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1ST SESSION

H. R. 1926

IN THE SENATE OF THE UNITED STATES

NOVEMBER 22, 1993

Received

NOVEMBER 23, 1993

Read twice and referred to the Committee on the Judiciary

AN ACT

To amend the National Narcotics Leadership Act of 1988 to extend and authorize appropriations for the Office of National Drug Control Policy, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Narcotics
5 Leadership Act Amendments of 1993”.

6 **SEC. 2. IMPLEMENTATION OF NATIONAL DRUG CONTROL**
7 **STRATEGY.**

8 Section 1003(c) of the National Narcotics Leadership
9 Act of 1988 (21 U.S.C. 1502(c)) is amended—

1 (1) by redesignating paragraphs (5), (6), and
2 (7) as paragraphs (6), (7), and (8), respectively; and
3 (2) by inserting after paragraph (4) the follow-
4 ing:

5 “(5) The Director may require the inclusion, in the
6 budget submission to the Office of Management and
7 Budget by any National Drug Control Program agency,
8 of funding requests for specific initiatives that are consist-
9 ent with the President’s priorities for the National Drug
10 Control Strategy and certifications made pursuant to
11 paragraph (3).”.

12 **SEC. 3. REPORT ON REPROGRAMMING; OFFICE PERSON-**
13 **NEL RESTRICTION.**

14 (a) REPORT ON REPROGRAMMING.—Section
15 1003(c)(7) of the National Narcotics Leadership Act of
16 1988, as redesignated by section 2(1) of this Act, is
17 amended to read as follows:

18 “(7) The Director shall report to the Congress on a
19 quarterly basis regarding the need for any reprogramming
20 or transfer of appropriated funds in an amount greater
21 than \$5,000,000 for National Drug Control Program ac-
22 tivities.”.

23 (b) OFFICE PERSONNEL RESTRICTION.—Section
24 1003 of the National Narcotics Leadership Act of 1988

1 (21 U.S.C. 1502) is amended by adding at the end the
2 following:

3 “(f) PROHIBITION ON POLITICAL CAMPAIGNING.—A
4 Federal officer in the Office of National Drug Control Pol-
5 icy who is appointed by the President, by and with the
6 advice and consent of the Senate, may not participate in
7 Federal election campaign activities, except that such an
8 official is not prohibited by this subsection from making
9 contributions to individual candidates.”.

10 **SEC. 4. NATIONAL DRUG CONTROL STRATEGY OUTCOME**
11 **MEASURES.**

12 Section 1005(a) of the National Narcotics Leadership
13 Act of 1988 (21 U.S.C. 1504(a)) is amended—

14 (1) in paragraph (2)(A) by inserting “and the
15 consequences of drug abuse” after “drug abuse”;
16 and

17 (2) by amending paragraph (4) to read as fol-
18 lows:

19 “(4) The Director shall include with each Na-
20 tional Drug Control Strategy an evaluation of the ef-
21 fectiveness of Federal drug control during the pre-
22 ceding year. The evaluation shall include an assess-
23 ment of Federal drug control efforts, including—

24 “(A) assessment of the reduction of drug
25 use, including estimates of drug prevalence and

1 frequency of use as measured by national,
2 State, and local surveys of illicit drug use and
3 by other special studies of—

4 “(i) high-risk populations, including
5 school dropouts, the homeless and tran-
6 sient, arrestees, parolees, and probationers,
7 and juvenile delinquents; and

8 “(ii) drug use in the workplace and
9 the productivity lost by such use;

10 “(B) assessment of the reduction of drug
11 availability, as measured by—

12 “(i) the quantities of cocaine, heroin,
13 and marijuana available for consumption
14 in the United States;

15 “(ii) the amount of cocaine and heroin
16 entering the United States;

17 “(iii) the number of hectares of poppy
18 and coca cultivated and destroyed;

19 “(iv) the number of metric tons of
20 heroin and cocaine seized;

21 “(v) the number of cocaine processing
22 labs destroyed;

23 “(vi) changes in the price and purity
24 of heroin and cocaine;

1 “(vii) the amount and type of con-
2 trolled substances diverted from legitimate
3 retail and wholesale sources; and

4 “(viii) the effectiveness of Federal
5 technology programs at improving drug de-
6 tection capabilities at United States ports
7 of entry;

8 “(C) assessment of the reduction of the
9 consequences of drug use and availability, which
10 shall include estimation of—

11 “(i) burdens drug users placed on
12 hospital emergency rooms in the United
13 States, such as the quantity of drug-relat-
14 ed services provided;

15 “(ii) the annual national health care
16 costs of drug use, including costs associ-
17 ated with people becoming infected with
18 the human immunodeficiency virus and
19 other communicable diseases as a result of
20 drug use;

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

23 “(iv) the contribution of drugs to the
24 underground economy, as measured by the

1 retail value of drugs sold in the United
2 States; and

3 “(D) determination of the status of drug
4 treatment in the United States, by assessing—

5 “(i) public and private treatment ca-
6 pacity within each State, including infor-
7 mation on the number of treatment slots
8 available in relation to the number actually
9 used, including data on intravenous drug
10 users and pregnant women;

11 “(ii) the extent, within each State, to
12 which treatment is available, on demand,
13 to intravenous drug users and pregnant
14 women;

15 “(iii) the number of drug users the
16 Director estimates could benefit from
17 treatment; and

18 “(iv) the success of drug treatment
19 programs, including an assessment of the
20 effectiveness of the mechanisms in place
21 federally, and within each State, to deter-
22 mine the relative quality of substance
23 abuse treatment programs, the qualifica-
24 tions of treatment personnel, and the
25 mechanism by which patients are admitted

1 to the most appropriate and cost effective
2 treatment setting.

3 “(5) The Director shall include with the Na-
4 tional Drug Control Strategy required to be submit-
5 ted not later than February 1, 1994, and with every
6 second such strategy submitted thereafter—

7 “(A) an assessment of the quality of cur-
8 rent drug use measurement instruments and
9 techniques to measure supply reduction and de-
10 mand reduction activities;

11 “(B) an assessment of the adequacy of the
12 coverage of existing national drug use measure-
13 ment instruments and techniques to measure
14 the casual drug user population and groups at-
15 risk for drug use;

16 “(C) an assessment of the actions the Di-
17 rector shall take to correct any deficiencies and
18 limitations identified pursuant to subpara-
19 graphs (A) and (B); and

20 “(D) identification of the specific factors
21 that restrict the availability of treatment serv-
22 ices to those seeking it and proposed adminis-
23 trative or legislative remedies to make treat-
24 ment available to those individuals.

1 “(6) Federal agencies responsible for the collec-
2 tion or estimation of drug-related information re-
3 quired by the Director shall cooperate with the Di-
4 rector, to the fullest extent possible, to enable the
5 Director to satisfy the requirements of sections 4
6 and 5.

7 “(7) By June 1, 1994, and with each National
8 Drug Control Strategy submitted thereafter, the Di-
9 rector shall report to the President and the Congress
10 on the Director’s assessment of drug use and avail-
11 ability in the United States, including an estimate of
12 the effectiveness of interdiction, treatment, preven-
13 tion, law enforcement, and international programs
14 under the National Drug Control Strategy in effect
15 in the preceding year in reducing drug use and
16 availability.”.

17 **SEC. 5. DIRECTOR AS A MEMBER OF THE NATIONAL SECUR-**
18 **RITY COUNCIL.**

19 Section 402(a)(7) of title 50, United States Code, is
20 amended by—

21 (1) striking “and” after the semicolon in para-
22 graph (6);

23 (2) redesignating paragraph (7) as paragraph
24 (8); and

25 (3) inserting after paragraph (6) the following:

1 “(7) the Director of the Office of National
2 Drug Control Policy; and”.

3 **SEC. 6. COUNTER-DRUG TECHNOLOGY ASSESSMENT CEN-**
4 **TER.**

5 (a) DRUG ABUSE ADDICTION AND REHABILITATION
6 CENTER.—Section 1003A of the National Narcotics Lead-
7 ership Act of 1988 (21 U.S.C. 1502a(c)(1)) is amended—

8 (1) by redesignating subparagraphs (B), (C),
9 and (D) as subparagraphs (C), (D), and (E), respec-
10 tively; and

11 (2) by inserting after subparagraph (A) the fol-
12 lowing:

13 “(B) identify and support, through inter-
14 agency agreements or grants that are subjected
15 to peer review by independent advisory boards,
16 the application of technology to expanding the
17 effectiveness or availability of drug treatment;”.

18 (b) ASSISTANCE FROM THE ADVANCED RESEARCH
19 PROJECT AGENCY.—Section 1003A of the National Nar-
20 cotics Leadership Act of 1988 (21 U.S.C. 1502a) is
21 amended by adding at the end the following:

22 “(f) ASSISTANCE AND SUPPORT TO OFFICE OF NA-
23 TIONAL DRUG CONTROL POLICY.—The Director of the
24 Advanced Research Project Agency shall, to the fullest ex-

1 tent possible, render assistance and support to the Office
2 of National Drug Control Policy and its Director.”.

3 (c) REPEAL AND REDESIGNATION.—The National
4 Narcotics Leadership Act of 1988 is amended by—

5 (1) repealing section 1008 (21 U.S.C. 1505), as
6 in effect on the date of the enactment of this Act;

7 (2) redesignating section 1003A, as amended by
8 subsection (b) of this section, as section 1008; and

9 (3) moving such section, as redesignated, so as
10 to follow section 1007.

11 **SEC. 7. PAYING CERTAIN NECESSARY EXPENSES FOR**
12 **STRATEGY CONSULTATION.**

13 Section 1005(a)(3) of the National Narcotics Leader-
14 ship Act of 1988 (21 U.S.C. 1504(a)(3)) is amended by
15 adding at the end the following:

16 “(C) The Director may pay for the necessary and ap-
17 propriate expenses for assemblages of individuals provid-
18 ing consultation to the Director in developing the National
19 Drug Control Strategy.”.

20 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

21 Section 1011 of the National Narcotics Leadership
22 Act of 1988 (21 U.S.C. 1508) is amended by striking
23 “\$3,500,000” and all that follows through “years,” and
24 inserting “such sums as may be necessary for fiscal year
25 1994,”.

1 **SEC. 9. TERMINATION OF OFFICE OF NATIONAL DRUG CON-**
2 **TROL POLICY.**

3 Section 1009 of the National Narcotics Leadership
4 Act of 1988 (21 U.S.C. 1506) is amended by striking “the
5 date which is 5 years after the date of the enactment of
6 this subtitle” and inserting “September 30, 1994”.

Passed the House of Representatives November 21,
1993.

Attest: DONNALD K. ANDERSON,
Clerk.