.—

22 “(1) DIRECTOR.—There shall be a Director of
 23 National Drug Control Policy who shall head the Of-
 24 fice (referred to in this Act as the ‘Director’).

1 “(2) DEPUTY DIRECTOR.—There shall be a
2 Deputy Director of National Drug Control Policy
3 who shall report directly to the Director (referred to
4 in this Act as the ‘Deputy Director’).

5 “(3) OTHER DEPUTY DIRECTORS.—

6 “(A) IN GENERAL.—There shall be a Dep-
7 uty Director for Demand Reduction, a Deputy
8 Director for Supply Reduction, and a Deputy
9 Director for State and Local Affairs.

10 “(B) REPORTING.—The Deputy Director
11 for Demand Reduction, the Deputy Director for
12 Supply Reduction, and the Deputy Director for
13 State and Local Affairs shall report directly to
14 the Deputy Director of the Office of National
15 Drug Control Policy.

16 “(C) DEPUTY DIRECTOR FOR DEMAND RE-
17 Duction.—The Deputy Director for Demand
18 Reduction shall be responsible for the activi-
19 ties—

20 “(i) in subparagraphs (A) through
21 (H) of section 702(1); and

22 “(ii) in section 709, the National
23 Youth Anti-Drug Media Campaign Act.

24 “(D) DEPUTY DIRECTOR FOR SUPPLY RE-
25 Duction.—The Deputy Director for Supply

1 Reduction shall be responsible for the activities
 2 in subparagraphs (A) through (C) in section
 3 702(11).

4 “(E) DEPUTY DIRECTOR FOR STATE AND
 5 LOCAL AFFAIRS.—The Deputy Director for
 6 State and Local Affairs shall be responsible for
 7 the activities—

8 “(i) in subparagraphs (A) through
 9 (D) of section 702(10);

10 “(ii) in section 707, the High Inten-
 11 sity Drug Trafficking Areas Program; and

12 “(iii) in section 708, the Counterdrug
 13 Technology Assessment Center.”.

14 **SEC. 103. APPOINTMENT AND RESPONSIBILITIES OF THE**
 15 **DIRECTOR.**

16 (a) SUCCESSION.—Section 704(a) is amended by
 17 amending paragraph (3) to read as follows:

18 “(3) ACTING DIRECTOR.—If the Director dies,
 19 resigns, or is otherwise unable to perform the func-
 20 tions and duties of the office, the Deputy Director
 21 shall perform the functions and duties of the Direc-
 22 tor temporarily in an acting capacity pursuant to
 23 subchapter III of chapter 33 of title 5, United
 24 States Code.”.

1 (b) RESPONSIBILITIES.—Section 704(b) is amend-
2 ed—

3 (1) in paragraph (4), by striking “Federal de-
4 partments and agencies engaged in drug enforce-
5 ment” and inserting “National Drug Control Pro-
6 gram agencies”;

7 (2) in paragraph (7), by inserting after “Presi-
8 dent” the following: “and the appropriate congres-
9 sional committees”;

10 (3) in paragraph (13), by striking “(beginning
11 in 1999)”;

12 (4) by striking paragraph (14) and inserting
13 the following:

14 “(14) shall submit to the appropriate congres-
15 sional committees on an annual basis, not later than
16 60 days after the date of the last day of the applica-
17 ble period, a summary of—

18 “(A) each of the evaluations received by
19 the Director under paragraph (13); and

20 “(B) the progress of each National Drug
21 Control Program agency toward the drug con-
22 trol program goals of the agency using the per-
23 formance measures for the agency developed
24 under section 706(c);”;

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

3 “(C) supporting the substance abuse infor-
4 mation clearinghouse administered by the Ad-
5 ministrator of the Substance Abuse and Mental
6 Health Services Administration and established
7 in section 501(d)(16) of the Public Health
8 Service Act by—

9 “(i) encouraging all National Drug
10 Control Program agencies to provide all
11 appropriate and relevant information; and

12 “(ii) supporting the dissemination of
13 information to all interested entities;”;

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

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

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

21 “(18) shall monitor and evaluate the allocation
22 of resources among Federal law enforcement agen-
23 cies in response to significant local and regional
24 drug trafficking and production threats; and

1 “(19) shall submit an annual report to Con-
 2 gress detailing how the Office of National Drug
 3 Control Policy has consulted with and assisted State
 4 and local governments with respect to the formula-
 5 tion and implementation of the National Drug Con-
 6 trol Strategy and other relevant issues.”.

7 (e) REVIEW AND CERTIFICATION OF NATIONAL
 8 DRUG CONTROL PROGRAM BUDGET.—Section 704(e)(3)
 9 is amended—

10 (1) in subparagraph (C)(iii), by inserting “and
 11 the appropriate congressional committees,” after
 12 “House of Representatives”; and

13 (2) in subparagraph (D)(ii)(II)(bb), by insert-
 14 ing “and the appropriate congressional committees,”
 15 after “House of Representatives”.

16 (d) POWERS OF DIRECTOR.—Section 704(d) is
 17 amended—

18 (1) in paragraph (9)—

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

21 (B) by striking “Strategy; and” and insert-
 22 ing “Strategy and notify the appropriate con-
 23 gressional committees of any fund control no-
 24 tice issued in accordance with section
 25 704(f)(5);”, and

1 (2) in paragraph (10), by inserting before the
2 period the following: “and section 706 of the De-
3 partment of State Authorization Act for Fiscal Year
4 2003 (22 U.S.C. 229j-1)”.

5 (e) FUND CONTROL NOTICES.—Section 704(f) is
6 amended by adding at the end the following:

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

10 “~~(5) RESTRICTIONS.—The Director shall not~~
11 issue a fund control notice to direct that all or part
12 of an amount appropriated to the National Drug
13 Control Program agency account be obligated, modi-
14 fied, or altered in any manner—

15 “~~(A) contrary, in whole or in part, to a~~
16 specific appropriation; or

17 “~~(B) contrary, in whole or in part, to the~~
18 expressed intent of Congress.”.

19 (f) UNITED STATES INTERDICTION COORDINATOR.—

20 (1) IN GENERAL.—Section 704 is amended by
21 adding at the end the following:

22 “~~(i) UNITED STATES INTERDICTION COORDI-~~
23 NATOR.—

24 “~~(1) IN GENERAL.—There shall be a United~~
25 States Interdiction Coordinator, who shall be des-

1 ignated by the Director and who shall be responsible
2 for the coordination of interdiction operations among
3 National Drug Control Program agencies to prevent
4 and reduce the illegal importation of drugs into the
5 United States.

6 “(2) RESPONSIBILITIES.—The United States
7 Interdiction Coordinator shall be responsible to the
8 Director for—

9 “(A) coordinating the interdiction activities
10 of the National Drug Control Program agencies
11 to ensure consistency with the National Drug
12 Control Strategy;

13 “(B) developing a National Drug Control
14 Interdiction plan to ensure consistency with the
15 National Drug Control Strategy;

16 “(C) assessing the sufficiency of assets of
17 the National Drug Control Program agencies
18 committed to illicit drug interdiction; and

19 “(D) advising the Director on the efforts
20 of each National Drug Control Program Agency
21 to implement the National Drug Control Inter-
22 diction plan.”.

23 (2) AMENDMENT TO HOMELAND SECURITY ACT
24 OF 2002.—Section 878 of the Homeland Security Act
25 of 2002 (6 U.S.C. 458) is amended by striking

1 “shall—” through paragraph (2) and inserting
 2 “shall ensure the adequacy of resources within the
 3 Department for illicit drug interdiction.”.

4 **SEC. 104. AMENDMENTS TO ENSURE COORDINATION WITH**
 5 **OTHER AGENCIES.**

6 Section 705 is amended—

7 (1) in subsection (a)(1)(A), by striking
 8 “abuse”;

9 (2) by amending subsection (a)(3) to read as
 10 follows:

11 “(3) **REQUIRED REPORTS.—**

12 “(A) **SECRETARIES OF THE INTERIOR AND**
 13 **AGRICULTURE.—**Not later than July 1 of each
 14 year, the Secretaries of Agriculture and the In-
 15 terior shall jointly submit to the Director and
 16 the appropriate congressional committees an as-
 17 sessment of the quantity of illegal drug cultiva-
 18 tion and manufacturing in the United States on
 19 lands owned or under the jurisdiction of the
 20 Federal Government for the preceding year.

21 “(B) **SECRETARY OF HOMELAND SECUR-**
 22 **ITY.—**Not later than July 1 of each year, the
 23 Secretary of Homeland Security shall submit to
 24 the Director and the appropriate congressional

1 committees information for the preceding year
2 regarding—

3 “(i) the number and type of seizures
4 of drugs by each component of the Depart-
5 ment of Homeland Security seizing drugs,
6 as well as statistical information on the ge-
7 ographic areas of such seizures; and

8 “(ii) the number of air and maritime
9 patrol hours primarily dedicated to drug
10 supply reduction missions undertaken by
11 each component of the Department of
12 Homeland Security.

13 “(C) SECRETARY OF DEFENSE.—The Sec-
14 retary of Defense shall, by July 1 of each year,
15 submit to the Director and the appropriate con-
16 gressional committees information for the pre-
17 ceeding year regarding the number of air and
18 maritime patrol hours primarily dedicated to
19 drug supply reduction missions undertaken by
20 each component of the Department of De-
21 fense.”; and

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

1 **TITLE II—THE NATIONAL DRUG**
2 **CONTROL STRATEGY**

3 **SEC. 201. ANNUAL PREPARATION AND SUBMISSION OF NA-**
4 **TIONAL DRUG CONTROL STRATEGY.**

5 Section 706 is amended to read as follows:

6 **“SEC. 706. DEVELOPMENT, SUBMISSION, IMPLEMENTATION,**
7 **AND ASSESSMENT OF NATIONAL DRUG CON-**
8 **TROL STRATEGY.**

9 **“(a) TIMING, CONTENTS, AND PROCESS FOR DEVEL-**
10 **OPMENT AND SUBMISSION OF NATIONAL DRUG CONTROL**
11 **STRATEGY.—**

12 **“(1) TIMING.—**Not later than February 1 of
13 each year, the President shall submit to Congress a
14 National Drug Control Strategy, which shall set
15 forth a comprehensive plan for the year to reduce
16 drug abuse and the consequences of such drug abuse
17 in the United States by limiting the availability of,
18 and reducing the demand for, illegal drugs.

19 **“(2) CONTENTS.—**

20 **“(A) IN GENERAL.—**The National Drug
21 Control Strategy submitted under paragraph
22 (1) shall include—

23 **“(i) comprehensive, research-based,**
24 **long-range, quantifiable goals for reducing**

1 drug abuse and the consequences of drug
2 abuse in the United States;

3 “(ii) annual quantifiable and measur-
4 able objectives and specific targets to ac-
5 complish long-term quantifiable goals that
6 the Director determines may be achieved
7 during each year beginning on the date on
8 which the National Drug Control Strategy
9 is submitted;

10 “(iii) 5-year projections for program
11 and budget priorities;

12 “(iv) a review of international, State,
13 local, and private sector drug control ac-
14 tivities to ensure that the United States
15 pursues coordinated and effective drug
16 control at all levels of government;

17 “(v) an assessment of current illicit
18 drug use (including inhalants) and avail-
19 ability, impact of illicit drug use, and
20 treatment availability, which assessment
21 shall include—

22 “(I) estimates of drug prevalence
23 and frequency of use as measured by
24 national, State, and local surveys of il-
25 licit drug use and by other special

1 studies of nondependent and depend-
2 ent illicit drug use;

3 “(II) illicit drug use in the work-
4 place and the productivity lost by such
5 use; and

6 “(III) illicit drug use by
7 arrestees, probationers, and parolees;

8 “(vi) an assessment of the reduction
9 of illicit drug availability, as measured
10 by—

11 “(I) the quantities of cocaine,
12 heroin, marijuana, methamphetamine,
13 ecstasy, and other drugs available for
14 consumption in the United States;

15 “(II) the amount of marijuana,
16 cocaine, heroin, methamphetamine, ec-
17stasy, and precursor chemicals and
18 other drugs entering the United
19 States;

20 “(III) the number of illicit drug
21 manufacturing laboratories seized and
22 destroyed and the number of hectares
23 of marijuana, poppy, and coca cul-
24 tivated and destroyed domestically
25 and in other countries;

1 “(IV) the number of metric tons
2 of marijuana, heroin, cocaine, and
3 methamphetamine seized and other
4 drugs; and

5 “(V) changes in the price and
6 purity of heroin, methamphetamine,
7 and cocaine; changes in the price of
8 ecstasy, and changes in
9 tetrahydrocannabinol level of mari-
10 juana and other drugs;

11 “(vii) an assessment of the reduction
12 of the consequences of illicit drug use and
13 availability, which shall include—

14 “(I) the burden illicit drug users
15 placed on hospital emergency depart-
16 ments in the United States, such as
17 the quantity of illicit drug-related
18 services provided;

19 “(II) the annual national health
20 care cost of illicit drug use; and

21 “(III) the extent of illicit drug-
22 related crime and criminal activity;

23 “(viii) a determination of the status of
24 drug treatment in the United States, by
25 assessing—

1 “(I) public and private treatment
2 utilization; and

3 “(II) the number of illicit drug
4 users the Director estimates meet di-
5 agnostic criteria for treatment;

6 “(ix) a review of the research agenda
7 of the Counterdrug Technology Assessment
8 Center to reduce the availability and abuse
9 of drugs; and

10 “(x) a summary of the efforts made to
11 coordinate with private sector entities to
12 conduct private research and development
13 of medications to treat addiction by—

14 “(I) screening chemicals for po-
15 tential therapeutic value;

16 “(II) developing promising com-
17 pounds;

18 “(III) conducting clinical trials;

19 “(IV) seeking Food and Drug
20 Administration approval for drugs to
21 treat addiction;

22 “(V) marketing the drug for the
23 treatment of addiction;

1 “(VI) urging physicians to use
2 the drug in the treatment of addic-
3 tion; and

4 “(VII) encouraging insurance
5 companies to reimburse the cost of
6 the drug for the treatment of addic-
7 tion.

8 “(B) CLASSIFIED INFORMATION.—Any
9 contents of the National Drug Control Strategy
10 that involve information properly classified
11 under criteria established by an Executive order
12 shall be presented to Congress separately from
13 the rest of the National Drug Control Strategy.

14 “(3) PROCESS FOR DEVELOPMENT AND SUB-
15 MISSION.—In developing and effectively imple-
16 menting the National Drug Control Strategy, the
17 Director—

18 “(A) shall consult with—

19 “(i) the heads of the National Drug
20 Control Program agencies;

21 “(ii) Congress;

22 “(iii) State and local officials;

23 “(iv) private citizens and organiza-
24 tions with experience and expertise in de-
25 mand reduction;

1 “(v) private citizens and organizations
2 with experience and expertise in supply re-
3 duction; and

4 “(vi) appropriate representatives of
5 foreign governments;

6 “(B) in satisfying the requirements of sub-
7 paragraph (A), shall ensure, to the maximum
8 extent possible, that State and local officials
9 and relevant private organizations commit to
10 support and take steps to achieve the goals and
11 objectives of the National Drug Control Strat-
12 egy;

13 “(C) with the concurrence of the Attorney
14 General, may require the El Paso Intelligence
15 Center to undertake specific tasks or projects to
16 support or implement the National Drug Con-
17 trol Strategy; and

18 “(D) with the concurrence of the Director
19 of National Intelligence and the Attorney Gen-
20 eral, may request that the National Drug Intel-
21 ligence Center undertake specific tasks or
22 projects to support or implement the National
23 Drug Control Strategy.

24 “(b) SUBMISSION OF REVISED STRATEGY.—The
25 President may submit to Congress a revised National

1 Drug Control Strategy that meets the requirements of this
2 section—

3 “(1) at any time, upon a determination of the
4 President, in consultation with the Director, that the
5 National Drug Control Strategy in effect is not suf-
6 ficiently effective; or

7 “(2) if a new President or Director takes of-
8 fice.”.

9 **SEC. 202. PERFORMANCE MEASUREMENTS.**

10 Section 706 is amended by adding at the end the fol-
11 lowing:

12 “(e) PERFORMANCE MEASUREMENT SYSTEM.—Not
13 later than February 1 of each year, the Director shall sub-
14 mit to Congress as part of the National Drug Control
15 Strategy, a description of a national drug control perform-
16 ance measurement system, that—

17 “(1) develops 2-year and 5-year performance
18 measures and targets for each National Drug Con-
19 trol Strategy goal and objective established for re-
20 ducing drug use, availability, and the consequences
21 of drug use;

22 “(2) describes the sources of information and
23 data that will be used for each performance measure
24 incorporated into the performance measurement sys-
25 tem;

1 “(3) identifies major programs and activities of
2 the National Drug Control Program agencies that
3 support the goals and annual objectives of the Na-
4 tional Drug Control Strategy;

5 “(4) evaluates the contribution of demand re-
6 duction and supply reduction activities as defined in
7 section 702 implemented by each National Drug
8 Control Program agency in support of the National
9 Drug Control Strategy;

10 “(5) monitors consistency between the drug-re-
11 lated goals and objectives of the National Drug Con-
12 trol Program agencies and ensures that each agen-
13 cy’s goals and budgets support and are fully con-
14 sistent with the National Drug Control Strategy;
15 and

16 “(6) coordinates the development and imple-
17 mentation of national drug control data collection
18 and reporting systems to support policy formulation
19 and performance measurement, including an assess-
20 ment of—

21 “(A) the quality of current drug use meas-
22 urement instruments and techniques to measure
23 supply reduction and demand reduction activi-
24 ties;

1 “(B) the adequacy of the coverage of exist-
2 ing national drug use measurement instruments
3 and techniques to measure the casual drug use
4 population; the addicted drug user population;
5 and groups that are at risk for drug use;

6 “(C) the adequacy of the coverage of exist-
7 ing national treatment outcome monitoring sys-
8 tems to measure the effectiveness of drug abuse
9 treatment in reducing drug use and criminal
10 behavior during and after the completion of
11 substance abuse treatment; and

12 “(D) the actions the Director shall take to
13 correct any deficiencies and limitations identi-
14 fied pursuant to subparagraphs (A) and (B) of
15 this subsection.

16 “(d) MODIFICATIONS.—A description of any modi-
17 fications made during the preceding year to the national
18 drug performance measurement system described in sub-
19 section (c) shall be included in each report submitted
20 under subsection (b).”.

21 **SEC. 203. ANNUAL REPORT REQUIREMENT.**

22 (a) IN GENERAL.—On or before February 1 of each
23 year, the Director shall submit a report to Congress that
24 describes—

1 (1) the strategy of the national media campaign
2 and whether specific objectives of the campaign were
3 accomplished;

4 (2) steps taken to ensure that the national
5 media campaign operates in an effective and effi-
6 cient manner consistent with the overall strategy
7 and focus of the campaign;

8 (3) plans to purchase advertising time and
9 space;

10 (4) policies and practices implemented to ensure
11 that Federal funds are used responsibly to purchase
12 advertising time and space and eliminate the poten-
13 tial for waste, fraud, and abuse;

14 (5) all contracts entered into with a corpora-
15 tion, partnership, or individual working on behalf of
16 the national media campaign;

17 (6) specific policies and steps implemented to
18 ensure compliance with title IV of this Act;

19 (7) steps taken to ensure that the national
20 media campaign will secure, to the maximum extent
21 possible, no cost matches of advertising time and
22 space or in-kind contributions that are directly re-
23 lated to the campaign in accordance with title IV of
24 this Act; and

1 ~~(8)~~ a review and evaluation of the effectiveness
2 of the national media campaign strategy for the past
3 year.

4 ~~(b)~~ AUDIT.—The Government Accountability Office
5 shall, at a frequency of not less than once per year—

6 ~~(1)~~ conduct and supervise an audit and inves-
7 tigation relating to the programs and operations of
8 the—

9 ~~(A)~~ Office; or

10 ~~(B)~~ certain programs within the Office, in-
11 cluding—

12 ~~(i)~~ the High Intensity Drug Traf-
13 ficking Areas Program;

14 ~~(ii)~~ the Counterdrug Technology As-
15 sessment Center; or

16 ~~(iii)~~ the National Youth Anti-drug
17 Media Campaign; and

18 ~~(2)~~ provide the Director and the appropriate
19 congressional committees with a report containing
20 an evaluation of and recommendations on the—

21 ~~(A)~~ policies and activities of the programs
22 and operations subject to the audit and inves-
23 tigation;

1 (B) economy, efficiency, and effectiveness
 2 in the administration of the reviewed programs
 3 and operations; and

4 (C) policy or management changes needed
 5 to prevent and detect fraud and abuse in such
 6 programs and operations.

7 **TITLE III—HIGH INTENSITY**
 8 **DRUG TRAFFICKING AREAS**

9 **SEC. 301. HIGH INTENSITY DRUG TRAFFICKING AREAS**
 10 **PROGRAM.**

11 Section 707 is amended to read as follows:

12 **“SEC. 707. HIGH INTENSITY DRUG TRAFFICKING AREAS**
 13 **PROGRAM.**

14 “(a) ESTABLISHMENT.—

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

19 “(2) PURPOSE.—The purpose of the Program
 20 is to reduce drug trafficking and drug production in
 21 the United States by—

22 “(A) facilitating cooperation among Fed-
 23 eral, State, and local law enforcement agencies
 24 to share information and implement coordinated
 25 enforcement activities;

1 “(B) enhancing intelligence sharing among
2 Federal, State, and local law enforcement agen-
3 cies;

4 “(C) providing reliable intelligence to law
5 enforcement agencies needed to design effective
6 enforcement strategies and operations; and

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

12 “(b) DESIGNATION.—

13 “(1) IN GENERAL.—The Director, in consulta-
14 tion with the Attorney General, the Secretary of the
15 Treasury, the Secretary of Homeland Security,
16 heads of the National Drug Control Program agen-
17 cies, and the Governor of each applicable State, may
18 designate any specified area of the United States as
19 a high intensity drug trafficking area.

20 “(2) ACTIVITIES.—After making a designation
21 under paragraph (1) and in order to provide Federal
22 assistance to the area so designated, the Director
23 may—

24 “(A) obligate such sums as are appro-
25 priated for the Program;

1 “(B) direct the temporary reassignment of
2 Federal personnel to such area, subject to the
3 approval of the head of the department or agen-
4 cy that employs such personnel;

5 “(C) take any other action authorized
6 under section 704 to provide increased Federal
7 assistance to those areas; and

8 “(D) coordinate activities under this sec-
9 tion (specifically administrative, recordkeeping,
10 and funds management activities) with State
11 and local officials.

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

20 “(d) FACTORS FOR CONSIDERATION.—In considering
21 whether to designate an area under this section as a high
22 intensity drug trafficking area, the Director shall consider,
23 in addition to such other criteria as the Director considers
24 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 the Executive Board for
20 such area, region, or partnership, does not apportion
21 an 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 an equal number of representatives
25 of Federal agencies and State and local agencies to

1 attend a meeting of an Executive Board in person;
2 the Executive Board may use a system of proxy
3 votes or weighted votes to achieve the voting balance
4 required 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 5
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—

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

4 “(2) a detailed justification for each funding re-
5 quest that explains—

6 “(A) the reasons for the requested funding
7 level; how such funding level was determined
8 based on a current assessment of the drug traf-
9 ficking threat in each high intensity drug traf-
10 ficking area;

11 “(B) how such funding will ensure that the
12 goals and objectives of each such area will be
13 achieved; and

14 “(C) how such funding supports the Na-
15 tional Drug Control Strategy.

16 “(j) EMERGING THREAT RESPONSE FUND.—

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

1 ance with the criteria established under paragraph
2 (2).

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

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

11 “(B) such other criteria as the Director
12 considers appropriate.

13 “(k) EVALUATION.—

14 “(1) INITIAL REPORT.—Not later than 90 days
15 after the date of the enactment of this section, the
16 Director shall, after consulting with the Executive
17 Boards of each designated high intensity drug traf-
18 ficking area, submit a report to Congress that de-
19 scribes, for each designated high intensity drug traf-
20 ficking area—

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

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

1 “(C) the measurements that will be used to
2 evaluate the performance of the high intensity
3 drug trafficking area in achieving the long-term
4 and short-term goals; and

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

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

14 “(A) describes—

15 “(i) the specific purposes for the high
16 intensity drug trafficking area; and

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

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

1 “(1) ASSESSMENT OF DRUG ENFORCEMENT TASK
2 FORCES IN HIGH INTENSITY DRUG TRAFFICKING
3 AREAS.—Not later than 180 days after the date of enact-
4 ment of this subsection, and as part of each subsequent
5 annual National Drug Control Strategy report, the Direc-
6 tor shall submit to Congress a report—

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

10 “(2) describing—

11 “(A) each Federal, State, and local drug
12 enforcement task force operating in the high in-
13 tensity drug trafficking area;

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

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

1 “(D) the role of the high intensity drug
2 trafficking area in coordinating the sharing of
3 such information among task forces;

4 “(E) the nature and extent of cooperation
5 by each Federal, State, and local participant in
6 ensuring that such information is shared among
7 law enforcement agencies and with the high in-
8 tensity drug trafficking area;

9 “(F) the nature and extent to which infor-
10 mation sharing and enforcement activities are
11 coordinated with joint terrorism task forces in
12 the high intensity drug trafficking area; and

13 “(G) any recommendations for measures
14 needed to ensure that task force resources are
15 utilized efficiently and effectively to reduce the
16 availability of illegal drugs in the high intensity
17 drug trafficking areas.

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

1 “(1) evaluating existing and planned intel-
2 ligence systems supported by each high intensity
3 drug trafficking area, or utilized by task forces re-
4 ceiving any funding under the Program, including
5 the extent to which such systems ensure access and
6 availability of intelligence to Federal, State, and
7 local law enforcement agencies within the high inten-
8 sity drug trafficking area and outside of it;

9 “(2) the extent to which Federal, State, and
10 local law enforcement agencies participating in each
11 high intensity drug trafficking area are sharing in-
12 telligence information to assess current drug traf-
13 ficking threats and design appropriate enforcement
14 strategies; and

15 “(3) the measures needed to improve effective
16 sharing of information and intelligence regarding
17 drug trafficking and drug production among Fed-
18 eral, State, and local law enforcement participating
19 in a high intensity drug trafficking area, and be-
20 tween such agencies and similar agencies outside the
21 high intensity drug trafficking area.

22 “(n) COORDINATION OF INTELLIGENCE SHARING
23 WITH ORGANIZED CRIME DRUG ENFORCEMENT TASK
24 FORCE PROGRAM.—The Director, in consultation with the
25 Attorney General, shall ensure that any drug enforcement

1 intelligence obtained by the Intelligence Support Center
2 for each high intensity drug trafficking area is shared, on
3 a timely basis, with the drug intelligence fusion center op-
4 erated by the Organized Crime Drug Enforcement Task
5 Force of the Department of Justice.

6 “(o) USE OF FUNDS TO COMBAT METHAMPHET-
7 AMINE TRAFFICKING.—

8 “(1) IN GENERAL.—

9 “(A) REQUIREMENT.—The Director shall
10 ensure that, of the amounts appropriated for a
11 fiscal year for the Program, at least
12 \$15,000,000 is allocated to combat the traf-
13 ficking of methamphetamine in areas des-
14 ignated by the Director as high intensity drug
15 trafficking areas.

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

1 ~~“(2) APPORTIONMENT OF FUNDS.—~~

2 ~~“(A) FACTORS IN APPORTIONMENT.—The~~
3 Director shall apportion amounts allocated
4 under paragraph (1) among areas designated by
5 the Director as high intensity drug trafficking
6 areas based on the following factors:

7 ~~“(i) The number of methamphetamine~~
8 manufacturing facilities discovered by Fed-
9 eral, State, or local law enforcement offi-
10 cials in the area during the previous fiscal
11 year.

12 ~~“(ii) The number of methamphet-~~
13 amine prosecutions in Federal, State, or
14 local courts in the area during the previous
15 fiscal year.

16 ~~“(iii) The number of methamphet-~~
17 amine arrests by Federal, State, or local
18 law enforcement officials in the area dur-
19 ing the previous fiscal year.

20 ~~“(iv) The amounts of methamphet-~~
21 amine or listed chemicals (as that term is
22 defined in section 102(33) of the Con-
23 trolled Substances Act (21 U.S.C.
24 802(33)) seized by Federal, State, or local

1 law enforcement officials in the area dur-
2 ing the previous fiscal year.

3 “(v) Intelligence and predictive data
4 from the Drug Enforcement Administra-
5 tion showing patterns and trends in abuse,
6 trafficking, and transportation in meth-
7 amphetamine and listed chemicals (as that
8 term is so defined).

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

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

21 “(1) \$280,000,000 for fiscal year 2007;

22 “(2) \$290,000,000 for each of fiscal years 2008
23 and 2009; and

24 “(3) \$300,000,000 for each of fiscal years 2010
25 and 2011.”.

1 **SEC. 302. FUNDING FOR CERTAIN HIGH INTENSITY DRUG**
2 **TRAFFICKING AREAS.**

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

5 (b) **FINDINGS.**—Congress finds the following:

6 (1) In the early morning hours of October 16,
7 2002, the home of Carnell and Angela Dawson was
8 firebombed in apparent retaliation for Mrs.
9 Dawson’s notification to police about persistent drug
10 distribution activity in their East Baltimore City
11 neighborhood.

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

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

16 (4) In all phases of counternarcotics law en-
17 forcement—from prevention to investigation to pros-
18 ecution to reentry—the voluntary cooperation of or-
19 dinary citizens is a critical component.

20 (5) Voluntary cooperation is difficult for law en-
21 forcement officials to obtain when citizens feel that
22 cooperation carries the risk of violent retaliation by
23 illegal drug trafficking organizations and their affili-
24 ates.

25 (6) Public confidence that law enforcement is
26 doing all it can to make communities safe is a pre-

1 requisite for voluntary cooperation among people
2 who may be subject to intimidation or reprisal (or
3 both).

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

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

1 (e) FUNDING FOR CERTAIN HIGH INTENSITY DRUG
2 TRAFFICKING AREAS.—Section 707, as amended by sec-
3 tion 301, is amended by adding at the end the following:

4 “(q) SPECIFIC PURPOSES.—

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

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

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

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

1 **SEC. 303. ASSESSMENT.**

2 The Director shall assess the ability of the HIDTA
 3 Program to respond to the so-called “balloon effect”,
 4 whereby urban drug traffickers facing intensive law en-
 5 forcement efforts expand and spread their trafficking and
 6 distribution into rural, suburban, and smaller urban areas
 7 by conducting a demonstration project examining the abil-
 8 ity of the New York/New Jersey HIDTA, with its new sin-
 9 gle collocated Organized Crime and Drug Enforcement
 10 Task Force/High Intensity Drug Trafficking Area Strike
 11 Force and HIDTA Regional Intelligence Center, to ad-
 12 dress the movement of drug traffickers into the more
 13 rural, suburban, and smaller areas encompassed by the
 14 counties of Albany, Onondaga, Monroe, and Erie in New
 15 York State and by annexing these counties into the exist-
 16 ing New York/New Jersey HIDTA.

17 **TITLE IV—TECHNOLOGY**

18 **SEC. 401. COUNTERDRUG TECHNOLOGY ASSESSMENT CEN-**
 19 **TER.**

20 (a) CHIEF SCIENTIST.—Section 708(b) is amended
 21 to read as follows:

22 “(b) CHIEF SCIENTIST.—There shall be at the head
 23 of the Center the Chief Scientist, who shall be appointed
 24 by the Director from among individuals qualified and dis-
 25 tinguished in the area of science, medicine, engineering,
 26 or technology.”

1 (b) RESPONSIBILITIES.—

2 (1) RESEARCH AND DEVELOPMENT.—Section
3 708 is amended by—

4 (A) redesignating subsection (d) as sub-
5 section (e); and

6 (B) striking subsection (e) and inserting
7 the following:

8 “(e) RESEARCH AND DEVELOPMENT RESPONSIBIL-
9 ITIES.—The Chief Scientist shall be responsible to the Di-
10 rector for—

11 “(1) identifying and defining the short-, me-
12 dium-, and long-term scientific and technological
13 needs of Federal, State, and local drug supply re-
14 duction agencies, including—

15 “(A) advanced surveillance, tracking, and
16 radar imaging;

17 “(B) electronic support measures;

18 “(C) communications;

19 “(D) data fusion, advanced computer sys-
20 tems, and artificial intelligence; and

21 “(E) chemical, biological, radiological (in-
22 cluding neutron and electron), and other means
23 of detection;

24 “(2) identifying demand reduction basic and
25 applied research needs and initiatives, in consulta-

1 tion with affected National Drug Control Program
2 agencies, including—

3 “(A) improving treatment through
4 neuroscientific advances;

5 “(B) improving the transfer of biomedical
6 research to the clinical setting; and

7 “(C) in consultation with the National In-
8 stitute of Drug Abuse, and through interagency
9 agreements or grants, examining addiction and
10 rehabilitation research and the application of
11 technology to expanding the effectiveness and
12 availability of drug treatment;

13 “(3) making a priority ranking of such needs
14 identified in paragraphs (1) and (2) according to fis-
15 cal and technological feasibility; as part of a Na-
16 tional Counterdrug Research and Development Pro-
17 gram;

18 “(4) overseeing and coordinating counterdrug
19 technology initiatives with related activities of other
20 Federal civilian and military departments;

21 “(5) providing support to the development and
22 implementation of the national drug control per-
23 formance measurement system established under
24 subsection (e) of section 706; and

1 “(6) transferring funds made available to a Na-
2 tional Drug Control Program Agency for
3 counterdrug technology research and development to
4 another account within such agency or to another
5 National Drug Control Program Agency for
6 counterdrug technology research and development,
7 pursuant to the authority of the Director under sec-
8 tion 704.

9 “(d) LIMITATION ON AUTHORITY.—The authority
10 granted to the Director under this section shall not extend
11 to the awarding of contracts; management of individual
12 projects; or other operational activities.”.

13 (2) ASSISTANCE AND SUPPORT.—Subsection (e)
14 of section 708, as redesignated by this section, is
15 amended to read as follows:

16 “(e) ASSISTANCE AND SUPPORT TO THE OFFICE OF
17 NATIONAL DRUG CONTROL POLICY.—The Secretary of
18 Defense, the Secretary of Homeland Security, and the
19 Secretary of Health and Human Services shall, to the
20 maximum extent practicable, render assistance and sup-
21 port to the Office and to the Director in the conduct of
22 counterdrug technology assessment.”.

23 (3) TECHNOLOGY TRANSFER PROGRAM.—Sec-
24 tion 708 is amended by adding at the end the fol-
25 lowing:

1 “(f) TECHNOLOGY TRANSFER PROGRAM.—

2 “(1) PROGRAM.—The Chief Scientist, with the
3 advice and counsel of experts from State and local
4 law enforcement agencies, shall be responsible to the
5 Director for coordination and implementation of a
6 counterdrug technology transfer program.

7 “(2) PURPOSE.—The purpose of the Tech-
8 nology Transfer Program shall be for the
9 Counterdrug Technology Assessment Center to
10 transfer technology and associated training directly
11 to State and local law enforcement agencies.

12 “(3) PRIORITY OF RECEIPTS.—Transfers shall
13 be made in priority order based on—

14 “(A) the need of potential recipients for
15 such technology;

16 “(B) the effectiveness of the technology to
17 enhance current counterdrug activities of poten-
18 tial recipients; and

19 “(C) the ability and willingness of potential
20 recipients to evaluate transferred technology.

21 “(4) AGREEMENT AUTHORITY.—The Director
22 may enter into an agreement with the Secretary of
23 Homeland Security to transfer technology with both
24 counterdrug and homeland security applications to

1 State and local law enforcement agencies on a reim-
2 bursable basis.

3 “(5) REPORT.—On or before July 1 of each
4 year, the Director shall submit a report to the ap-
5 propriate congressional committees which addresses
6 the following:

7 “(A) The number of requests received dur-
8 ing the previous 12 months.

9 “(B) The number of requests fulfilled dur-
10 ing the previous 12 months.

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.

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

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

1 **TITLE V—REAUTHORIZATION**
2 **AND IMPROVEMENT OF THE**
3 **NATIONAL ANTI-DRUG MEDIA**
4 **CAMPAIGN**

5 **SEC. 501. SHORT TITLE.**

6 This title may be cited as the “National Youth Anti-
7 Drug Media Campaign Reauthorization Act of 2006”.

8 **SEC. 502. PURPOSES OF THE NATIONAL YOUTH ANTI-DRUG**
9 **MEDIA CAMPAIGN.**

10 The Drug-Free Media Campaign Act of 1998 (21
11 U.S.C. 1801 et seq.) is amended—

12 (1) in section 101, by striking “Drug-Free
13 Media Campaign Act of 1998” and inserting “Na-
14 tional Youth Anti-Drug Media Campaign Act”; and

15 (2) in section 102—

16 (A) in subsection (a), by striking “national
17 media campaign” and all that follows through
18 the period and inserting the following: “national
19 youth anti-drug media campaign (referred to in
20 this subtitle as the ‘national media campaign’)
21 in accordance with this subtitle for the purposes
22 of—

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

1 ~~“(2) increasing awareness of adults of the im-~~
 2 ~~paet of drug abuse on young people; and~~

3 ~~“(3) encouraging parents and other interested~~
 4 ~~adults to discuss with young people the dangers of~~
 5 ~~illegal drug use.”; and~~

6 ~~(B) in subsection (b), by striking “105”~~
 7 ~~and inserting “104”.~~

8 **SEC. 503. ROLES AND RESPONSIBILITIES OF THE DIREC-**
 9 **TOR, THE PARTNERSHIP FOR A DRUG-FREE**
 10 **AMERICA, AND A MEDIA BUYING CON-**
 11 **TRACTOR.**

12 The Drug-Free Media Campaign Act of 1998 (21
 13 U.S.C. 1801 et seq.) is amended—

14 (1) by adding at the end the following:

15 ~~“(e) DIVISION OF RESPONSIBILITIES AND FUNC-~~
 16 ~~TIONS UNDER THE PROGRAM.—~~

17 ~~“(1) IN GENERAL.—The Director, in consulta-~~
 18 ~~tion with the Partnership for a Drug-Free America,~~
 19 ~~shall determine the overall purposes and strategy of~~
 20 ~~the national media campaign.~~

21 ~~“(2) RESPONSIBILITIES.—~~

22 ~~“(A) DIRECTOR.—The Director shall be~~
 23 ~~responsible for implementing a focused national~~
 24 ~~media campaign to meet the purposes set forth~~
 25 ~~in section 102(a), and shall approve—~~

1 “(i) the strategy of the national media
2 campaign;

3 “(ii) all advertising and promotional
4 material used in the national media cam-
5 paign; and

6 “(iii) the plan for the purchase of ad-
7 vertising time and space for the national
8 media campaign.

9 “(B) THE PARTNERSHIP FOR A DRUG-
10 FREE AMERICA.—The Director shall request
11 that the Partnership for a Drug-Free Amer-
12 ica—

13 “(i) develop and recommend strategies
14 to achieve the goals of the national media
15 campaign, including addressing national
16 and local drug threats in specific regions
17 or States, such as methamphetamine and
18 ecstasy;

19 “(ii) create all advertising to be used
20 in the national media campaign, except ad-
21 vertisements that are—

22 “(I) provided by other nonprofit
23 entities pursuant to section 103(e);

24 “(II) 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 “(III) any other advertisements
 8 that the Partnership for a Drug-Free
 9 America determines it is unable to
 10 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 service or material, or
 17 conduct any function or activity which can be
 18 provided by the Partnership for a Drug-Free
 19 America, as defined in section 403(2)(B)”; and
 20 (2) in section 103—

21 (A) in subparagraph (A), by inserting “,
 22 including the strategic planning for, and ac-
 23 counting of, such purchases” after “space”;

24 (B) in subparagraph (C), by striking “out-
 25 of-pocket”; and

1 (C) in subparagraph (F), by striking “the
2 Office of National Drug Control Policy” and in-
3 serting “either the Office of National Drug
4 Control Policy or the designee of the Office”.

5 **SEC. 504. RESPONSIBLE USE OF FEDERAL FUNDS FOR THE**
6 **NATIONAL YOUTH ANTI-DRUG MEDIA CAM-**
7 **PAIGN.**

8 The Drug-Free Media Campaign Act of 1998 (21
9 U.S.C. 1801 et seq.) is amended—

10 (1) in section 103, by striking paragraph (2)
11 and inserting the following:

12 “(2) ADVERTISING.—

13 “(A) IN GENERAL.—Except as provided in
14 subparagraph (B), in carrying out this subtitle,
15 the Director shall ensure that sufficient funds
16 are allocated to meet the stated goals of the na-
17 tional media campaign.

18 “(B) EXCEPTION.—No funds shall be used
19 for the creative development of advertisements
20 (not including out-of-pocket production costs
21 and talent reuse payments) except when—

22 “(i) the advertisements are intended
23 to reach a minority, ethnic, or other special
24 audience that cannot be obtained at no

1 cost (not including production costs and
2 talent reuse payments); or

3 “(ii) the Partnership for a Drug-Free
4 America, determines that it is unable to
5 provide such advertisements.”;

6 (2) in subsection (b), by striking “105” and in-
7 serting “104”;

8 (3) by striking subsection (c) and inserting the
9 following:

10 “(c) MATCHING REQUIREMENT.—

11 “(1) NO COST MATCH.—

12 “(A) IN GENERAL.—Except as provided in
13 subparagraph (B), amounts made available for
14 the national media campaign under section 106
15 shall be used to require a no cost match of
16 equivalent value of advertising broadcast time,
17 print space, or in-kind contributions to the na-
18 tional media campaign.

19 “(B) EXCEPTION.—The Director shall en-
20 sure that all no cost matches of advertising ma-
21 terial, time, space, or in-kind contributions pro-
22 vided pursuant to subparagraph (A) directly re-
23 late to substance abuse prevention and specifi-
24 cally promote 1 or more of the specific purposes
25 set forth in section 102(a). This may include

1 antismoking messages that are produced by
 2 nonprofit organizations and are targeted toward
 3 minors.

4 “(2) SPONSORSHIP IDENTIFICATION.—Any ad-
 5 vertising material donated to the national media
 6 campaign at no cost shall not be subject to the spon-
 7 sorship identification provisions in section 317 of the
 8 Communications Act of 1934 (47 U.S.C. 317).”;

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

10 “(d) RESPONSIBLE USE OF FEDERAL FUNDS.—

11 “(1) IN GENERAL.—The Director shall ensure
 12 that—

13 “(A) for each fiscal year, not less than 77
 14 percent of the amounts appropriated under this
 15 subtitle shall be used for the activities allowed
 16 under section 103(a)(1)(A);

17 “(B) no Federal funds provided under this
 18 subtitle are used to pay any entity for any ac-
 19 tivity or service that duplicates, in whole or in
 20 part, any material, function, activity, or service
 21 provided by the Partnership for a Drug-Free
 22 America, as defined in section 403(2)(B); and

23 “(C) no more than \$5,000,000 is used in
 24 each fiscal year to develop advertising material
 25 pursuant to subsection (a)(2)(B)(ii).”.

1 **SEC. 505. AUTHORIZATION FOR NATIONAL YOUTH ANTI-**
 2 **DRUG MEDIA CAMPAIGN.**

3 The Drug-Free Media Campaign Act of 1998 (21
 4 U.S.C. 1801 et seq.) is amended by striking sections 104
 5 and 105 and inserting the following:

6 **“SEC. 104. AUTHORIZATION OF APPROPRIATIONS.**

7 “There is authorized to be appropriated to the Office
 8 of National Drug Control Policy to carry out this subtitle,
 9 \$195,000,000 for each of the fiscal years 2006 through
 10 2010.”.

11 **TITLE VI—AUTHORIZATIONS**
 12 **AND EXTENSION OF TERMI-**
 13 **NATION DATE**

14 **SEC. 601. AUTHORIZATION OF APPROPRIATIONS.**

15 Section 714 is amended—

16 (1) by striking “title,” and inserting “title ex-
 17 cept activities otherwise specified,”; and

18 (2) by striking “1999 through 2003” and in-
 19 serting “2006 through 2010”.

20 **SEC. 602. EXTENSION OF TERMINATION DATE.**

21 Section 715(a) is amended by striking “September
 22 30, 2003, this title and the amendments made by this
 23 title” and inserting “September 30, 2008, this title and
 24 the amendments made to this title”.

1 **TITLE VII—ANTI-DOPING**
2 **AGENCY**

3 **SEC. 701. DESIGNATION OF UNITED STATES ANTI-DOPING**
4 **AGENCY.**

5 (a) **DEFINITIONS.**—In this title:

6 (1) **UNITED STATES OLYMPIC COMMITTEE.**—

7 The term “United States Olympic Committee”
8 means the organization established by the “Ted Ste-
9 vens Olympic and Amateur Sports Act” (36 U.S.C.
10 ~~220501~~ et seq.).

11 (2) **AMATEUR ATHLETIC COMPETITION.**—The

12 term “amateur athletic competition” means a con-
13 test, game, meet, match, tournament, regatta, or
14 other event in which amateur athletes compete (36
15 U.S.C. ~~220501~~(b)(2)).

16 (3) **AMATEUR ATHLETE.**—The term “amateur

17 athlete” means an athlete who meets the eligibility
18 standards established by the national governing body
19 or paralympic sports organization for the sport in
20 which the athlete competes (36 U.S.C. ~~22501~~(b)(1)).

21 (b) **IN GENERAL.**—The United States Anti-Doping
22 Agency shall—

23 (1) serve as the independent anti-doping organi-

24 zation for the amateur athletic competitions recog-
25 nized by the United States Olympic Committee;

1 (2) ensure that athletes participating in ama-
2 teur athletic activities recognized by the United
3 States Olympic Committee are prevented from using
4 performance-enhancing drugs;

5 (3) implement anti-doping education, research,
6 testing, and adjudication programs to prevent
7 United States Amateur Athletes participating in any
8 activity recognized by the United States Olympic
9 Committee from using performance-enhancing
10 drugs; and

11 (4) serve as the United States representative
12 responsible for coordination with other anti-doping
13 organizations coordinating amateur athletic competi-
14 tions recognized by the United States Olympic Com-
15 mittee to ensure the integrity of athletic competition,
16 the health of the athletes and the prevention of use
17 of performance-enhancing drugs by United States
18 amateur athletes.

19 **SEC. 702. RECORDS, AUDIT, AND REPORT.**

20 (a) **RECORDS.**—The United States Anti-Doping
21 Agency shall keep correct and complete records of account.

22 (b) **REPORT.**—The United States Anti-Doping Agen-
23 cy shall submit an annual report to Congress which shall
24 include—

1 “(14) \$139,000,000 for fiscal year 2011; and

2 “(15) \$149,000,000 for fiscal year 2012.”.

3 **SEC. 802. SUSPENSION OF GRANTS.**

4 (a) **IN GENERAL.**—Section 1032(b) of the Drug-Free
5 Communities Act of 1997 (21 U.S.C. 1532(b)) is amended
6 by adding at the end the following:

7 “(4) **PROCESS FOR SUSPENSION.**—A grantee
8 shall not be suspended or terminated under para-
9 graph (1)(A)(ii), (2)(A)(iii), or (3)(E) unless that
10 grantee is afforded a fair, timely, and independent
11 appeal prior to such suspension or termination.”.

12 (b) **REPORT TO CONGRESS.**—Not later than 60 days
13 after the date of enactment of this Act, the Director of
14 the Office of National Drug Control Policy shall submit
15 to Congress a report detailing the appeals process required
16 by section 1032 (b)(4) of the Drug-Free Communities Act
17 of 1997, as added by subsection (a).

18 **SEC. 803. GRANT AWARD INCREASE.**

19 Subsections (b)(1)(A)(iv), (b)(2)(C)(i), and (b)(3)(F)
20 of section 1032 of the Drug-Free Communities Act of
21 1997 (21 U.S.C. 1532) are amended by striking
22 “\$100,000” and inserting “\$125,000”.

1 **SEC. 804. PROHIBITION ON ADDITIONAL ELIGIBILITY CRI-**
 2 **TERIA.**

3 Section 1032(a) of the Drug-Free Communities Act
 4 of 1997 (21 U.S.C. 1532(a)) is amended by adding at the
 5 end the following:

6 “(7) **ADDITIONAL CRITERIA.**—The Director
 7 shall not impose any eligibility criteria on new appli-
 8 cants or renewal grantees not provided in this chap-
 9 ter.”.

10 **SEC. 805. SUPPLEMENTAL GRANTS FOR COALITIONS.**

11 The Drug-Free Communities Act of 1997 (21 U.S.C.
 12 1521 et seq.) is amended by inserting after section 1035
 13 the following:

14 **“SEC. 1036. SUPPLEMENTAL GRANTS FOR COALITIONS**
 15 **WITH A MAJOR LOCAL DRUG CRISIS.**

16 “(a) **AUTHORITY TO MAKE GRANTS.**—As part of the
 17 program established under section 1031, the Director may
 18 award an initial grant under this subsection, and renewal
 19 grants under subsection (f), to any coalition awarded a
 20 grant under section 1032 that meets the criteria specified
 21 in subsection (d) in order to fund a coalition dealing with
 22 a major local drug crisis.

23 “(b) **TREATMENT WITH OTHER GRANTS.**—

24 “(1) **SUPPLEMENT.**—A grant awarded to a coa-
 25 lition under this section is in addition to any grant
 26 awarded to the coalition under section 1032.

1 “(2) REQUIREMENT FOR BASIC GRANT.—A coa-
2 lition may not be awarded a grant under this section
3 for a fiscal year unless the coalition was awarded a
4 grant or renewal grant under section 1032(b) for
5 that fiscal year.

6 “(e) APPLICATION.—A coalition seeking a grant
7 under this section shall submit to the Administrator an
8 application for the grant in such form and manner as the
9 Administrator may require.

10 “(d) CRITERIA.—A coalition meets the criteria speci-
11 fied in this subsection if the coalition—

12 “(1) has achieved by or through it’s own efforts
13 measurable results in the prevention and reduction
14 of substance use among youth generally;

15 “(2) has documented a highly, statistically sig-
16 nificant increase in a specific drug, from a baseline
17 determined by locally collected data, that can be de-
18 fined as a local drug crisis; and

19 “(3) submits to the Administrator a detailed
20 plan for addressing the specific local drug crisis.

21 “(e) USE OF GRANT FUNDS.—A coalition awarded
22 a grant under this section shall use the grant amount for
23 implementing comprehensive, community-wide strategies
24 that address their local drug crises in accordance with the

1 detailed plan submitted to the Administrator under sub-
2 section (d)(3).

3 “(f) RENEWAL GRANTS.—The Administrator may
4 make a renewal grant to any coalition awarded a grant
5 under subsection (a), or a previous renewal grant under
6 this subsection, if the coalition at the time of the applica-
7 tion for such renewal grant—

8 “(1) continues to meet the criteria specified in
9 subsection (d); and

10 “(2) has made demonstrable progress in ad-
11 dressing the specific local drug crisis.

12 “(g) GRANT AMOUNTS.—

13 “(1) IN GENERAL.—Subject to paragraphs (2)
14 and (3) the total amount of grants awarded to a co-
15 alition under this section for a fiscal year may not
16 exceed the amount of non-Federal funds raised by
17 the coalition, including in kind contributions, for
18 that fiscal year.

19 “(2) INITIAL GRANTS.—The amount of the ini-
20 tial grant awarded to a coalition under subsection
21 (a) may not exceed \$50,000.

22 “(3) RENEWAL GRANTS.—The total amount of
23 renewal grants awarded to a coalition under sub-
24 section (f) for any fiscal year may not exceed
25 \$50,000.

1 “(h) FISCAL YEAR LIMITATION ON THE AMOUNT
2 AVAILABLE FOR GRANTS.—The total amount available for
3 grants under this section, including renewal grants under
4 subsection (f), in any fiscal year may not exceed the
5 amount equal to 5 percent of the actual amount appro-
6 priated for that fiscal year.”.

7 **SEC. 806. NATIONAL COMMUNITY ANTIDRUG COALITION IN-**
8 **STITUTE.**

9 Section 4 of Public Law 107–82 (21 U.S.C. 1521
10 note), reauthorizing the Drug-Free Communities Support
11 Program, is amended—

12 (1) by amending subsection (a) to read as fol-
13 lows:

14 “(a) IN GENERAL.—The Director of the Office of
15 National Drug Control Policy shall, using amounts au-
16 thorized to be appropriated by subsection (d), make a di-
17 rected grant to Community Anti-Drug Coalitions of Amer-
18 ica to provide for the continuation of the National Com-
19 munity Antidrug Coalition Institute.”;

20 (2) by striking subsection (b) and redesignating
21 subsections (c) and (d) as (b) and (c), respectively;
22 and

23 (3) in subsection (c), as redesignated by para-
24 graph (2), by adding at the end the following:

1 “(4) For each of the fiscal years 2008 through
2 2012, \$2,000,000.”.

3 **SEC. 807. CONTRACTING REQUIREMENT.**

4 Section 1031(d) of the Drug-Free Communities Act
5 of 1997 (21 U.S.C. 1531(d)) is amended by adding at the
6 end the following: “The Director shall delegate all author-
7 ity for grant eligibility determinations, review, selection,
8 management, and appeals to another qualified national
9 drug control agency.”.

10 **TITLE IX—NATIONAL GUARD**
11 **COUNTERDRUG SCHOOLS**

12 **SEC. 901. NATIONAL GUARD COUNTERDRUG SCHOOLS.**

13 (a) **AUTHORITY TO OPERATE.**—Under such regula-
14 tions as the Secretary of Defense may prescribe, the Chief
15 of the National Guard Bureau may establish and operate,
16 or provide financial assistance to the States to establish
17 and operate, not more than five schools (to be known gen-
18 erally as “National Guard counterdrug schools”).

19 (b) **PURPOSE.**—The purpose of the National Guard
20 counterdrug schools shall be the provision by the National
21 Guard of training in drug interdiction and counterdrug
22 activities and drug demand reduction activities to per-
23 sonnel of the following:

24 (1) Federal agencies.

25 (2) State and local law enforcement agencies.

1 (3) Community-based organizations engaged in
2 such activities.

3 (4) Other non-Federal governmental and pri-
4 vate entities and organizations engaged in such ac-
5 tivities.

6 (c) COUNTERDRUG SCHOOLS SPECIFIED.—The Na-
7 tional Guard counterdrug schools operated under the au-
8 thority in subsection (a) are as follows:

9 (1) The National Interagency Civil-Military In-
10 stitute (NICI), San Luis Obispo, California.

11 (2) The Multi-Jurisdictional Counterdrug Task
12 Force Training (MCTFFT), St. Petersburg, Florida.

13 (3) The Midwest Counterdrug Training Center
14 (MCTC), Johnston, Iowa.

15 (4) The Regional Counterdrug Training Acad-
16 emy (RCTA), Meridian, Mississippi.

17 (5) The Northeast Regional Counterdrug Train-
18 ing Center (NCTC), Fort Indiantown Gap, Pennsyl-
19 vania.

20 (d) USE OF NATIONAL GUARD PERSONNEL.—

21 (1) IN GENERAL.—To the extent provided for
22 in the State drug interdiction and counterdrug ac-
23 tivities plan of a State in which a National Guard
24 counterdrug school is located, personnel of the Na-
25 tional Guard of that State who are ordered to per-

1 form full-time National Guard duty authorized
2 under section 112(b) of that title 32, United States
3 Code, may provide training referred to in subsection
4 (b) at that school.

5 (2) DEFINITION.—In this subsection, the term
6 “State drug interdiction and counterdrug activities
7 plan”, in the case of a State, means the current plan
8 submitted by the Governor of the State to the Sec-
9 retary of Defense under section 112 of title 32,
10 United States Code.

11 (e) TREATMENT UNDER AUTHORITY TO PROVIDE
12 COUNTERDRUG SUPPORT.—The provisions of section
13 1004 of the National Defense Authorization Act for Fiscal
14 Year 1991 (Public Law 101–510; 10 U.S.C. 374 note)
15 shall apply to any activities of a National Guard
16 counterdrug school under this section that are for an
17 agency referred to in subsection (a) of such section 1004
18 and for a purpose set forth in subsection (b) of such sec-
19 tion 1004.

20 (f) ANNUAL REPORTS ON ACTIVITIES.—

21 (1) IN GENERAL.—Not later than February 1
22 each year, the Secretary of Defense shall submit to
23 Congress a report on the activities of the National
24 Guard counterdrug schools during the preceding
25 year.

1 (2) CONTENTS.—Each report under paragraph
2 (1) shall set forth the following:

3 (A) FUNDING.—The amount made avail-
4 able for each National Guard counterdrug
5 school during the fiscal year ending in the year
6 preceding the year in which such report is sub-
7 mitted.

8 (B) ACTIVITIES.—A description of the ac-
9 tivities of each National Guard counterdrug
10 school during the year preceding the year in
11 which such report is submitted.

12 (g) AUTHORIZATION OF APPROPRIATIONS.—

13 (1) IN GENERAL.—There is hereby authorized
14 to be appropriated for the Department of Defense
15 for the National Guard for each of fiscal years 2006
16 through 2010, \$30,000,000 for purposes of the Na-
17 tional Guard counterdrug schools in such fiscal year.

18 (2) CONSTRUCTION.—The amount authorized
19 to be appropriated by paragraph (1) for a fiscal year
20 is in addition to any other amount authorized to be
21 appropriated for the Department of Defense for the
22 National Guard for such fiscal year.

1 **TITLE X—MISCELLANEOUS**
2 **PROVISIONS**

3 **SEC. 1001. REPEALS.**

4 (a) **ACT.**—Sections 709, 710, and 711 are repealed.

5 (b) **FORFEITURE ASSETS.**—Section 6073 of the As-
6 sets Forfeiture Amendments Act of 1988 (21 U.S.C.
7 1509) is repealed.

8 **SEC. 1002. CONTROLLED SUBSTANCES ACT AMENDMENTS.**

9 Section 303(g)(2)(B)(iii) of the Controlled Sub-
10 stances Act (21 U.S.C. 823(g)(2)(B)(iii)) is amended by
11 striking “except that the Secretary” and inserting the fol-
12 lowing: “unless, not sooner than 1 year after the date on
13 which the practitioner submitted the initial notification,
14 the practitioner submits a second notification to the Sec-
15 retary of the need and intent of the practitioner to treat
16 more than such applicable number of patients. A second
17 notification under this clause shall contain the certifi-
18 cations required by clauses (i) and (ii) of this subpara-
19 graph. The Secretary”.

20 **SEC. 1003. REPORT ON INTELLIGENCE SHARING.**

21 Not later than 180 days after the date of enactment
22 of this Act, the Director shall submit to Congress a re-
23 port—

24 (1) evaluating existing and planned intelligence
25 systems used by Federal, State, and local law en-

1 enforcement agencies responsible for drug trafficking
2 and drug production enforcement; and

3 ~~(2) addressing—~~

4 ~~(A) the current intelligence systems used~~
5 ~~by Federal, State, and local law enforcement~~
6 ~~agencies;~~

7 ~~(B) the compatibility of such systems in~~
8 ~~ensuring access and availability of intelligence~~
9 ~~to Federal, State, and local law enforcement;~~

10 ~~(C) the extent to which Federal, State, and~~
11 ~~local law enforcement are sharing intelligence~~
12 ~~information to assess current threats and de-~~
13 ~~sign appropriate enforcement strategies; and~~

14 ~~(D) the measures needed to ensure and to~~
15 ~~promote effective information sharing among~~
16 ~~intelligence systems operated by Federal, State,~~
17 ~~and local law enforcement agencies responsible~~
18 ~~for drug trafficking and drug production en-~~
19 ~~forcement.~~

20 **SEC. 1004. REQUIREMENT FOR SOUTH AMERICAN HEROIN**
21 **STRATEGY.**

22 (a) ~~IN GENERAL.~~—Not later than 90 days after the
23 date of enactment of this Act, the Director shall submit
24 to Congress a comprehensive strategy that addresses the
25 increased threat from South American heroin, and in par-

1 ticular Colombian heroin, and the emerging threat from
2 opium poppy grown in Peru and often intended for transit
3 to Columbia for processing into heroin.

4 (b) CONTENTS.—The strategy submitted under sub-
5 section (a) shall include—

6 (1) opium eradication efforts to eliminate the
7 problem at the source to prevent heroin from enter-
8 ing the stream of commerce;

9 (2) interdiction and precursor chemical con-
10 trols;

11 (3) demand reduction and treatment;

12 (4) alternative development programs, including
13 direct assistance to regional governments to demobi-
14 lize and provide alternative livelihoods to former
15 members of insurgent or other groups engaged in
16 heroin, cocoa, or other illicit drug production or traf-
17 ficking;

18 (5) efforts to inform and involve local citizens
19 in the programs described in paragraphs (1) through
20 (4), such as through leaflets advertising rewards for
21 information;

22 (6) provisions that ensure the maintenance at
23 current levels of efforts to eradicate coca in Colum-
24 bia; and

1 (7) an assessment of the specific level of fund-
2 ing and resources necessary to simultaneously ad-
3 dress the threat from South American heroin and
4 the threat from Colombian and Peruvian coca.

5 (c) TREATMENT OF CLASSIFIED OR LAW ENFORCE-
6 MENT SENSITIVE INFORMATION.—Any content of the
7 strategy submitted under subsection (a) that involves in-
8 formation classified under criteria established by an Exec-
9 utive order, or whose public disclosure, as determined by
10 the Director or the head of any relevant Federal agency,
11 would be detrimental to the law enforcement of national
12 security activities of any Federal, foreign, or international
13 agency, shall be presented to Congress separately from the
14 rest of the strategy.

15 **SEC. 1005. MODEL ACTS.**

16 (a) IN GENERAL.—The Director shall enter into an
17 agreement with a nonprofit corporation that works with
18 States on laws and policies to address alcohol and other
19 drug issues, under which the corporation shall revise the
20 model State drug laws developed by the President's Com-
21 mission on Model State Drug Laws and draft supple-
22 mentary model acts to meet changes in States' substance
23 abuse issues.

Sec. 203. Annual report requirement.

TITLE III—HIGH INTENSITY DRUG TRAFFICKING AREAS

Sec. 301. High Intensity Drug Trafficking Areas Program.

Sec. 302. Funding for certain high intensity drug trafficking areas.

Sec. 303. Assessment.

TITLE IV—TECHNOLOGY

Sec. 401. Counterdrug Technology Assessment Center.

*TITLE V—REAUTHORIZATION AND IMPROVEMENT OF THE
NATIONAL ANTI-DRUG MEDIA CAMPAIGN*

Sec. 501. Short title.

Sec. 502. Purposes of the National Youth Anti-Drug Media Campaign.

Sec. 503. Roles and responsibilities of the Director, the Partnership for a Drug-Free America, and a media buying contractor.

Sec. 504. Responsible use of Federal funds for the National Youth Anti-Drug Media Campaign.

Sec. 505. Authorization for National Youth Anti-Drug Media Campaign.

*TITLE VI—AUTHORIZATIONS AND EXTENSION OF TERMINATION
DATE*

Sec. 601. Authorization of appropriations.

Sec. 602. Extension of termination date.

TITLE VII—ANTI-DOPING AGENCY

Sec. 701. Designation of United States Anti-Doping Agency.

Sec. 702. Records, audit, and report.

Sec. 703. Authorization of appropriations.

TITLE VIII—DRUG-FREE COMMUNITIES

Sec. 801. Reauthorization.

Sec. 802. Suspension of grants.

Sec. 803. Grant award increase.

Sec. 804. Prohibition on additional eligibility criteria.

Sec. 805. Supplemental grants for coalitions.

Sec. 806. National Community Anti-Drug Coalition Institute.

Sec. 807. Contracting requirement.

TITLE IX—NATIONAL GUARD COUNTERDRUG SCHOOLS

Sec. 901. National Guard counterdrug schools.

*TITLE X—NATIONAL METHAMPHETAMINE INFORMATION
CLEARINGHOUSE ACT OF 2006*

Sec. 1001. Short title.

Sec. 1002. Definitions.

Sec. 1003. Establishment of clearinghouse and advisory council.

Sec. 1004. NMIC requirements and review.

Sec. 1005. Authorization of appropriations.

TITLE XI—MISCELLANEOUS PROVISIONS

Sec. 1101. *Repeals.*

Sec. 1102. *Controlled Substances Act amendments.*

Sec. 1103. *Report on intelligence sharing.*

Sec. 1104. *Requirement for South American heroin strategy.*

Sec. 1105. *Model acts.*

Sec. 1106. *Study on iatrogenic addiction associated with prescription opioid analgesic drugs.*

Sec. 1107. *Requirement for strategy to stop Internet advertising of prescription medicines without a prescription.*

Sec. 1108. *Requirement for study on diversion and inappropriate uses of prescription drugs.*

1 **TITLE I—ORGANIZATION OF OF-**
 2 **FICE OF NATIONAL DRUG**
 3 **CONTROL POLICY AND ROLES**
 4 **AND RESPONSIBILITIES**

5 **SEC. 101. AMENDMENTS TO DEFINITIONS.**

6 (a) *DEMAND REDUCTION.*—Section 702(1) is amend-
 7 ed—

8 (1) *in subparagraph (F), by striking “and” after*
 9 *the semicolon; and*

10 (2) *in subparagraph (G), by striking the period*
 11 *and inserting “; and”;* and

12 (3) *by adding at the end the following:*

13 “(H) *international drug abuse education,*
 14 *prevention, treatment, research, rehabilitation*
 15 *activities, and interventions for drug abuse and*
 16 *dependence.”.*

17 (b) *NATIONAL DRUG CONTROL PROGRAM.*—Section
 18 702(6) is amended by adding before the period the fol-

1 *lowing: “, including any activities involving supply reduc-*
2 *tion, demand reduction, or State and local affairs”.*

3 (c) *OFFICE.*—Section 702(9) is amended by striking
4 *“implicates” and inserting “indicates”.*

5 (d) *STATE AND LOCAL AFFAIRS.*—Paragraph (10) of
6 *section 702 is amended to read as follows:*

7 “(10) *STATE AND LOCAL AFFAIRS.*—The term
8 *‘State and local affairs’ means domestic activities*
9 *conducted by a National Drug Control Program agen-*
10 *cy that are intended to reduce the availability and*
11 *use of illegal drugs, including—*

12 “(A) *coordination and enhancement of Fed-*
13 *eral, State, and local law enforcement drug con-*
14 *trol efforts;*

15 “(B) *coordination and enhancement of ef-*
16 *forts among National Drug Control Program*
17 *agencies and State and local demand reduction*
18 *and supply reduction agencies;*

19 “(C) *coordination and enhancement of Fed-*
20 *eral, State, and local law enforcement initiatives*
21 *to gather, analyze, and disseminate information*
22 *and intelligence relating to drug control among*
23 *domestic law enforcement agencies; and*

24 “(D) *other coordinated and joint initiatives*
25 *among Federal, State, and local agencies to pro-*

1 *mote comprehensive drug control strategies de-*
2 *signed to reduce the demand for, and the avail-*
3 *ability of, illegal drugs.”.*

4 *(e) SUPPLY REDUCTION.—Section 702(11) is amended*
5 *to read as follows:*

6 *“(11) SUPPLY REDUCTION.—The term ‘supply*
7 *reduction’ means any activity or program conducted*
8 *by a National Drug Control Program agency that is*
9 *intended to reduce the availability or use of illegal*
10 *drugs in the United States or abroad, including—*

11 *“(A) law enforcement outside the United*
12 *States;*

13 *“(B) source country programs, including*
14 *economic development programs primarily in-*
15 *tended to reduce the production or trafficking of*
16 *illicit drugs;*

17 *“(C) activities to control international traf-*
18 *ficking in, and availability of, illegal drugs, in-*
19 *cluding—*

20 *“(i) accurate assessment and moni-*
21 *toring of international drug production and*
22 *interdiction programs and policies; and*

23 *“(ii) coordination and promotion of*
24 *compliance with international treaties re-*

1 *lating to the production, transportation, or*
2 *interdiction of illegal drugs;*

3 *“(D) activities to conduct and promote*
4 *international law enforcement programs and*
5 *policies to reduce the supply of drugs; and*

6 *“(E) activities to facilitate and enhance the*
7 *sharing of domestic and foreign intelligence in-*
8 *formation among National Drug Control Pro-*
9 *gram agencies, relating to the production and*
10 *trafficking of drugs in the United States and in*
11 *foreign countries.”.*

12 *(f) DEFINITIONS OF APPROPRIATE CONGRESSIONAL*
13 *COMMITTEES AND LAW ENFORCEMENT.—Section 702 is*
14 *amended by adding at the end the following:*

15 *“(12) APPROPRIATE CONGRESSIONAL COMMIT-*
16 *TEES.—Except where otherwise provided, the term*
17 *‘appropriate congressional committees’ means the*
18 *Committee on the Judiciary, the Committee on Ap-*
19 *propriations, and the Caucus on International Nar-*
20 *cotics Control of the Senate and the Committee on*
21 *Government Reform, the Committee on the Judiciary,*
22 *and the Committee on Appropriations of the House of*
23 *Representatives.*

24 *“(13) LAW ENFORCEMENT.—The term ‘law en-*
25 *forcement’ or ‘drug law enforcement’ means all efforts*

1 **(b) POSITIONS.**—*Section 703(b) is amended to read as*
2 *follows:*

3 **“(b) DIRECTOR OF NATIONAL DRUG CONTROL POLICY**
4 **AND DEPUTY DIRECTORS.**—

5 **“(1) DIRECTOR.**—*There shall be a Director of*
6 *National Drug Control Policy who shall head the Of-*
7 *fice (referred to in this Act as the ‘Director’).*

8 **“(2) DEPUTY DIRECTOR.**—*There shall be a Dep-*
9 *uty Director of National Drug Control Policy who*
10 *shall report directly to the Director (referred to in*
11 *this Act as the ‘Deputy Director’).*

12 **“(3) OTHER DEPUTY DIRECTORS.**—

13 **“(A) IN GENERAL.**—*There shall be a Dep-*
14 *uty Director for Demand Reduction, a Deputy*
15 *Director for Supply Reduction, and a Deputy*
16 *Director for State and Local Affairs.*

17 **“(B) REPORTING.**—*The Deputy Director for*
18 *Demand Reduction, the Deputy Director for*
19 *Supply Reduction, and the Deputy Director for*
20 *State and Local Affairs shall report directly to*
21 *the Deputy Director of the Office of National*
22 *Drug Control Policy.*

23 **“(C) DEPUTY DIRECTOR FOR DEMAND RE-**
24 **DUCTION.**—*The Deputy Director for Demand Re-*
25 *duction shall be responsible for the activities—*

1 “(i) in subparagraphs (A) through (H)
2 of section 702(l); and

3 “(ii) in section 709, the National
4 Youth Anti-Drug Media Campaign Act.

5 “(D) DEPUTY DIRECTOR FOR SUPPLY RE-
6 DUCTION.—The Deputy Director for Supply Re-
7 duction shall be responsible for the activities in
8 subparagraphs (A) through (C) in section
9 702(11).

10 “(E) DEPUTY DIRECTOR FOR STATE AND
11 LOCAL AFFAIRS.—The Deputy Director for State
12 and Local Affairs shall be responsible for the ac-
13 tivities—

14 “(i) in subparagraphs (A) through (D)
15 of section 702(10);

16 “(ii) in section 707, the High Intensity
17 Drug Trafficking Areas Program; and

18 “(iii) in section 708, the Counterdrug
19 Technology Assessment Center.”.

20 **SEC. 103. APPOINTMENT AND RESPONSIBILITIES OF THE**
21 **DIRECTOR.**

22 (a) SUCCESSION.—Section 704(a) is amended by
23 amending paragraph (3) to read as follows:

24 “(3) ACTING DIRECTOR.—If the Director dies, re-
25 signs, or is otherwise unable to perform the functions

1 *and duties of the office, the Deputy Director shall per-*
2 *form the functions and duties of the Director tempo-*
3 *rarily in an acting capacity pursuant to subchapter*
4 *III of chapter 33 of title 5, United States Code.”.*

5 **(b) RESPONSIBILITIES.**—*Section 704(b) is amended—*

6 (1) *in paragraph (4), by striking “Federal de-*
7 *partments and agencies engaged in drug enforcement”*
8 *and inserting “National Drug Control Program agen-*
9 *cies”;*

10 (2) *in paragraph (7), by inserting after “Presi-*
11 *dent” the following: “and the appropriate congress-*
12 *sional committees”;*

13 (3) *in paragraph (13), by striking “(beginning*
14 *in 1999)”;*

15 (4) *by striking paragraph (14) and inserting the*
16 *following:*

17 “(14) *shall submit to the appropriate congress-*
18 *sional committees on an annual basis, not later than*
19 *60 days after the date of the last day of the applicable*
20 *period, a summary of—*

21 “(A) *each of the evaluations received by the*
22 *Director under paragraph (13); and*

23 “(B) *the progress of each National Drug*
24 *Control Program agency toward the drug control*
25 *program goals of the agency using the perform-*

1 *ance measures for the agency developed under*
2 *section 706(c);”;*

3 *(5) in paragraph (15), by striking subparagraph*
4 *(C) and inserting the following:*

5 *“(C) supporting the substance abuse infor-*
6 *mation clearinghouse administered by the Ad-*
7 *ministrator of the Substance Abuse and Mental*
8 *Health Services Administration and established*
9 *in section 501(d)(16) of the Public Health Serv-*
10 *ice Act by—*

11 *“(i) encouraging all National Drug*
12 *Control Program agencies to provide all ap-*
13 *propriate and relevant information; and*

14 *“(ii) supporting the dissemination of*
15 *information to all interested entities;”;* and

16 *(6) by inserting at the end the following:*

17 *“(16) shall coordinate with the private sector to*
18 *promote private research and development of medica-*
19 *tions to treat addiction;*

20 *“(17) shall seek the support and commitment of*
21 *State and local officials in the formulation and im-*
22 *plementation of the National Drug Control Strategy;*

23 *“(18) shall monitor and evaluate the allocation*
24 *of resources among Federal law enforcement agencies*

1 *in response to significant local and regional drug*
 2 *trafficking and production threats; and*

3 “(19) shall submit an annual report to Congress
 4 *detailing how the Office of National Drug Control*
 5 *Policy has consulted with and assisted State and local*
 6 *governments with respect to the formulation and im-*
 7 *plementation of the National Drug Control Strategy*
 8 *and other relevant issues.”.*

9 (c) *REVIEW AND CERTIFICATION OF NATIONAL DRUG*
 10 *CONTROL PROGRAM BUDGET.*—Section 704(c)(3) is amend-
 11 *ed—*

12 (1) *in subparagraph (C)(iii), by inserting “and*
 13 *the appropriate congressional committees,” after*
 14 *“House of Representatives”; and*

15 (2) *in subparagraph (D)(ii)(II)(bb), by inserting*
 16 *“and the appropriate congressional committees,” after*
 17 *“House of Representatives”.*

18 (d) *POWERS OF DIRECTOR.*—Section 704(d) is amend-
 19 *ed—*

20 (1) *in paragraph (9)—*

21 (A) *by inserting “notwithstanding any*
 22 *other provision of law,” after “(9)”;* and

23 (B) *by striking “Strategy; and” and insert-*
 24 *ing “Strategy and notify the appropriate con-*
 25 *gressional committees of any fund control notice*

1 *issued in accordance with section 704(f)(5);*”;
2 *and*

3 *(2) in paragraph (10), by inserting before the pe-*
4 *riod the following: “and section 706 of the Depart-*
5 *ment of State Authorization Act for Fiscal Year 2003*
6 *(22 U.S.C. 229j–1)”.*

7 *(e) FUND CONTROL NOTICES.—Section 704(f) is*
8 *amended by adding at the end the following:*

9 *“(4) CONGRESSIONAL NOTICE.—A copy of each*
10 *fund control notice shall be transmitted to the appro-*
11 *priate congressional committees.*

12 *“(5) RESTRICTIONS.—The Director shall not*
13 *issue a fund control notice to direct that all or part*
14 *of an amount appropriated to the National Drug*
15 *Control Program agency account be obligated, modi-*
16 *fied, or altered in any manner—*

17 *“(A) contrary, in whole or in part, to a spe-*
18 *cific appropriation; or*

19 *“(B) contrary, in whole or in part, to the*
20 *expressed intent of Congress.”.*

21 *(f) UNITED STATES INTERDICTION COORDINATOR.—*

22 *(1) IN GENERAL.—Section 704 is amended by*
23 *adding at the end the following:*

24 *“(i) UNITED STATES INTERDICTION COORDINATOR.—*

1 “(1) *IN GENERAL.*—*There shall be a United*
2 *States Interdiction Coordinator, who shall be des-*
3 *ignated by the Director and who shall be responsible*
4 *for the coordination of interdiction operations among*
5 *National Drug Control Program agencies to prevent*
6 *and reduce the illegal importation of drugs into the*
7 *United States.*

8 “(2) *RESPONSIBILITIES.*—*The United States*
9 *Interdiction Coordinator shall be responsible to the*
10 *Director for—*

11 “(A) *coordinating the interdiction activities*
12 *of the National Drug Control Program agencies*
13 *to ensure consistency with the National Drug*
14 *Control Strategy;*

15 “(B) *developing a National Drug Control*
16 *Interdiction plan to ensure consistency with the*
17 *National Drug Control Strategy;*

18 “(C) *assessing the sufficiency of assets of the*
19 *National Drug Control Program agencies com-*
20 *mitted to illicit drug interdiction; and*

21 “(D) *advising the Director on the efforts of*
22 *each National Drug Control Program Agency to*
23 *implement the National Drug Control Interdic-*
24 *tion plan.”.*

1 (2) *AMENDMENT TO HOMELAND SECURITY ACT*
2 *OF 2002.—Section 878 of the Homeland Security Act*
3 *of 2002 (6 U.S.C. 458) is amended by striking*
4 *“shall—” through paragraph (2) and inserting “shall*
5 *ensure the adequacy of resources within the Depart-*
6 *ment for illicit drug interdiction.”.*

7 **SEC. 104. AMENDMENTS TO ENSURE COORDINATION WITH**
8 **OTHER AGENCIES.**

9 *Section 705 is amended—*

10 (1) *in subsection (a)(1)(A), by striking “abuse”;*

11 (2) *by amending subsection (a)(3) to read as fol-*

12 *lows:*

13 “(3) *REQUIRED REPORTS.—*

14 “(A) *SECRETARIES OF THE INTERIOR AND*

15 *AGRICULTURE.—Not later than July 1 of each*

16 *year, the Secretaries of Agriculture and the Inte-*

17 *rior shall jointly submit to the Director and the*

18 *appropriate congressional committees an assess-*

19 *ment of the quantity of illegal drug cultivation*

20 *and manufacturing in the United States on*

21 *lands owned or under the jurisdiction of the Fed-*

22 *eral Government for the preceding year.*

23 “(B) *SECRETARY OF HOMELAND SECU-*

24 *RITY.—Not later than July 1 of each year, the*

25 *Secretary of Homeland Security shall submit to*

1 *the Director and the appropriate congressional*
2 *committees information for the preceding year*
3 *regarding—*

4 “(i) *the number and type of seizures of*
5 *drugs by each component of the Department*
6 *of Homeland Security seizing drugs, as well*
7 *as statistical information on the geographic*
8 *areas of such seizures; and*

9 “(ii) *the number of air and maritime*
10 *patrol hours primarily dedicated to drug*
11 *supply reduction missions undertaken by*
12 *each component of the Department of*
13 *Homeland Security.*

14 “(C) *SECRETARY OF DEFENSE.—The Sec-*
15 *retary of Defense shall, by July 1 of each year,*
16 *submit to the Director and the appropriate con-*
17 *gressional committees information for the pre-*
18 *ceding year regarding the number of air and*
19 *maritime patrol hours primarily dedicated to*
20 *drug supply reduction missions undertaken by*
21 *each component of the Department of Defense.”;*
22 *and*

23 (3) *in subsection (b)(2)(B), by striking “Pro-*
24 *gram” and inserting “Strategy”.*

1 **SEC. 105. BUDGETARY MATTERS.**

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

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

21 (b) *NATIONAL DRUG CONTROL BUDGET PROPOSAL.*—

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

1 (2) *TOTAL BUDGET.*—Section 704(c)(2)(A) is
2 amended 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 ac-
7 tivities by the Federal Government, which shall con-
8 form to the content requirements set forth in para-
9 graph (1)(C)”.

10 (c) *REVIEW AND CERTIFICATION OF NATIONAL DRUG*
11 *CONTROL PROGRAM BUDGET.*—Section 704(c)(3) is amend-
12 *ed—*

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

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

17 “(C) *SPECIFIC REQUESTS.*—The Director
18 shall not confirm the adequacy of any budget re-
19 quest that—

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

1 “(ii) requests funding for law enforce-
2 ment activities on the borders of the United
3 States that do not adequately direct re-
4 sources to drug interdiction and enforce-
5 ment;

6 “(iii) requests funding for drug treat-
7 ment activities that do not provide adequate
8 results and accountability measures;

9 “(iv) requests funding for any activi-
10 ties of the Safe and Drug-Free Schools Pro-
11 gram that do not include a clear antidrug
12 message or purpose intended to reduce drug
13 use;

14 “(v) requests funding for drug treat-
15 ment activities that do not adequately sup-
16 port and enhance Federal drug treatment
17 programs and capacity;

18 “(vi) requests funding for fiscal year
19 2007 for activities of the Department of
20 Education, unless it is accompanied by a
21 report setting forth a plan for providing ex-
22 pedited consideration of student loan appli-
23 cations for all individuals who submitted
24 an application for any Federal grant, loan,
25 or work assistance that was rejected or de-

1 nied pursuant to 484(r)(1) of the Higher
2 Education Act of 1965 (20 U.S.C.
3 1091(r)(1)) by reason of a conviction for a
4 drug-related offense not occurring during a
5 period of enrollment for which the indi-
6 vidual was receiving any Federal grant,
7 loan, or work assistance; and

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

16 (3) in subparagraph (D)(iii), as so redesignated,
17 by inserting “and the appropriate congressional com-
18 mittees” after “House of Representatives”; and

19 (4) in subparagraph (E)(ii)(II)(bb), as so redesi-
20 gnated, by inserting “and the appropriate congress-
21 sional committees” after “House of Representatives”.

22 (d) *POWERS OF DIRECTOR*.—Section 704(d) is amend-

23 *ed*—

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

4 (2) in paragraph (9)—

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

7 (B) by striking “Strategy; and” and insert-
8 ing “Strategy and notify the appropriate con-
9 gressional committees of any fund control notice
10 issued;”;

11 (3) in paragraph (10), by striking “(22 U.S.C.
12 2291j).” and inserting “(22 U.S.C. 2291j) and section
13 706 of the Foreign Relations Authorization Act, Fis-
14 cal Year 2003 (22 U.S.C. 2291j–1); and”;

15 (4) by adding at the end the following new para-
16 graph:

17 “(11) not later than August 1 of each year, sub-
18 mit to the President a report, and transmit copies of
19 the report to the Secretary of State and the appro-
20 priate congressional committees, that—

21 “(A) provides the Director’s assessment of
22 which countries are major drug transit countries
23 or major illicit drug producing countries as de-
24 fined in section 481(e) of the Foreign Assistance
25 Act of 1961 (22 U.S.C. 2291(e));

1 “(B) provides the Director’s assessment of
2 whether each country identified under subpara-
3 graph (A) has cooperated fully with the United
4 States or has taken adequate steps on its own to
5 achieve full compliance with the goals and objec-
6 tives established by the United Nations Conven-
7 tion Against Illicit Traffic in Narcotic Drugs
8 and Psychotropic Substances and otherwise has
9 assisted in reducing the supply of illicit drugs to
10 the United States; and

11 “(C) provides the Director’s assessment of
12 whether application of procedures set forth in
13 section 490 of the Foreign Assistance Act of 1961
14 (22 U.S.C. 2291j), as provided in section 706 of
15 the Foreign Relations Authorization Act, Fiscal
16 Year 2003 (22 U.S.C. 2291j–1), is warranted
17 with respect to countries the Director assesses
18 have not cooperated fully.”.

19 (e) *FUND CONTROL NOTICES*.—Section 704(f) (21
20 U.S.C. 1703(f)) is amended by adding at the end the fol-
21 lowing:

22 “(4) *CONGRESSIONAL NOTICE*.—A copy of each
23 fund control notice shall be transmitted to the appro-
24 priate congressional committees.

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

7 ***TITLE II—THE NATIONAL DRUG***
 8 ***CONTROL STRATEGY***

9 ***SEC. 201. ANNUAL PREPARATION AND SUBMISSION OF NA-***
 10 ***TIONAL DRUG CONTROL STRATEGY.***

11 *Section 706 is amended to read as follows:*

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

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

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

25 ***“(2) CONTENTS.—***

1 “(A) *IN GENERAL.*—*The National Drug*
2 *Control Strategy submitted under paragraph (1)*
3 *shall include—*

4 “(i) *comprehensive, research-based,*
5 *long-range, quantifiable goals for reducing*
6 *drug abuse and the consequences of drug*
7 *abuse in the United States;*

8 “(ii) *annual quantifiable and measur-*
9 *able objectives and specific targets to accom-*
10 *plish long-term quantifiable goals that the*
11 *Director determines may be achieved during*
12 *each year beginning on the date on which*
13 *the National Drug Control Strategy is sub-*
14 *mitted;*

15 “(iii) *5-year projections for program*
16 *and budget priorities;*

17 “(iv) *a review of international, State,*
18 *local, and private sector drug control activi-*
19 *ties to ensure that the United States pursues*
20 *coordinated and effective drug control at all*
21 *levels of government;*

22 “(v) *an assessment of current illicit*
23 *drug use (including inhalants) and avail-*
24 *ability, impact of illicit drug use, and*

1 *treatment availability, which assessment*
2 *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 dependent*
8 *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 arrestees,*
13 *probationers, and parolees;*

14 *“(vi) an assessment of the reduction of*
15 *illicit drug availability, as measured by—*

16 *“(I) the quantities of cocaine, her-*
17 *oin, marijuana, methamphetamine, ec-*
18 *stasy, and other drugs available for*
19 *consumption in the United States;*

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

24 *“(III) the number of illicit drug*
25 *manufacturing laboratories seized and*

1 *destroyed and the number of hectares of*
2 *marijuana, poppy, and coca cultivated*
3 *and destroyed domestically and in*
4 *other countries;*

5 *“(IV) the number of metric tons of*
6 *marijuana, heroin, cocaine, and meth-*
7 *amphetamine seized and other drugs;*
8 *and*

9 *“(V) changes in the price and pu-*
10 *rity of heroin, methamphetamine, and*
11 *cocaine, changes in the price of ecstasy,*
12 *and changes in tetrahydrocannabinol*
13 *level of marijuana and other drugs;*

14 *“(vii) an assessment of the reduction of*
15 *the consequences of illicit drug use and*
16 *availability, which shall include—*

17 *“(I) the burden illicit drug users*
18 *placed on hospital emergency depart-*
19 *ments in the United States, such as the*
20 *quantity of illicit drug-related services*
21 *provided;*

22 *“(II) the annual national health*
23 *care cost of illicit drug use; and*

24 *“(III) the extent of illicit drug-re-*
25 *lated crime and criminal activity;*

1 “(viii) a determination of the status of
2 drug treatment in the United States, by as-
3 sessing—

4 “(I) public and private treatment
5 utilization; and

6 “(II) the number of illicit drug
7 users the Director estimates meet diag-
8 nostic criteria for treatment;

9 “(ix) a review of the research agenda of
10 the Counterdrug Technology Assessment
11 Center to reduce the availability and abuse
12 of drugs; and

13 “(x) a summary of the efforts made to
14 coordinate with private sector entities to
15 conduct private research and development of
16 medications to treat addiction by—

17 “(I) screening chemicals for poten-
18 tial therapeutic value;

19 “(II) developing promising com-
20 pounds;

21 “(III) conducting clinical trials;

22 “(IV) seeking Food and Drug Ad-
23 ministration approval for drugs to
24 treat addiction;

1 “(V) *marketing the drug for the*
2 *treatment of addiction;*

3 “(VI) *urging physicians to use the*
4 *drug in the treatment of addiction;*
5 *and*

6 “(VII) *encouraging insurance*
7 *companies to reimburse the cost of the*
8 *drug for the treatment of addiction.*

9 “(B) *CLASSIFIED INFORMATION.—Any con-*
10 *tents of the National Drug Control Strategy that*
11 *involve information properly classified under*
12 *criteria established by an Executive order shall*
13 *be presented to Congress separately from the rest*
14 *of the National Drug Control Strategy.*

15 “(3) *PROCESS FOR DEVELOPMENT AND SUBMIS-*
16 *SION.—In developing and effectively implementing*
17 *the National Drug Control Strategy, the Director—*

18 “(A) *shall consult with—*

19 “(i) *the heads of the National Drug*
20 *Control Program agencies;*

21 “(ii) *Congress;*

22 “(iii) *State and local officials;*

23 “(iv) *private citizens and organiza-*
24 *tions with experience and expertise in de-*
25 *mand reduction;*

1 “(v) private citizens and organizations
2 with experience and expertise in supply re-
3 duction; and

4 “(vi) appropriate representatives of
5 foreign governments;

6 “(B) in satisfying the requirements of sub-
7 paragraph (A), shall ensure, to the maximum ex-
8 tent possible, that State and local officials and
9 relevant private organizations commit to support
10 and take steps to achieve the goals and objectives
11 of the National Drug Control Strategy;

12 “(C) with the concurrence of the Attorney
13 General, may require the El Paso Intelligence
14 Center to undertake specific tasks or projects to
15 support or implement the National Drug Control
16 Strategy; and

17 “(D) with the concurrence of the Director of
18 National Intelligence and the Attorney General,
19 may request that the National Drug Intelligence
20 Center undertake specific tasks or projects to
21 support or implement the National Drug Control
22 Strategy.

23 “(b) SUBMISSION OF REVISED STRATEGY.—The Presi-
24 dent may submit to Congress a revised National Drug Con-
25 trol Strategy that meets the requirements of this section—

1 “(1) at any time, upon a determination of the
2 President, in consultation with the Director, that the
3 National Drug Control Strategy in effect is not suffi-
4 ciently effective; or

5 “(2) if a new President or Director takes office.”.

6 **SEC. 202. PERFORMANCE MEASUREMENTS.**

7 Section 706 is amended by adding at the end the fol-
8 lowing:

9 “(c) *PERFORMANCE MEASUREMENT SYSTEM.*—Not
10 later than February 1 of each year, the Director shall sub-
11 mit to Congress as part of the National Drug Control Strat-
12 egy, a description of a national drug control performance
13 measurement system, that—

14 “(1) develops 2-year and 5-year performance
15 measures and targets for each National Drug Control
16 Strategy goal and objective established for reducing
17 drug use, availability, and the consequences of drug
18 use;

19 “(2) describes the sources of information and
20 data that will be used for each performance measure
21 incorporated into the performance measurement sys-
22 tem;

23 “(3) identifies major programs and activities of
24 the National Drug Control Program agencies that

1 *support the goals and annual objectives of the Na-*
2 *tional Drug Control Strategy;*

3 *“(4) evaluates the contribution of demand reduc-*
4 *tion and supply reduction activities as defined in sec-*
5 *tion 702 implemented by each National Drug Control*
6 *Program agency in support of the National Drug*
7 *Control Strategy;*

8 *“(5) monitors consistency between the drug-re-*
9 *lated goals and objectives of the National Drug Con-*
10 *trol Program agencies and ensures that each agency’s*
11 *goals and budgets support and are fully consistent*
12 *with the National Drug Control Strategy; and*

13 *“(6) coordinates the development and implemen-*
14 *tation of national drug control data collection and re-*
15 *porting systems to support policy formulation and*
16 *performance measurement, including an assessment*
17 *of—*

18 *“(A) the quality of current drug use meas-*
19 *urement instruments and techniques to measure*
20 *supply reduction and demand reduction activi-*
21 *ties;*

22 *“(B) the adequacy of the coverage of exist-*
23 *ing national drug use measurement instruments*
24 *and techniques to measure the casual drug use*

1 *population, the addicted drug user population,*
2 *and groups that are at risk for drug use;*

3 “(C) *the adequacy of the coverage of existing*
4 *national treatment outcome monitoring systems*
5 *to measure the effectiveness of drug abuse treat-*
6 *ment in reducing drug use and criminal behav-*
7 *ior during and after the completion of substance*
8 *abuse treatment; and*

9 “(D) *the actions the Director shall take to*
10 *correct any deficiencies and limitations identi-*
11 *fied pursuant to subparagraphs (A) and (B) of*
12 *this subsection.*

13 “(d) **MODIFICATIONS.**—*A description of any modifica-*
14 *tions made during the preceding year to the national drug*
15 *performance measurement system described in subsection*
16 *(c) shall be included in each report submitted under sub-*
17 *section (b).”.*

18 **SEC. 203. ANNUAL REPORT REQUIREMENT.**

19 “(a) **IN GENERAL.**—*On or before February 1 of each*
20 *year, the Director shall submit a report to Congress that*
21 *describes—*

22 “(1) *the strategy of the national media campaign*
23 *and whether specific objectives of the campaign were*
24 *accomplished;*

1 (2) *steps taken to ensure that the national media*
2 *campaign operates in an effective and efficient man-*
3 *ner consistent with the overall strategy and focus of*
4 *the campaign;*

5 (3) *plans to purchase advertising time and*
6 *space;*

7 (4) *policies and practices implemented to ensure*
8 *that Federal funds are used responsibly to purchase*
9 *advertising time and space and eliminate the poten-*
10 *tial for waste, fraud, and abuse;*

11 (5) *all contracts entered into with a corporation,*
12 *partnership, or individual working on behalf of the*
13 *national media campaign;*

14 (6) *specific policies and steps implemented to en-*
15 *sure compliance with title IV of this Act;*

16 (7) *steps taken to ensure that the national media*
17 *campaign will secure, to the maximum extent pos-*
18 *sible, no cost matches of advertising time and space*
19 *or in-kind contributions that are directly related to*
20 *the campaign in accordance with title IV of this Act;*
21 *and*

22 (8) *a review and evaluation of the effectiveness*
23 *of the national media campaign strategy for the past*
24 *year.*

1 (b) *AUDIT.*—*The Government Accountability Office*
2 *shall, at a frequency of not less than once per year—*

3 (1) *conduct and supervise an audit and inves-*
4 *tigation relating to the programs and operations of*
5 *the—*

6 (A) *Office; or*

7 (B) *certain programs within the Office, in-*
8 *cluding—*

9 (i) *the High Intensity Drug Traf-*
10 *ficking Areas Program;*

11 (ii) *the Counterdrug Technology As-*
12 *essment Center; or*

13 (iii) *the National Youth Anti-drug*
14 *Media Campaign; and*

15 (2) *provide the Director and the appropriate*
16 *congressional committees with a report containing an*
17 *evaluation of and recommendations on the—*

18 (A) *policies and activities of the programs*
19 *and operations subject to the audit and inves-*
20 *tigation;*

21 (B) *economy, efficiency, and effectiveness in*
22 *the administration of the reviewed programs and*
23 *operations; and*

1 (C) policy or management changes needed
 2 to prevent and detect fraud and abuse in such
 3 programs and operations.

4 **TITLE III—HIGH INTENSITY**
 5 **DRUG TRAFFICKING AREAS**

6 **SEC. 301. HIGH INTENSITY DRUG TRAFFICKING AREAS PRO-**
 7 **GRAM.**

8 Section 707 is amended to read as follows:

9 **“SEC. 707. HIGH INTENSITY DRUG TRAFFICKING AREAS**
 10 **PROGRAM.**

11 “(a) ESTABLISHMENT.—

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

16 “(2) PURPOSE.—The purpose of the Program is
 17 to reduce drug trafficking and drug production in the
 18 United States by—

19 “(A) facilitating cooperation among Fed-
 20 eral, State, and local law enforcement agencies to
 21 share information and implement coordinated
 22 enforcement activities;

23 “(B) enhancing intelligence sharing among
 24 Federal, State, and local law enforcement agen-
 25 cies;

1 “(C) *providing reliable intelligence to law*
2 *enforcement agencies needed to design effective*
3 *enforcement strategies and operations; and*

4 “(D) *supporting coordinated law enforce-*
5 *ment strategies which maximize use of available*
6 *resources to reduce the supply of illegal drugs in*
7 *designated areas and in the United States as a*
8 *whole.*

9 “(b) *DESIGNATION.—*

10 “(1) *IN GENERAL.—The Director, in consultation*
11 *with the Attorney General, the Secretary of the Treas-*
12 *ury, the Secretary of Homeland Security, heads of the*
13 *National Drug Control Program agencies, and the*
14 *Governor of each applicable State, may designate any*
15 *specified area of the United States as a high intensity*
16 *drug trafficking area.*

17 “(2) *ACTIVITIES.—After making a designation*
18 *under paragraph (1) and in order to provide Federal*
19 *assistance to the area so designated, the Director*
20 *may—*

21 “(A) *obligate such sums as are appropriated*
22 *for the Program;*

23 “(B) *direct the temporary reassignment of*
24 *Federal personnel to such area, subject to the ap-*

1 *proval of the head of the department or agency*
2 *that employs such personnel;*

3 “(C) *take any other action authorized under*
4 *section 704 to provide increased Federal assist-*
5 *ance to those areas; and*

6 “(D) *coordinate activities under this section*
7 *(specifically administrative, recordkeeping, and*
8 *funds management activities) with State and*
9 *local officials.*

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

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

23 “(1) *the area is a significant center of illegal*
24 *drug production, manufacturing, importation, or dis-*
25 *tribution;*

1 “(2) *State and local law enforcement agencies*
2 *have committed resources to respond to the drug traf-*
3 *ficking problem in the area, thereby indicating a de-*
4 *termination to respond aggressively to the problem;*

5 “(3) *drug-related activities in the area are hav-*
6 *ing a significant harmful impact in the area, and in*
7 *other areas of the country; and*

8 “(4) *a significant increase in allocation of Fed-*
9 *eral resources is necessary to respond adequately to*
10 *drug-related activities in the area.*

11 “(e) *ORGANIZATION OF HIGH INTENSITY DRUG TRAF-*
12 *FICKING AREAS.—*

13 “(1) *EXECUTIVE BOARD AND OFFICERS.—To be*
14 *eligible for funds appropriated under this section,*
15 *each high intensity drug trafficking area shall be gov-*
16 *erned by an Executive Board. The Executive Board*
17 *shall designate a chairman, vice chairman, and any*
18 *other officers to the Executive Board that it deter-*
19 *mines are necessary.*

20 “(2) *RESPONSIBILITIES.—The Executive Board*
21 *of a high intensity drug trafficking area shall be re-*
22 *sponsible for—*

23 “(A) *providing direction and oversight in*
24 *establishing and achieving the goals of the high*
25 *intensity drug trafficking area;*

1 “(B) managing the funds of the high inten-
2 sity drug trafficking area;

3 “(C) reviewing and approving all funding
4 proposals consistent with the overall objective of
5 the high intensity drug trafficking area; and

6 “(D) reviewing and approving all reports to
7 the Director on the activities of the high inten-
8 sity drug trafficking area.

9 “(3) BOARD REPRESENTATION.—None of the
10 funds appropriated under this section may be ex-
11 pended for any high intensity drug trafficking area,
12 or for a partnership or region of a high intensity
13 drug trafficking area, if the Executive Board for such
14 area, region, or partnership, does not apportion an
15 equal number of votes between representatives of par-
16 ticipating Federal agencies and representatives of
17 participating State and local agencies. Where it is
18 impractical for an equal number of representatives of
19 Federal agencies and State and local agencies to at-
20 tend a meeting of an Executive Board in person, the
21 Executive Board may use a system of proxy votes or
22 weighted votes to achieve the voting balance required
23 by this paragraph.

24 “(4) NO AGENCY RELATIONSHIP.—The eligibility
25 requirements of this section are intended to ensure the

1 *responsible use of Federal funds. Nothing in this sec-*
2 *tion is intended to create an agency relationship be-*
3 *tween individual high intensity drug trafficking areas*
4 *and the Federal Government.*

5 *“(f) USE OF FUNDS.—The Director shall ensure that*
6 *no Federal funds appropriated for the Program are ex-*
7 *pende d for the establishment or expansion of drug treatment*
8 *programs, and shall ensure that not more than 5 percent*
9 *of the Federal funds appropriated for the Program are ex-*
10 *pende d for the establishment of drug prevention programs.*

11 *“(g) COUNTERTERRORISM ACTIVITIES.—*

12 *“(1) ASSISTANCE AUTHORIZED.—The Director*
13 *may authorize use of resources available for the Pro-*
14 *gram to assist Federal, State, and local law enforce-*
15 *ment agencies in investigations and activities related*
16 *to terrorism and prevention of terrorism, especially*
17 *but not exclusively with respect to such investigations*
18 *and activities that are also related to drug trafficking.*

19 *“(2) LIMITATION.—The Director shall ensure—*

20 *“(A) that assistance provided under para-*
21 *graph (1) remains incidental to the purpose of*
22 *the Program to reduce drug availability and*
23 *carry out drug-related law enforcement activi-*
24 *ties; and*

1 “(B) that significant resources of the Pro-
2 gram are not redirected to activities exclusively
3 related to terrorism, except on a temporary basis
4 under extraordinary circumstances, as deter-
5 mined by the Director.

6 “(h) *ROLE OF DRUG ENFORCEMENT ADMINISTRA-*
7 *TION.—The Director, in consultation with the Attorney*
8 *General, shall ensure that a representative of the Drug En-*
9 *forcement Administration is included in the Intelligence*
10 *Support Center for each high intensity drug trafficking*
11 *area.*

12 “(i) *ANNUAL HIDTA PROGRAM BUDGET SUBMIS-*
13 *SIONS.—As part of the documentation that supports the*
14 *President’s annual budget request for the Office, the Direc-*
15 *tor shall submit to Congress a budget justification that in-*
16 *cludes—*

17 “(1) *the amount requested for each high intensity*
18 *drug trafficking area, with supporting narrative de-*
19 *scriptions and rationale for each request; and*

20 “(2) *a detailed justification for each funding re-*
21 *quest that explains—*

22 “(A) *the reasons for the requested funding*
23 *level; how such funding level was determined*
24 *based on a current assessment of the drug traf-*

1 *ficking threat in each high intensity drug traf-*
2 *ficking area;*

3 “(B) *how such funding will ensure that the*
4 *goals and objectives of each such area will be*
5 *achieved; and*

6 “(C) *how such funding supports the Na-*
7 *tional Drug Control Strategy.*

8 “(j) *EMERGING THREAT RESPONSE FUND.—*

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

19 “(2) *CONSIDERATION OF IMPACT.—In allocating*
20 *funds under this subsection, the Director shall con-*
21 *sider—*

22 “(A) *the impact of activities funded on re-*
23 *ducing overall drug traffic in the United States,*
24 *or minimizing the probability that an emerging*

1 *drug trafficking threat will spread to other areas*
2 *of the United States; and*

3 “(B) *such other criteria as the Director con-*
4 *siders appropriate.*

5 “(k) *EVALUATION.—*

6 “(1) *INITIAL REPORT.—Not later than 90 days*
7 *after the date of the enactment of this section, the Di-*
8 *rector shall, after consulting with the Executive*
9 *Boards of each designated high intensity drug traf-*
10 *ficking area, submit a report to Congress that de-*
11 *scribes, for each designated high intensity drug traf-*
12 *ficking area—*

13 “(A) *the specific purposes for the high in-*
14 *tensity drug trafficking area;*

15 “(B) *the specific long-term and short-term*
16 *goals and objectives for the high intensity drug*
17 *trafficking area;*

18 “(C) *the measurements that will be used to*
19 *evaluate the performance of the high intensity*
20 *drug trafficking area in achieving the long-term*
21 *and short-term goals; and*

22 “(D) *the reporting requirements needed to*
23 *evaluate the performance of the high intensity*
24 *drug trafficking area in achieving the long-term*
25 *and short-term goals.*

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

6 “(A) *describes—*

7 “(i) *the specific purposes for the high*
8 *intensity drug trafficking area; and*

9 “(ii) *the specific long-term and short-*
10 *term goals and objectives for the high inten-*
11 *sity drug trafficking area; and*

12 “(B) *includes an evaluation of the perform-*
13 *ance of the high intensity drug trafficking area*
14 *in accomplishing the specific long-term and*
15 *short-term goals and objectives identified under*
16 *paragraph (1)(B).*

17 “(l) *ASSESSMENT OF DRUG ENFORCEMENT TASK*
18 *FORCES IN HIGH INTENSITY DRUG TRAFFICKING AREAS.*—
19 *Not later than 180 days after the date of enactment of this*
20 *subsection, and as part of each subsequent annual National*
21 *Drug Control Strategy report, the Director shall submit to*
22 *Congress a report—*

23 “(1) *assessing the number and operation of all*
24 *federally funded drug enforcement task forces within*
25 *each high intensity drug trafficking area; and*

1 “(2) describing—

2 “(A) each Federal, State, and local drug en-
3 forcement task force operating in the high inten-
4 sity drug trafficking area;

5 “(B) how such task forces coordinate with
6 each other, with any high intensity drug traf-
7 ficking area task force, and with investigations
8 receiving funds from the Organized Crime and
9 Drug Enforcement Task Force;

10 “(C) what steps, if any, each such task force
11 takes to share information regarding drug traf-
12 ficking and drug production with other federally
13 funded drug enforcement task forces in the high
14 intensity drug trafficking area;

15 “(D) the role of the high intensity drug traf-
16 ficking area in coordinating the sharing of such
17 information among task forces;

18 “(E) the nature and extent of cooperation
19 by each Federal, State, and local participant in
20 ensuring that such information is shared among
21 law enforcement agencies and with the high in-
22 tensity drug trafficking area;

23 “(F) the nature and extent to which infor-
24 mation sharing and enforcement activities are

1 *coordinated with joint terrorism task forces in*
2 *the high intensity drug trafficking area; and*

3 “(G) *any recommendations for measures*
4 *needed to ensure that task force resources are uti-*
5 *lized efficiently and effectively to reduce the*
6 *availability of illegal drugs in the high intensity*
7 *drug trafficking areas.*

8 “(m) *ASSESSMENT OF INTELLIGENCE SHARING IN*
9 *HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM.—*
10 *Not later than 180 days after the date of the enactment of*
11 *this section, and as part of each subsequent annual Na-*
12 *tional Drug Control Strategy report, the Director, in con-*
13 *sultation with the Director of National Intelligence, shall*
14 *submit to Congress a report—*

15 “(1) *evaluating existing and planned intelligence*
16 *systems supported by each high intensity drug traf-*
17 *ficking area, or utilized by task forces receiving any*
18 *funding under the Program, including the extent to*
19 *which such systems ensure access and availability of*
20 *intelligence to Federal, State, and local law enforce-*
21 *ment agencies within the high intensity drug traf-*
22 *ficking area and outside of it;*

23 “(2) *the extent to which Federal, State, and local*
24 *law enforcement agencies participating in each high*
25 *intensity drug trafficking area are sharing intel-*

1 *ligence information to assess current drug trafficking*
2 *threats and design appropriate enforcement strategies;*
3 *and*

4 *“(3) the measures needed to improve effective*
5 *sharing of information and intelligence regarding*
6 *drug trafficking and drug production among Federal,*
7 *State, and local law enforcement participating in a*
8 *high intensity drug trafficking area, and between*
9 *such agencies and similar agencies outside the high*
10 *intensity drug trafficking area.*

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

20 *“(o) USE OF FUNDS TO COMBAT METHAMPHETAMINE*
21 *TRAFFICKING.—*

22 *“(1) IN GENERAL.—*

23 *“(A) REQUIREMENT.—The Director shall*
24 *ensure that, of the amounts appropriated for a*
25 *fiscal year for the Program, at least \$15,000,000*

1 *is allocated to combat the trafficking of meth-*
2 *amphetamine in areas designated by the Direc-*
3 *tor as high intensity drug trafficking areas.*

4 “(B) *ACTIVITIES.*—*In meeting the require-*
5 *ment in subparagraph (A), the Director shall*
6 *transfer funds to appropriate Federal, State, and*
7 *local governmental agencies for employing addi-*
8 *tional Federal law enforcement personnel, or fa-*
9 *ilitating the employment of additional State*
10 *and local law enforcement personnel, including*
11 *agents, investigators, prosecutors, laboratory*
12 *technicians, chemists, investigative assistants,*
13 *and drug prevention specialists.*

14 “(2) *APPORTIONMENT OF FUNDS.*—

15 “(A) *FACTORS IN APPORTIONMENT.*—*The*
16 *Director shall apportion amounts allocated*
17 *under paragraph (1) among areas designated by*
18 *the Director as high intensity drug trafficking*
19 *areas based on the following factors:*

20 “(i) *The number of methamphetamine*
21 *manufacturing facilities discovered by Fed-*
22 *eral, State, or local law enforcement offi-*
23 *cial in the area during the previous fiscal*
24 *year.*

1 “(ii) *The number of methamphetamine*
2 *prosecutions in Federal, State, or local*
3 *courts in the area during the previous fiscal*
4 *year.*

5 “(iii) *The number of methamphet-*
6 *amine arrests by Federal, State, or local*
7 *law enforcement officials in the area during*
8 *the previous fiscal year.*

9 “(iv) *The amounts of methamphet-*
10 *amine or listed chemicals (as that term is*
11 *defined in section 102(33) of the Controlled*
12 *Substances Act (21 U.S.C. 802(33)) seized*
13 *by Federal, State, or local law enforcement*
14 *officials in the area during the previous fis-*
15 *cal year.*

16 “(v) *Intelligence and predictive data*
17 *from the Drug Enforcement Administration*
18 *showing patterns and trends in abuse, traf-*
19 *ficking, and transportation in methamphet-*
20 *amine and listed chemicals (as that term is*
21 *so defined).*

22 “(B) *CERTIFICATION.—Before the Director*
23 *apportions any funds under this paragraph to a*
24 *high intensity drug trafficking area, the Director*
25 *shall certify that the law enforcement entities re-*

1 *sponsible for clandestine methamphetamine lab-*
2 *oratory seizures in that area are providing lab-*
3 *oratory seizure data to the national clandestine*
4 *laboratory database at the El Paso Intelligence*
5 *Center.*

6 “(p) *AUTHORIZATION OF APPROPRIATIONS.—There is*
7 *authorized to be appropriated to the Office of National*
8 *Drug Control Policy to carry out this section—*

9 *“(1) \$280,000,000 for fiscal year 2007;*

10 *“(2) \$290,000,000 for each of fiscal years 2008*
11 *and 2009; and*

12 *“(3) \$300,000,000 for each of fiscal years 2010*
13 *and 2011.”.*

14 **SEC. 302. FUNDING FOR CERTAIN HIGH INTENSITY DRUG**
15 **TRAFFICKING AREAS.**

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

18 (b) *FINDINGS.—Congress finds the following:*

19 (1) *In the early morning hours of October 16,*
20 *2002, the home of Carnell and Angela Dawson was*
21 *firebombed in apparent retaliation for Mrs. Dawson’s*
22 *notification to police about persistent drug distribu-*
23 *tion activity in their East Baltimore City neighbor-*
24 *hood.*

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

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

5 (4) *In all phases of counternarcotics law enforce-*
6 *ment—from prevention to investigation to prosecu-*
7 *tion to reentry—the voluntary cooperation of ordi-*
8 *nary citizens is a critical component.*

9 (5) *Voluntary cooperation is difficult for law en-*
10 *forcement officials to obtain when citizens feel that co-*
11 *operation carries the risk of violent retaliation by ille-*
12 *gal drug trafficking organizations and their affiliates.*

13 (6) *Public confidence that law enforcement is*
14 *doing all it can to make communities safe is a pre-*
15 *requisite for voluntary cooperation among people who*
16 *may be subject to intimidation or reprisal (or both).*

17 (7) *Witness protection programs are insufficient*
18 *on their own to provide security because many indi-*
19 *viduals and families who strive every day to make*
20 *distressed neighborhoods livable for their children,*
21 *other relatives, and neighbors will resist or refuse of-*
22 *fers of relocation by local, State, and Federal prosecu-*
23 *torial agencies and because, moreover, the continued*
24 *presence of strong individuals and families is critical*

1 to preserving and strengthening the social fabric in
2 such communities.

3 (8) *Where (as in certain sections of Baltimore*
4 *City) interstate trafficking of illegal drugs has severe*
5 *ancillary local consequences within areas designated*
6 *as high intensity drug trafficking areas, it is impor-*
7 *tant that supplementary High Intensity Drug Traf-*
8 *ficking Areas Program funds be committed to support*
9 *initiatives aimed at making the affected communities*
10 *safe for the residents of those communities and en-*
11 *couraging their cooperation with local, State, and*
12 *Federal law enforcement efforts to combat illegal drug*
13 *trafficking.*

14 (c) *FUNDING FOR CERTAIN HIGH INTENSITY DRUG*
15 *TRAFFICKING AREAS.—Section 707, as amended by section*
16 *301, is amended by adding at the end the following:*

17 “(q) *SPECIFIC PURPOSES.—*

18 “(1) *IN GENERAL.—The Director shall ensure*
19 *that, of the amounts appropriated for a fiscal year for*
20 *the Program, at least \$7,000,000 is used in high in-*
21 *tensity drug trafficking areas with severe neighbor-*
22 *hood safety and illegal drug distribution problems.*

23 “(2) *REQUIRED USES.—The funds used under*
24 *paragraph (1) shall be used—*

1 “(A) to ensure the safety of neighborhoods
2 and the protection of communities, including the
3 prevention of the intimidation of potential wit-
4 nesses of illegal drug distribution and related ac-
5 tivities; and

6 “(B) to combat illegal drug trafficking
7 through such methods as the Director considers
8 appropriate, such as establishing or operating
9 (or both) a toll-free telephone hotline for use by
10 the public to provide information about illegal
11 drug-related activities.”.

12 **SEC. 303. ASSESSMENT.**

13 *The Director shall assess the ability of the HIDTA Pro-*
14 *gram to respond to the so-called “balloon effect”, whereby*
15 *urban drug traffickers facing intensive law enforcement ef-*
16 *forts expand and spread their trafficking and distribution*
17 *into rural, suburban, and smaller urban areas by con-*
18 *ducting a demonstration project examining the ability of*
19 *the New York/New Jersey HIDTA, with its new single co-*
20 *located Organized Crime and Drug Enforcement Task*
21 *Force/High Intensity Drug Trafficking Area Strike Force*
22 *and HIDTA Regional Intelligence Center, to address the*
23 *movement of drug traffickers into the more rural, suburban,*
24 *and smaller areas encompassed by the counties of Albany,*
25 *Onondaga, Monroe, and Erie in New York State and by*

1 *annexing these counties into the existing New York/New*
 2 *Jersey HIDTA.*

3 **TITLE IV—TECHNOLOGY**

4 **SEC. 401. COUNTERDRUG TECHNOLOGY ASSESSMENT CEN-**
 5 **TER.**

6 (a) *CHIEF SCIENTIST.*—*Section 708(b) is amended to*
 7 *read as follows:*

8 “(b) *CHIEF SCIENTIST.*—*There shall be at the head of*
 9 *the Center the Chief Scientist, who shall be appointed by*
 10 *the Director from among individuals qualified and distin-*
 11 *guished in the area of science, medicine, engineering, or*
 12 *technology.”.*

13 (b) *RESPONSIBILITIES.*—

14 (1) *RESEARCH AND DEVELOPMENT.*—*Section*
 15 *708 is amended by—*

16 (A) *redesignating subsection (d) as sub-*
 17 *section (e); and*

18 (B) *striking subsection (c) and inserting the*
 19 *following:*

20 “(c) *RESEARCH AND DEVELOPMENT RESPONSIBIL-*
 21 *ITIES.*—*The Chief Scientist shall be responsible to the Di-*
 22 *rector for—*

23 “(1) *identifying and defining the short-, me-*
 24 *dium-, and long-term scientific and technological*

1 *needs of Federal, State, and local drug supply reduc-*
2 *tion agencies, including—*

3 “(A) *advanced surveillance, tracking, and*
4 *radar imaging;*

5 “(B) *electronic support measures;*

6 “(C) *communications;*

7 “(D) *data fusion, advanced computer sys-*
8 *tems, and artificial intelligence; and*

9 “(E) *chemical, biological, radiological (in-*
10 *cluding neutron and electron), and other means*
11 *of detection;*

12 “(2) *identifying demand reduction basic and ap-*
13 *plied research needs and initiatives, in consultation*
14 *with affected National Drug Control Program agen-*
15 *cies, including—*

16 “(A) *improving treatment through*
17 *neuroscientific advances;*

18 “(B) *improving the transfer of biomedical*
19 *research to the clinical setting; and*

20 “(C) *in consultation with the National In-*
21 *stitute of Drug Abuse, and through interagency*
22 *agreements or grants, examining addiction and*
23 *rehabilitation research and the application of*
24 *technology to expanding the effectiveness and*
25 *availability of drug treatment;*

1 “(3) making a priority ranking of such needs
2 identified in paragraphs (1) and (2) according to fis-
3 cal and technological feasibility, as part of a National
4 Counterdrug Research and Development Program;

5 “(4) overseeing and coordinating counterdrug
6 technology initiatives with related activities of other
7 Federal civilian and military departments;

8 “(5) providing support to the development and
9 implementation of the national drug control perform-
10 ance measurement system established under subsection
11 (c) of section 706; and

12 “(6) transferring funds made available to a Na-
13 tional Drug Control Program Agency for counterdrug
14 technology research and development to another ac-
15 count within such agency or to another National
16 Drug Control Program Agency for counterdrug tech-
17 nology research and development, pursuant to the au-
18 thority of the Director under section 704.

19 “(d) *LIMITATION ON AUTHORITY.*—The authority
20 granted to the Director under this section shall not extend
21 to the awarding of contracts, management of individual
22 projects, or other operational activities.”.

23 (2) *ASSISTANCE AND SUPPORT.*—Subsection (e)
24 of section 708, as redesignated by this section, is
25 amended to read as follows:

1 “(e) ASSISTANCE AND SUPPORT TO THE OFFICE OF
2 NATIONAL DRUG CONTROL POLICY.—The Secretary of De-
3 fense, the Secretary of Homeland Security, and the Sec-
4 retary of Health and Human Services shall, to the max-
5 imum extent practicable, render assistance and support to
6 the Office and to the Director in the conduct of counterdrug
7 technology assessment.”.

8 (3) TECHNOLOGY TRANSFER PROGRAM.—Section
9 708 is amended by adding at the end the following:
10 “(f) TECHNOLOGY TRANSFER PROGRAM.—

11 “(1) PROGRAM.—The Chief Scientist, with the
12 advice and counsel of experts from State and local
13 law enforcement agencies, shall be responsible to the
14 Director for coordination and implementation of a
15 counterdrug technology transfer program.

16 “(2) PURPOSE.—The purpose of the Technology
17 Transfer Program shall be for the Counterdrug Tech-
18 nology Assessment Center to transfer technology and
19 associated training directly to State and local law en-
20 forcement agencies.

21 “(3) PRIORITY OF RECEIPTS.—Transfers shall be
22 made in priority order based on—

23 “(A) the need of potential recipients for
24 such technology;

1 “(B) the effectiveness of the technology to
2 enhance current counterdrug activities of poten-
3 tial recipients; and

4 “(C) the ability and willingness of potential
5 recipients to evaluate transferred technology.

6 “(4) *AGREEMENT AUTHORITY.*—The Director
7 may enter into an agreement with the Secretary of
8 Homeland Security to transfer technology with both
9 counterdrug and homeland security applications to
10 State and local law enforcement agencies on a reim-
11 bursable basis.

12 “(5) *REPORT.*—On or before July 1 of each year,
13 the Director shall submit a report to the appropriate
14 congressional committees which addresses the fol-
15 lowing:

16 “(A) The number of requests received during
17 the previous 12 months.

18 “(B) The number of requests fulfilled during
19 the previous 12 months.

20 “(C) A summary of the criteria used in
21 making the determination on what requests were
22 funded and what requests were not funded.

23 “(D) A general assessment of the future
24 needs of the program, based on expected changes

1 *in threats, expected technologies, and likely need*
 2 *from potential recipients.*

3 “(E) *An assessment of the effectiveness of*
 4 *the technologies transferred, based in part on the*
 5 *evaluations provided by the recipients, with a*
 6 *recommendation whether the technology should*
 7 *continue to be offered through the program.”.*

8 **TITLE V—REAUTHORIZATION**
 9 **AND IMPROVEMENT OF THE**
 10 **NATIONAL ANTI-DRUG MEDIA**
 11 **CAMPAIGN**

12 **SEC. 501. SHORT TITLE.**

13 *This title may be cited as the “National Youth Anti-*
 14 *Drug Media Campaign Reauthorization Act of 2006”.*

15 **SEC. 502. PURPOSES OF THE NATIONAL YOUTH ANTI-DRUG**
 16 **MEDIA CAMPAIGN.**

17 *The Drug-Free Media Campaign Act of 1998 (21*
 18 *U.S.C. 1801 et seq.) is amended—*

19 (1) *in section 101, by striking “Drug-Free Media*
 20 *Campaign Act of 1998” and inserting “National*
 21 *Youth Anti-Drug Media Campaign Act”; and*

22 (2) *in section 102—*

23 (A) *in subsection (a), by striking “national*
 24 *media campaign” and all that follows through*
 25 *the period and inserting the following: “national*

1 *youth anti-drug media campaign (referred to in*
 2 *this subtitle as the ‘national media campaign’)*
 3 *in accordance with this subtitle for the purposes*
 4 *of—*

5 “(1) *preventing drug abuse among young people*
 6 *in the United States;*

7 “(2) *increasing awareness of adults of the impact*
 8 *of drug abuse on young people; and*

9 “(3) *encouraging parents and other interested*
 10 *adults to discuss with young people the dangers of il-*
 11 *legal drug use.”; and*

12 *(B) in subsection (b), by striking “105” and*
 13 *inserting “104”.*

14 **SEC. 503. ROLES AND RESPONSIBILITIES OF THE DIREC-**
 15 **TOR, THE PARTNERSHIP FOR A DRUG-FREE**
 16 **AMERICA, AND A MEDIA BUYING CON-**
 17 **TRACTOR.**

18 *The Drug-Free Media Campaign Act of 1998 (21*
 19 *U.S.C. 1801 et seq.) is amended—*

20 *(1) by adding at the end the following:*

21 “(c) *DIVISION OF RESPONSIBILITIES AND FUNCTIONS*
 22 *UNDER THE PROGRAM.—*

23 “(1) *IN GENERAL.—The Director, in consultation*
 24 *with the Partnership for a Drug-Free America, shall*

1 *determine the overall purposes and strategy of the na-*
2 *tional media campaign.*

3 “(2) *RESPONSIBILITIES.*—

4 “(A) *DIRECTOR.*—*The Director shall be re-*
5 *sponsible for implementing a focused national*
6 *media campaign to meet the purposes set forth*
7 *in section 102(a), and shall approve—*

8 “(i) *the strategy of the national media*
9 *campaign;*

10 “(ii) *all advertising and promotional*
11 *material used in the national media cam-*
12 *paign; and*

13 “(iii) *the plan for the purchase of ad-*
14 *vertising time and space for the national*
15 *media campaign.*

16 “(B) *THE PARTNERSHIP FOR A DRUG-FREE*
17 *AMERICA.*—*The Director shall request that the*
18 *Partnership for a Drug-Free America—*

19 “(i) *develop and recommend strategies*
20 *to achieve the goals of the national media*
21 *campaign, including addressing national*
22 *and local drug threats in specific regions or*
23 *States, such as methamphetamine and ec-*
24 *stasy;*

1 “(ii) create all advertising to be used
2 in the national media campaign, except ad-
3 vertisements that are—

4 “(I) provided by other nonprofit
5 entities pursuant to section 103(c);

6 “(II) intended to reach a minor-
7 ity, ethnic, or other special audience
8 that cannot be obtained at no cost (not
9 including production costs and talent
10 reuse payments), provided that any
11 such advertising material is reviewed
12 by the Partnership for a Drug-Free
13 America; or

14 “(III) any other advertisements
15 that the Partnership for a Drug-Free
16 America determines it is unable to pro-
17 vide.

18 “(C) *MEDIA BUYING CONTRACTOR.*—The
19 Director shall enter into a contract with a media
20 buying contractor to plan and purchase adver-
21 tising time and space for the national media
22 campaign. The media buying contractor shall
23 not provide any service or material, or conduct
24 any function or activity which can be provided

1 *by the Partnership for a Drug-Free America, as*
 2 *defined in section 403(2)(B)”; and*

3 *(2) in section 103—*

4 *(A) in subparagraph (A), by inserting “,*
 5 *including the strategic planning for, and ac-*
 6 *counting of, such purchases” after “space”;*

7 *(B) in subparagraph (C), by striking “out-*
 8 *of-pocket”;* and

9 *(C) in subparagraph (F), by striking “the*
 10 *Office of National Drug Control Policy” and in-*
 11 *serting “either the Office of National Drug Con-*
 12 *trol Policy or the designee of the Office”.*

13 **SEC. 504. RESPONSIBLE USE OF FEDERAL FUNDS FOR THE**
 14 **NATIONAL YOUTH ANTI-DRUG MEDIA CAM-**
 15 **PAIGN.**

16 *The Drug-Free Media Campaign Act of 1998 (21*
 17 *U.S.C. 1801 et seq.) is amended—*

18 *(1) in section 103, by striking paragraph (2)*
 19 *and inserting the following:*

20 *“(2) ADVERTISING.—*

21 *“(A) IN GENERAL.—Except as provided in*
 22 *subparagraph (B), in carrying out this subtitle,*
 23 *the Director shall ensure that sufficient funds are*
 24 *allocated to meet the stated goals of the national*
 25 *media campaign.*

1 “(B) *EXCEPTION.*—No funds shall be used
2 for the creative development of advertisements
3 (not including out-of-pocket production costs and
4 talent reuse payments) except when—

5 “(i) the advertisements are intended to
6 reach a minority, ethnic, or other special
7 audience that cannot be obtained at no cost
8 (not including production costs and talent
9 reuse payments); or

10 “(ii) the Partnership for a Drug-Free
11 America, determines that it is unable to
12 provide such advertisements.”;

13 (2) in subsection (b), by striking “105” and in-
14 serting “104”;

15 (3) by striking subsection (c) and inserting the
16 following:

17 “(c) *MATCHING REQUIREMENT.*—

18 “(1) *NO COST MATCH.*—

19 “(A) *IN GENERAL.*—Except as provided in
20 subparagraph (B), amounts made available for
21 the national media campaign under section 106
22 shall be used to require a no cost match of equiv-
23 alent value of advertising broadcast time, print
24 space, or in-kind contributions to the national
25 media campaign.

1 “(B) *EXCEPTION.*—*The Director shall en-*
 2 *sure that all no cost matches of advertising mate-*
 3 *rial, time, space, or in-kind contributions pro-*
 4 *vided pursuant to subparagraph (A) directly re-*
 5 *late to substance abuse prevention and specifi-*
 6 *cally promote 1 or more of the specific purposes*
 7 *set forth in section 102(a). This may include*
 8 *antismoking messages that are produced by non-*
 9 *profit organizations and are targeted toward mi-*
 10 *nors.*

11 “(2) *SPONSORSHIP IDENTIFICATION.*—*Any ad-*
 12 *vertising material donated to the national media*
 13 *campaign at no cost shall not be subject to the spon-*
 14 *sorship identification provisions in section 317 of the*
 15 *Communications Act of 1934 (47 U.S.C. 317).”;*

16 *(4) by adding at the end the following:*

17 “(d) *RESPONSIBLE USE OF FEDERAL FUNDS.*—

18 “(1) *IN GENERAL.*—*The Director shall ensure*
 19 *that—*

20 “(A) *for each fiscal year, not less than 77*
 21 *percent of the amounts appropriated under this*
 22 *subtitle shall be used for the activities allowed*
 23 *under section 103(a)(1)(A);*

24 “(B) *no Federal funds provided under this*
 25 *subtitle are used to pay any entity for any activ-*

1 *ity or service that duplicates, in whole or in*
 2 *part, any material, function, activity, or service*
 3 *provided by the Partnership for a Drug-Free*
 4 *America, as defined in section 403(2)(B); and*

5 *“(C) no more than \$5,000,000 is used in*
 6 *each fiscal year to develop advertising material*
 7 *pursuant to subsection (a)(2)(B)(ii).”.*

8 **SEC. 505. AUTHORIZATION FOR NATIONAL YOUTH ANTI-**
 9 **DRUG MEDIA CAMPAIGN.**

10 *The Drug-Free Media Campaign Act of 1998 (21*
 11 *U.S.C. 1801 et seq.) is amended by striking sections 104*
 12 *and 105 and inserting the following:*

13 **“SEC. 104. AUTHORIZATION OF APPROPRIATIONS.**

14 *“There is authorized to be appropriated to the Office*
 15 *of National Drug Control Policy to carry out this subtitle,*
 16 *\$195,000,000 for each of the fiscal years 2006 through*
 17 *2010.”.*

18 **TITLE VI—AUTHORIZATIONS**
 19 **AND EXTENSION OF TERMI-**
 20 **NATION DATE**

21 **SEC. 601. AUTHORIZATION OF APPROPRIATIONS.**

22 *Section 714 is amended—*

23 *(1) by striking “title,” and inserting “title except*
 24 *activities otherwise specified,”; and*

1 (2) by striking “1999 through 2003” and insert-
2 ing “2006 through 2010”.

3 **SEC. 602. EXTENSION OF TERMINATION DATE.**

4 Section 715(a) is amended by striking “September 30,
5 2003, this title and the amendments made by this title”
6 and inserting “September 30, 2010, this title and the
7 amendments made to this title”.

8 **TITLE VII—ANTI-DOPING**
9 **AGENCY**

10 **SEC. 701. DESIGNATION OF UNITED STATES ANTI-DOPING**
11 **AGENCY.**

12 (a) *DEFINITIONS.*—*In this title:*

13 (1) *UNITED STATES OLYMPIC COMMITTEE.*—*The*
14 *term “United States Olympic Committee” means the*
15 *organization established by the “Ted Stevens Olympic*
16 *and Amateur Sports Act” (36 U.S.C. 220501 et seq.).*

17 (2) *AMATEUR ATHLETIC COMPETITION.*—*The*
18 *term “amateur athletic competition” means a contest,*
19 *game, meet, match, tournament, regatta, or other*
20 *event in which amateur athletes compete (36 U.S.C.*
21 *220501(b)(2)).*

22 (3) *AMATEUR ATHLETE.*—*The term “amateur*
23 *athlete” means an athlete who meets the eligibility*
24 *standards established by the national governing body*

1 *or paralympic sports organization for the sport in*
2 *which the athlete competes (36 U.S.C. 22501(b)(1)).*

3 *(b) IN GENERAL.—The United States Anti-Doping*
4 *Agency shall—*

5 *(1) serve as the independent anti-doping organi-*
6 *zation for the amateur athletic competitions recog-*
7 *nized by the United States Olympic Committee;*

8 *(2) ensure that athletes participating in amateur*
9 *athletic activities recognized by the United States*
10 *Olympic Committee are prevented from using per-*
11 *formance-enhancing drugs;*

12 *(3) implement anti-doping education, research,*
13 *testing, and adjudication programs to prevent United*
14 *States Amateur Athletes participating in any activity*
15 *recognized by the United States Olympic Committee*
16 *from using performance-enhancing drugs; and*

17 *(4) serve as the United States representative re-*
18 *sponsible for coordination with other anti-doping or-*
19 *ganizations coordinating amateur athletic competi-*
20 *tions recognized by the United States Olympic Com-*
21 *mittee to ensure the integrity of athletic competition,*
22 *the health of the athletes and the prevention of use of*
23 *performance-enhancing drugs by United States ama-*
24 *teur athletes.*

1 **SEC. 702. RECORDS, AUDIT, AND REPORT.**

2 (a) *RECORDS.*—*The United States Anti-Doping Agen-*
 3 *cy shall keep correct and complete records of account.*

4 (b) *REPORT.*—*The United States Anti-Doping Agency*
 5 *shall submit an annual report to Congress which shall in-*
 6 *clude—*

7 (1) *an audit conducted and submitted in accord-*
 8 *ance with section 10101 of title 36, United States*
 9 *Code; and*

10 (2) *a description of the activities of the agency.*

11 **SEC. 703. AUTHORIZATION OF APPROPRIATIONS.**

12 *There are authorized to be appropriated to the United*
 13 *States Anti-Doping Agency—*

14 (1) *for fiscal year 2007, \$9,700,000;*

15 (2) *for fiscal year 2008, \$10,300,000;*

16 (3) *for fiscal year 2009, \$10,600,000;*

17 (4) *for fiscal year 2010, \$11,000,000; and*

18 (5) *for fiscal year 2011, \$11,500,000.*

19 **TITLE VIII—DRUG-FREE**
 20 **COMMUNITIES**

21 **SEC. 801. REAUTHORIZATION.**

22 *Section 1024(a) of the Drug-Free Communities Act of*
 23 *1997 (21 U.S.C. 1524(a)) is amended—*

24 (1) *in paragraph (9), by striking “and” after the*
 25 *semicolon;*

1 (2) *in paragraph (10), by striking the period*
2 *and inserting a semicolon; and*

3 (3) *by adding at the end the following:*

4 “(11) \$109,000,000 for fiscal year 2008;

5 “(12) \$119,000,000 for fiscal year 2009;

6 “(13) \$129,000,000 for fiscal year 2010;

7 “(14) \$139,000,000 for fiscal year 2011; and

8 “(15) \$149,000,000 for fiscal year 2012.”.

9 **SEC. 802. SUSPENSION OF GRANTS.**

10 (a) *IN GENERAL.*—Section 1032(b) of the Drug-Free
11 Communities Act of 1997 (21 U.S.C. 1532(b)) is amended
12 by adding at the end the following:

13 “(4) *PROCESS FOR SUSPENSION.*—A grantee
14 shall not be suspended or terminated under para-
15 graph (1)(A)(ii), (2)(A)(iii), or (3)(E) unless that
16 grantee is afforded a fair, timely, and independent
17 appeal prior to such suspension or termination.”.

18 (b) *REPORT TO CONGRESS.*—Not later than 60 days
19 after the date of enactment of this Act, the Director of the
20 Office of National Drug Control Policy shall submit to Con-
21 gress a report detailing the appeals process required by sec-
22 tion 1032 (b)(4) of the Drug-Free Communities Act of 1997,
23 as added by subsection (a).

1 **SEC. 803. GRANT AWARD INCREASE.**

2 *Subsections (b)(1)(A)(iv), (b)(2)(C)(i), and (b)(3)(F)*
 3 *of section 1032 of the Drug-Free Communities Act of 1997*
 4 *(21 U.S.C. 1532) are amended by striking “\$100,000” and*
 5 *inserting “\$125,000”.*

6 **SEC. 804. PROHIBITION ON ADDITIONAL ELIGIBILITY CRI-**
 7 **TERIA.**

8 *Section 1032(a) of the Drug-Free Communities Act of*
 9 *1997 (21 U.S.C. 1532(a)) is amended by adding at the end*
 10 *the following:*

11 *“(7) ADDITIONAL CRITERIA.—The Director shall*
 12 *not impose any eligibility criteria on new applicants*
 13 *or renewal grantees not provided in this chapter.”.*

14 **SEC. 805. SUPPLEMENTAL GRANTS FOR COALITIONS.**

15 *The Drug-Free Communities Act of 1997 (21 U.S.C.*
 16 *1521 et seq.) is amended by inserting after section 1035*
 17 *the following:*

18 **“SEC. 1036. SUPPLEMENTAL GRANTS FOR COALITIONS**
 19 **WITH A MAJOR LOCAL DRUG CRISIS.**

20 *“(a) AUTHORITY TO MAKE GRANTS.—As part of the*
 21 *program established under section 1031, the Director may*
 22 *award an initial grant under this subsection, and renewal*
 23 *grants under subsection (f), to any coalition awarded a*
 24 *grant under section 1032 that meets the criteria specified*
 25 *in subsection (d) in order to fund a coalition dealing with*
 26 *a major local drug crisis.*

1 “(b) *TREATMENT WITH OTHER GRANTS.*—

2 “(1) *SUPPLEMENT.*—*A grant awarded to a coal-*
3 *ition under this section is in addition to any grant*
4 *awarded to the coalition under section 1032.*

5 “(2) *REQUIREMENT FOR BASIC GRANT.*—*A coal-*
6 *ition may not be awarded a grant under this section*
7 *for a fiscal year unless the coalition was awarded a*
8 *grant or renewal grant under section 1032(b) for that*
9 *fiscal year.*

10 “(c) *APPLICATION.*—*A coalition seeking a grant under*
11 *this section shall submit to the Administrator an applica-*
12 *tion for the grant in such form and manner as the Adminis-*
13 *trator may require.*

14 “(d) *CRITERIA.*—*A coalition meets the criteria speci-*
15 *fied in this subsection if the coalition—*

16 “(1) *has achieved by or through it’s own efforts*
17 *measurable results in the prevention and reduction of*
18 *substance use among youth generally;*

19 “(2) *has documented a highly, statistically sig-*
20 *nificant increase in a specific drug, from a baseline*
21 *determined by locally collected data, that can be de-*
22 *finied as a local drug crisis; and*

23 “(3) *submits to the Administrator a detailed*
24 *plan for addressing the specific local drug crisis.*

1 “(e) *USE OF GRANT FUNDS.*—A coalition awarded a
2 grant under this section shall use the grant amount for im-
3 plementing comprehensive, community-wide strategies that
4 address their local drug crises in accordance with the de-
5 tailed plan submitted to the Administrator under subsection
6 (d)(3).

7 “(f) *RENEWAL GRANTS.*—The Administrator may
8 make a renewal grant to any coalition awarded a grant
9 under subsection (a), or a previous renewal grant under
10 this subsection, if the coalition at the time of the application
11 for such renewal grant—

12 “(1) continues to meet the criteria specified in
13 subsection (d); and

14 “(2) has made demonstrable progress in address-
15 ing the specific local drug crisis.

16 “(g) *GRANT AMOUNTS.*—

17 “(1) *IN GENERAL.*—Subject to paragraphs (2)
18 and (3) the total amount of grants awarded to a coa-
19 lition under this section for a fiscal year may not ex-
20 ceed the amount of non-Federal funds raised by the
21 coalition, including in kind contributions, for that
22 fiscal year.

23 “(2) *INITIAL GRANTS.*—The amount of the ini-
24 tial grant awarded to a coalition under subsection (a)
25 may not exceed \$50,000.

1 “(3) *RENEWAL GRANTS.*—*The total amount of*
 2 *renewal grants awarded to a coalition under sub-*
 3 *section (f) for any fiscal year may not exceed \$50,000.*

4 “(h) *FISCAL YEAR LIMITATION ON THE AMOUNT*
 5 *AVAILABLE FOR GRANTS.*—*The total amount available for*
 6 *grants under this section, including renewal grants under*
 7 *subsection (f), in any fiscal year may not exceed the amount*
 8 *equal to 5 percent of the actual amount appropriated for*
 9 *that fiscal year.”.*

10 **SEC. 806. NATIONAL COMMUNITY ANTI-DRUG COALITION**
 11 **INSTITUTE.**

12 *Section 4 of Public Law 107–82 (21 U.S.C. 1521 note),*
 13 *reauthorizing the Drug-Free Communities Support Pro-*
 14 *gram, is amended—*

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

17 “(a) *IN GENERAL.*—*The Director of the Office of Na-*
 18 *tional Drug Control Policy shall, using amounts authorized*
 19 *to be appropriated by subsection (d), make a directed grant*
 20 *to Community Anti-Drug Coalitions of America to provide*
 21 *for the continuation of the National Community Antidrug*
 22 *Coalition Institute.”;*

23 (2) *by striking subsection (b) and redesignating*
 24 *subsections (c) and (d) as (b) and (c), respectively;*
 25 *and*

1 (3) *in subsection (c), as redesignated by para-*
 2 *graph (2), by adding at the end the following:*

3 “*(4) For each of the fiscal years 2008 through*
 4 *2012, \$2,000,000.*”.

5 **SEC. 807. CONTRACTING REQUIREMENT.**

6 *Section 1031(d) of the Drug-Free Communities Act of*
 7 *1997 (21 U.S.C. 1531(d)) is amended by adding at the end*
 8 *the following: “The Director shall delegate all authority for*
 9 *grant eligibility determinations, review, selection, manage-*
 10 *ment, and appeals to another qualified national drug con-*
 11 *trol agency.”.*

12 **TITLE IX—NATIONAL GUARD**
 13 **COUNTERDRUG SCHOOLS**

14 **SEC. 901. NATIONAL GUARD COUNTERDRUG SCHOOLS.**

15 (a) *AUTHORITY TO OPERATE.—Under such regula-*
 16 *tions as the Secretary of Defense may prescribe, the Chief*
 17 *of the National Guard Bureau may establish and operate,*
 18 *or provide financial assistance to the States to establish and*
 19 *operate, not more than five schools (to be known generally*
 20 *as “National Guard counterdrug schools”).*

21 (b) *PURPOSE.—The purpose of the National Guard*
 22 *counterdrug schools shall be the provision by the National*
 23 *Guard of training in drug interdiction and counterdrug ac-*
 24 *tivities and drug demand reduction activities to personnel*
 25 *of the following:*

1 (1) *Federal agencies.*

2 (2) *State and local law enforcement agencies.*

3 (3) *Community-based organizations engaged in*
4 *such activities.*

5 (4) *Other non-Federal governmental and private*
6 *entities and organizations engaged in such activities.*

7 (c) *COUNTERDRUG SCHOOLS SPECIFIED.—The Na-*
8 *tional Guard counterdrug schools operated under the au-*
9 *thority in subsection (a) are as follows:*

10 (1) *The National Interagency Civil-Military In-*
11 *stitute (NICI), San Luis Obispo, California.*

12 (2) *The Multi-Jurisdictional Counterdrug Task*
13 *Force Training (MCTFT), St. Petersburg, Florida.*

14 (3) *The Midwest Counterdrug Training Center*
15 *(MCTC), Johnston, Iowa.*

16 (4) *The Regional Counterdrug Training Acad-*
17 *emy (RCTA), Meridian, Mississippi.*

18 (5) *The Northeast Regional Counterdrug Train-*
19 *ing Center (NCTC), Fort Indiantown Gap, Pennsyl-*
20 *vania.*

21 (d) *USE OF NATIONAL GUARD PERSONNEL.—*

22 (1) *IN GENERAL.—To the extent provided for in*
23 *the State drug interdiction and counterdrug activities*
24 *plan of a State in which a National Guard*
25 *counterdrug school is located, personnel of the Na-*

1 *tional Guard of that State who are ordered to perform*
2 *full-time National Guard duty authorized under sec-*
3 *tion 112(b) of that title 32, United States Code, may*
4 *provide training referred to in subsection (b) at that*
5 *school.*

6 (2) *DEFINITION.—In this subsection, the term*
7 *“State drug interdiction and counterdrug activities*
8 *plan”, in the case of a State, means the current plan*
9 *submitted by the Governor of the State to the Sec-*
10 *retary of Defense under section 112 of title 32, United*
11 *States Code.*

12 (e) *TREATMENT UNDER AUTHORITY TO PROVIDE*
13 *COUNTERDRUG SUPPORT.—The provisions of section 1004*
14 *of the National Defense Authorization Act for Fiscal Year*
15 *1991 (Public Law 101–510; 10 U.S.C. 374 note) shall apply*
16 *to any activities of a National Guard counterdrug school*
17 *under this section that are for an agency referred to in sub-*
18 *section (a) of such section 1004 and for a purpose set forth*
19 *in subsection (b) of such section 1004.*

20 (f) *ANNUAL REPORTS ON ACTIVITIES.—*

21 (1) *IN GENERAL.—Not later than February 1*
22 *each year, the Secretary of Defense shall submit to*
23 *Congress a report on the activities of the National*
24 *Guard counterdrug schools during the preceding year.*

1 (2) *CONTENTS.*—*Each report under paragraph*
2 *(1) shall set forth the following:*

3 (A) *FUNDING.*—*The amount made available*
4 *for each National Guard counterdrug school dur-*
5 *ing the fiscal year ending in the year preceding*
6 *the year in which such report is submitted.*

7 (B) *ACTIVITIES.*—*A description of the ac-*
8 *tivities of each National Guard counterdrug*
9 *school during the year preceding the year in*
10 *which such report is submitted.*

11 (g) *AUTHORIZATION OF APPROPRIATIONS.*—

12 (1) *IN GENERAL.*—*There is hereby authorized to*
13 *be appropriated for the Department of Defense for the*
14 *National Guard for each of fiscal years 2006 through*
15 *2010, \$30,000,000 for purposes of the National Guard*
16 *counterdrug schools in such fiscal year.*

17 (2) *CONSTRUCTION.*—*The amount authorized to*
18 *be appropriated by paragraph (1) for a fiscal year is*
19 *in addition to any other amount authorized to be ap-*
20 *propriated for the Department of Defense for the Na-*
21 *tional Guard for such fiscal year.*

1 **TITLE X—NATIONAL METH-**
2 **AMPHETAMINE INFORMATION**
3 **CLEARINGHOUSE ACT OF 2006**

4 **SEC. 1001. SHORT TITLE.**

5 *This title may be cited as the “National Methamphet-*
6 *amine Information Clearinghouse Act of 2006”.*

7 **SEC. 1002. DEFINITIONS.**

8 *In this title—*

9 *(1) the term “Council” means the National*
10 *Methamphetamine Advisory Council established under*
11 *section 1003(b)(1);*

12 *(2) the term “drug endangered children” means*
13 *children whose physical, mental, or emotional health*
14 *are at risk because of the production, use, or other ef-*
15 *fects of methamphetamine production or use by an-*
16 *other person;*

17 *(3) the term “National Methamphetamine Infor-*
18 *mation Clearinghouse” or “NMIC” means the infor-*
19 *mation clearinghouse established under section*
20 *1003(a); and*

21 *(4) the term “qualified entity” means a State or*
22 *local government, school board, or public health, law*
23 *enforcement, nonprofit, community antidrug coal-*
24 *ition, or other nongovernmental organization pro-*
25 *viding services related to methamphetamines.*

1 **SEC. 1003. ESTABLISHMENT OF CLEARINGHOUSE AND ADVI-**
2 **SORY COUNCIL.**

3 (a) *CLEARINGHOUSE.*—*There is established, under the*
4 *supervision of the Attorney General of the United States,*
5 *an information clearinghouse to be known as the National*
6 *Methamphetamine Information Clearinghouse.*

7 (b) *ADVISORY COUNCIL.*—

8 (1) *IN GENERAL.*—*There is established an advi-*
9 *sory council to be known as the National Meth-*
10 *amphetamine Advisory Council.*

11 (2) *MEMBERSHIP.*—*The Council shall consist of*
12 *10 members appointed by the Attorney General—*

13 (A) *not fewer than 3 of whom shall be rep-*
14 *resentatives of law enforcement agencies;*

15 (B) *not fewer than 4 of whom shall be rep-*
16 *resentatives of nongovernmental and nonprofit*
17 *organizations providing services or training and*
18 *implementing programs or strategies related to*
19 *methamphetamines; and*

20 (C) *1 of whom shall be a representative of*
21 *the Department of Health and Human Services.*

22 (3) *PERIOD OF APPOINTMENT; VACANCIES.*—
23 *Members shall be appointed for 3 years. Any vacancy*
24 *in the Council shall not affect its powers, but shall be*
25 *filled in the same manner as the original appoint-*
26 *ment.*

1 (4) *PERSONNEL MATTERS.*—

2 (A) *TRAVEL EXPENSES.*—*The members of*
3 *the Council shall be allowed travel expenses, in-*
4 *cluding per diem in lieu of subsistence, at rates*
5 *authorized for employees of agencies under sub-*
6 *chapter I of chapter 57 of title 5, United States*
7 *Code, while away from their homes or regular*
8 *places of business in the performance of services*
9 *for the Council.*

10 (B) *NO COMPENSATION.*—*The members of*
11 *the Council shall not receive compensation for*
12 *the performance of the duties of a member of the*
13 *Council.*

14 **SEC. 1004. NMIC REQUIREMENTS AND REVIEW.**

15 (a) *IN GENERAL.*—*The NMIC shall promote sharing*
16 *information regarding successful law enforcement, treat-*
17 *ment, environmental, prevention, social services, and other*
18 *programs related to the production, use, or effects of meth-*
19 *amphetamine and grants available for such programs.*

20 (b) *COMPONENTS.*—*The NMIC shall include—*

21 (1) *a toll-free number; and*

22 (2) *a website that provides a searchable database,*
23 *which—*

24 (A) *provides information on the short-term*
25 *and long-term effects of methamphetamine use;*

1 (B) provides information regarding meth-
2 amphetamine treatment and prevention pro-
3 grams and strategies and programs for drug en-
4 dangered children, including descriptions of suc-
5 cessful programs and strategies and contact in-
6 formation for such programs and strategies;

7 (C) provides information regarding grants
8 for methamphetamine-related programs, includ-
9 ing contact information and links to websites;

10 (D) allows a qualified entity to submit
11 items to be posted on the website regarding suc-
12 cessful public or private programs or other useful
13 information related to the production, use, or ef-
14 fects of methamphetamine;

15 (E) includes a restricted section that may
16 only be accessed by a law enforcement organiza-
17 tion that contains successful strategies, training
18 techniques, and other information that the Coun-
19 cil determines helpful to law enforcement agency
20 efforts to identify or combat the production, use
21 or effects of methamphetamine;

22 (F) allows public access to all information
23 not in a restricted section; and

24 (G) contains any additional information
25 the Council determines may be useful in identi-

1 *fy*ing or combating the production, use, or effects
2 of methamphetamine.

3 (c) **REVIEW OF POSTED INFORMATION.**—

4 (1) **IN GENERAL.**—Not later than 30 days after
5 the date of submission of an item by a qualified enti-
6 ty, the Council shall review an item submitted for
7 posting on the website described in subsection (b)(2)—

8 (A) to evaluate and determine whether the
9 item, as submitted or as modified, meets the re-
10 quirements for posting; and

11 (B) in consultation with the Attorney Gen-
12 eral, to determine whether the item should be
13 posted in a restricted section of the website.

14 (2) **DETERMINATION.**—Not later than 45 days
15 after the date of submission of an item, the Council
16 shall—

17 (A) post the item on the website described in
18 subsection (b)(2); or

19 (B) notify the qualified entity that sub-
20 mitted the item regarding the reason such item
21 shall not be posted and modifications, if any,
22 that the qualified entity may make to allow the
23 item to be posted.

24 **SEC. 1005. AUTHORIZATION OF APPROPRIATIONS.**

25 There are authorized to be appropriated—

1 (1) for fiscal year 2006—

2 (A) \$2,000,000 to establish the NMIC and
3 Council; and

4 (B) such sums as are necessary for the oper-
5 ation of the NMIC and Council; and

6 (2) for each of fiscal years 2007 through 2010,
7 such sums as are necessary for the operation of the
8 NMIC and Council.

9 **TITLE XI—MISCELLANEOUS**
10 **PROVISIONS**

11 **SEC. 1101. REPEALS.**

12 (a) ACT.—Sections 709, 710, and 711 are repealed.

13 (b) FORFEITURE ASSETS.—Section 6073 of the Assets
14 Forfeiture Amendments Act of 1988 (21 U.S.C. 1509) is re-
15 pealed.

16 **SEC. 1102. CONTROLLED SUBSTANCES ACT AMENDMENTS.**

17 Section 303(g)(2)(B)(iii) of the Controlled Substances
18 Act (21 U.S.C. 823(g)(2)(B)(iii)) is amended by striking
19 “except that the Secretary” and inserting the following:
20 “unless, not sooner than 1 year after the date on which the
21 practitioner submitted the initial notification, the practi-
22 tioner submits a second notification to the Secretary of the
23 need and intent of the practitioner to treat more than such
24 applicable number of patients. A second notification under

1 *this clause shall contain the certifications required by*
2 *clauses (i) and (ii) of this subparagraph. The Secretary”.*

3 **SEC. 1103. REPORT ON INTELLIGENCE SHARING.**

4 *Not later than 180 days after the date of enactment*
5 *of this Act, the Director shall submit to Congress a report—*

6 *(1) evaluating existing and planned intelligence*
7 *systems used by Federal, State, and local law enforce-*
8 *ment agencies responsible for drug trafficking and*
9 *drug production enforcement; and*

10 *(2) addressing—*

11 *(A) the current intelligence systems used by*
12 *Federal, State, and local law enforcement agen-*
13 *cies;*

14 *(B) the compatibility of such systems in en-*
15 *sureing access and availability of intelligence to*
16 *Federal, State, and local law enforcement;*

17 *(C) the extent to which Federal, State, and*
18 *local law enforcement are sharing intelligence in-*
19 *formation to assess current threats and design*
20 *appropriate enforcement strategies; and*

21 *(D) the measures needed to ensure and to*
22 *promote effective information sharing among in-*
23 *telligence systems operated by Federal, State,*
24 *and local law enforcement agencies responsible*

1 *for drug trafficking and drug production enforce-*
2 *ment.*

3 **SEC. 1104. REQUIREMENT FOR SOUTH AMERICAN HEROIN**
4 **STRATEGY.**

5 *(a) IN GENERAL.—Not later than 90 days after the*
6 *date of enactment of this Act, the Director shall submit to*
7 *Congress a comprehensive strategy that addresses the in-*
8 *creased threat from South American heroin, and in par-*
9 *ticular Colombian heroin, and the emerging threat from*
10 *opium poppy grown in Peru and often intended for transit*
11 *to Columbia for processing into heroin.*

12 *(b) CONTENTS.—The strategy submitted under sub-*
13 *section (a) shall include—*

14 *(1) opium eradication efforts to eliminate the*
15 *problem at the source to prevent heroin from entering*
16 *the stream of commerce;*

17 *(2) interdiction and precursor chemical controls;*

18 *(3) demand reduction and treatment;*

19 *(4) alternative development programs, including*
20 *direct assistance to regional governments to demobi-*
21 *lize and provide alternative livelihoods to former*
22 *members of insurgent or other groups engaged in her-*
23 *oin, cocoa, or other illicit drug production or traf-*
24 *ficking;*

1 (5) *efforts to inform and involve local citizens in*
2 *the programs described in paragraphs (1) through*
3 *(4), such as through leaflets advertising rewards for*
4 *information;*

5 (6) *provisions that ensure the maintenance at*
6 *current levels of efforts to eradicate coca in Colombia;*
7 *and*

8 (7) *an assessment of the specific level of funding*
9 *and resources necessary to simultaneously address the*
10 *threat from South American heroin and the threat*
11 *from Colombian and Peruvian coca.*

12 (c) *TREATMENT OF CLASSIFIED OR LAW ENFORCE-*
13 *MENT SENSITIVE INFORMATION.—Any content of the strat-*
14 *egy submitted under subsection (a) that involves informa-*
15 *tion classified under criteria established by an Executive*
16 *order, or whose public disclosure, as determined by the Di-*
17 *rector or the head of any relevant Federal agency, would*
18 *be detrimental to the law enforcement of national security*
19 *activities of any Federal, foreign, or international agency,*
20 *shall be presented to Congress separately from the rest of*
21 *the strategy.*

22 **SEC. 1105. MODEL ACTS.**

23 (a) *IN GENERAL.—The Director shall enter into an*
24 *agreement with a nonprofit corporation that works with*
25 *States on laws and policies to address alcohol and other*

1 *drug issues, under which the corporation shall revise the*
 2 *model State drug laws developed by the President's Com-*
 3 *mission on Model State Drug Laws and draft supple-*
 4 *mentary model acts to meet changes in States' substance*
 5 *abuse issues.*

6 (b) *AUTHORIZATION OF APPROPRIATIONS.—There are*
 7 *authorized to be appropriated \$1,500,000 to carry out this*
 8 *section.*

9 **SEC. 1106. STUDY ON IATROGENIC ADDICTION ASSOCIATED**
 10 **WITH PRESCRIPTION OPIOID ANALGESIC**
 11 **DRUGS.**

12 (a) *IN GENERAL.—*

13 (1) *STUDY.—The Director of the Office of Na-*
 14 *tional Drug Control Policy shall request the Institute*
 15 *of Medicine of the National Academy of Sciences to*
 16 *enter into an agreement under which the Institute*
 17 *agrees to study certain aspects of iatrogenic addiction*
 18 *to prescription opioid analgesics included in schedules*
 19 *II and III of the Controlled Substances Act (21*
 20 *U.S.C. 812).*

21 (2) *IATROGENIC ADDICTION.—In this section, the*
 22 *term “iatrogenic addiction” means an addiction de-*
 23 *veloped from the use of an opioid analgesic by an in-*
 24 *dividual with no previous history of any addiction,*
 25 *who has lawfully obtained and used the drug for a le-*

1 *gitimate medical purpose by administration from, or*
2 *pursuant to the prescription or order of, an indi-*
3 *vidual practitioner acting in the usual course of pro-*
4 *fessional practice.*

5 *(b) REQUIREMENTS.—The study conducted pursuant*
6 *to this section shall assess the current scientific literature*
7 *to determine, if possible—*

8 *(1) the rate of iatrogenic addiction associated*
9 *with the appropriate use of prescription drugs de-*
10 *scribed in subsection (a);*

11 *(2) the impact of iatrogenic addiction associated*
12 *with the appropriate use of prescription drugs de-*
13 *scribed in subsection (a) on the individual, the pre-*
14 *scriber, other patients, and society in general;*

15 *(3) the comparative abuse liability of prescrip-*
16 *tion drugs described in subsection (a) when used*
17 *properly by the ultimate user for a legitimate medical*
18 *purpose; and*

19 *(4)(A) what types of prospective or retrospective*
20 *studies should be undertaken to determine the rate of*
21 *iatrogenic addiction associated with the appropriate*
22 *use of the prescription drugs described in subsection*
23 *(a); and*

24 *(B) a feasible timeline for conducting and re-*
25 *porting such studies, should the current state of the*

1 *scientific literature be insufficient to determine the*
 2 *rate, impact, and comparative abuse liability of pre-*
 3 *scription drugs described in subsection (a).*

4 *(c) REPORT.—Not later than 1 year after the date of*
 5 *enactment of this Act, the Director of the Office of National*
 6 *Drug Control Policy shall ensure that the agreement under*
 7 *subsection (a) provides for the submission of a report to*
 8 *the Congress on the status of the study conducted pursuant*
 9 *to this section.*

10 **SEC. 1107. REQUIREMENT FOR STRATEGY TO STOP INTER-**
 11 **NET ADVERTISING OF PRESCRIPTION MEDI-**
 12 **CINES WITHOUT A PRESCRIPTION.**

13 *Not later than 120 days after the date of the enactment*
 14 *of this Act, the Director of the Office of National Drug Con-*
 15 *trol Policy shall submit to Congress a strategy to stop ad-*
 16 *vertisements that provide information about obtaining over*
 17 *the Internet drugs (as defined in section 702(3) of the Office*
 18 *of National Drug Control Policy Reauthorization Act of*
 19 *1998) for which a prescription is required without the use*
 20 *of such a lawful prescription.*

21 **SEC. 1108. REQUIREMENT FOR STUDY ON DIVERSION AND**
 22 **INAPPROPRIATE USES OF PRESCRIPTION**
 23 **DRUGS.**

24 *Not later than 90 days after the date of enactment of*
 25 *this Act, the Director of the Office of National Drug Control*

1 *Policy, in consultation with the Secretary of Health and*
2 *Human Services, shall submit to Congress a report that in-*
3 *cludes a plan to conduct a study on the illegal diversion*
4 *and inappropriate uses of prescription drugs, including the*
5 *following:*

6 (1) *Methods to utilize both public use surveys*
7 *that are in existence as of the date of enactment of*
8 *this Act and other surveys to provide appropriate*
9 *baseline data on the natural history of diversion and*
10 *abuse of prescription drugs that are included in*
11 *schedules under the Controlled Substances Act to*
12 *evaluate the extent and nature of potential problems*
13 *with such use to guide corrective actions which may*
14 *reduce such problems without unintentionally hin-*
15 *dering access to these drugs for legitimate medical*
16 *purposes. Specifically, other surveys to be considered*
17 *are those that address the abuse of these substances on*
18 *a regional or national basis, and those that address*
19 *the diversion of these substances on a regional or na-*
20 *tional basis.*

21 (2) *A scientifically based analysis of the relative*
22 *contribution of both innate and acquired genetic fac-*
23 *tors, environmental factors, psychological factors and*
24 *drug characteristics that contribute to addiction to*
25 *prescription drugs.*

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A BILL

To reauthorize the Office of National Drug Control
Policy.

MAY 25, 2006

Reported with an amendment