

Ronald Reagan Presidential Library  
Digital Library Collections

---

This is a PDF of a folder from our textual collections.

---

**Collection:** Bledsoe, Ralph C.: Files  
**Folder Title:** [Drug Abuse Policy - August 1986]  
(10)  
**Box:** 22

---

To see more digitized collections visit:

<https://reaganlibrary.gov/archives/digital-library>

To see all Ronald Reagan Presidential Library inventories visit:

<https://reaganlibrary.gov/document-collection>

Contact a reference archivist at: [reagan.library@nara.gov](mailto:reagan.library@nara.gov)

Citation Guidelines: <https://reaganlibrary.gov/citing>

National Archives Catalogue: <https://catalog.archives.gov/>

1           “(F) to knowingly operate an aircraft with a fuel  
2 tank or fuel system that has been installed or modified  
3 on the aircraft, unless such tank or system and the  
4 installation or modification of such tank or system is in  
5 accordance with all applicable rules, regulations, and  
6 requirements of the Administrator.

7           “(2) The transportation referred to in paragraph (1) is  
8 the transportation by aircraft of any controlled substance  
9 where such transportation is punishable by death or  
10 imprisonment for a term exceeding one year under a State or  
11 Federal law or is provided in connection with any act that is  
12 punishable by death or imprisonment for a term exceeding one  
13 year under a State or Federal law relating to a controlled  
14 substance (other than a law relating to simple possession of  
15 a controlled substance).

16           “(3) A person violating this subsection shall be subject  
17 to a fine not exceeding \$25,000, or imprisonment not  
18 exceeding 5 years, or both.

19           “(4) A person who, in connection with transportation  
20 described in paragraph (2), operates an aircraft on which a  
21 fuel tank or fuel system has been installed or modified and  
22 does not carry aboard the aircraft any certificate required  
23 to be issued by the Administrator for such installation or  
24 modification shall be presumed to have violated subparagraph  
25 (F) of paragraph (1).

1       “(5) In the case of a violation of subparagraph (F) of  
2 paragraph (1), the fuel tank or fuel system and the aircraft  
3 involved shall be subject to seizure and forfeiture. The  
4 provisions of law relating to--

5           “(A) the seizure, summary and judicial forfeiture,  
6 and condemnation of property for violation of the customs  
7 laws;

8           “(B) the disposition of such property or the  
9 proceeds from the sale thereof;

10          “(C) the remission or mitigation of such  
11 forfeitures; and

12          “(D) the compromise of claims and the award of  
13 compensation to informers in respect of such forfeitures;  
14 shall apply to seizures and forfeitures under this paragraph.  
15 The Secretary may authorize such officers and agents as are  
16 necessary to carry out seizures and forfeitures under this  
17 paragraph, and such officers and agents shall have the powers  
18 and duties given to customs officers with respect to the  
19 seizure and forfeiture of property under the customs laws.

20          “(6) For purposes of this subsection, the term  
21 ‘controlled substance’ has the meaning given such term by  
22 section 102(6) of the Controlled Substances Act (21 U.S.C.  
23 802(6)).”

24       (b) CONFORMING AMENDMENT.--That portion of the table of  
25 contents of the Federal Aviation Act of 1958 which appears

1 under the side heading

``Sec. 902. Criminal penalties.``

2 is amended by striking the item relating to subsection (q)

3 and inserting

``(q) Violations in connection with  
transportation of controlled  
substances.``

4 SEC. 703. DRUGS AND HIGHWAY SAFETY.

5 (a) STUDY.--The Secretary of Transportation shall conduct  
6 a study to determine the relationship between the usage of  
7 controlled substances and highway safety. Such study shall  
8 include a simulation of driving conditions, emergency  
9 situations, and driver performance under various drug and  
10 dosage conditions. Such study shall determine the incidence  
11 of controlled substance usage in highway accidents resulting  
12 in fatalities and the dosage levels for controlled substances  
13 which are most likely to result in impairment of driver  
14 performance.

15 (b) REPORT.--Not later than one year after the date of  
16 the enactment of this Act, the Secretary of Transportation  
17 shall submit to Congress a report on the results of the study  
18 conducted under subsection (a).

COMMITTEE PRINT

Showing H.R. 5378, As Reported on August 12, 1986

by the Committee on Education and Labor

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the "Drug Abuse Education and  
3 Prevention Act of 1986".

4 SEC. 2. FINDINGS; PURPOSE; ESTABLISHMENT; NATIONAL ADVISORY  
5 COUNCIL.

6 (a) FINDINGS.--The Congress finds that drug abuse  
7 education and prevention programs are an essential component  
8 of a comprehensive Federal initiative to reduce the demand  
9 for and use of drugs throughout the Nation.

10 (b) PURPOSE.--It is the purpose of this Act to provide  
11 Federal financial assistance for drug abuse education and  
12 prevention programs (which shall include early intervention  
13 and rehabilitation referral)--

14 (1) to States for grants to local and intermediate  
15 educational agencies and consortia to establish, operate,  
16 and improve local programs of drug abuse education and  
17 prevention in elementary and secondary schools (including  
18 intermediate and junior high schools);

19 (2) to States to establish, operate, and improve

1 State and local programs of drug abuse education and  
2 prevention;

3 (3) to States for grants to and contracts with  
4 community-based organizations for drug abuse education  
5 and prevention programs for school dropouts and programs  
6 for school-age children after school hours and during the  
7 summer vacation and other periods of non-attendance, with  
8 particular emphasis on early intervention and  
9 rehabilitation referral;

10 (4) to institutions of higher education to establish,  
11 implement, and expand programs for students enrolled in  
12 colleges and universities; and

13 (5) to institutions of higher education in  
14 cooperation with State and local educational agencies for  
15 teacher training programs in drug abuse education and  
16 prevention.

17 (c) ESTABLISHMENT.--The Secretary of Education shall  
18 establish Federal programs of drug abuse education and  
19 prevention (including early intervention and rehabilitation  
20 referral) in elementary and secondary schools and  
21 institutions of higher education in accordance with the  
22 provisions of this Act.

23 (d) NATIONAL ADVISORY COUNCIL.--

24 (1) There is established a National Advisory Council  
25 on Drug Abuse Education and Prevention. The Advisory

1 Council shall attract and focus national attention on  
2 drug-related problems, support and publicize programs of  
3 drug abuse education and prevention (including early  
4 intervention and rehabilitation referral), and advise the  
5 Secretary on programs and activities under this Act.

6 (2) The Advisory Council shall be composed of not  
7 less than 15 and not more than 25 individuals who are  
8 nationally prominent and recognized as broadly  
9 representative of education groups, parent groups,  
10 student groups, community and philanthropic  
11 organizations, State and local elected officials, law  
12 enforcement officials, the entertainment industry,  
13 professional and amateur athletics, and business. Members  
14 of the Advisory Council shall be appointed by the  
15 President to 4 year terms. A vacancy in the Advisory  
16 Council shall be filled in the manner in which the  
17 original appointment was made.

18 (3) The Advisory Council shall meet at the call of  
19 the President or the Secretary of Education. Members of  
20 the Council shall serve without pay, but may be  
21 reimbursed for actual and necessary travel and expenses  
22 incurred in the performance of their duties on the  
23 Council. Upon request of the Council, the head of any  
24 Federal agency is authorized to detail any of the  
25 personnel of such agency to the Council to assist the

1 Council in carrying out its duties under this Act.

2 SEC. 3. STATE AND LOCAL USE OF FUNDS.

3 (a) STATE USE OF FUNDS.--

4 (1) Funds made available to a State under this Act  
5 may be used in accordance with an approved application  
6 for--

7 (A) the development, acquisition, dissemination,  
8 and implementation of drug abuse education and  
9 prevention model curricula materials for elementary  
10 and secondary schools throughout the State;

11 (B) demonstration projects of drug abuse  
12 education and prevention (including programs and  
13 activities during after school hours, summer vacation,  
14 and other periods of non-attendance);

15 (C) programs of inservice and preservice training  
16 in drug abuse education and prevention for teachers,  
17 counselors, other educational personnel, public  
18 service personnel (including law enforcement  
19 officials), and community leaders;

20 (D) technical assistance to local educational  
21 agencies, intermediate educational agencies, and  
22 consortia;

23 (E) other programs of drug abuse education and  
24 prevention consistent with the purposes of this Act;  
25 and

1 (F) State administrative costs.

2 (2) Not more than 5 percent of the funds available to  
3 a State for the purposes of this subsection may be used  
4 for State administrative costs under paragraph (1)(F).

5 (b) LOCAL USE OF FUNDS.--Funds made available to a local  
6 or intermediate educational agency or consortia under this  
7 Act may be used in accordance with an approved application  
8 for--

9 (1) the development, acquisition, and implementation  
10 of drug abuse education and prevention curricula for  
11 elementary and secondary schools;

12 (2) drug abuse prevention counseling programs  
13 including peer and professional counseling;

14 (3) programs of drug abuse treatment referral;

15 (4) programs of inservice and preservice training in  
16 drug abuse education and prevention for teachers,  
17 counselors, other educational personnel, public service  
18 personnel (including law enforcement officials), and  
19 community leaders;

20 (5) school-based programs of prevention and early  
21 intervention (not including treatment);

22 (6) family education programs on drug abuse  
23 prevention, particularly programs for parents; and

24 (7) other programs of drug abuse education and  
25 prevention consistent with the purposes of this Act.

## 1 SEC. 4. ALLOTMENTS.

2 (a) RESERVED AMOUNTS FOR FEDERAL PROGRAMS.--From the sums  
3 appropriated or otherwise made available to carry out this  
4 Act in any fiscal year, the Secretary shall reserve--

5 (1) 1 percent for payments to Guam, American Samoa,  
6 the Virgin Islands, the Trust Territory of the Pacific  
7 Islands, and the Northern Mariana Islands, to be allotted  
8 in accordance with their respective needs;

9 (2) 1 percent for programs for Indian children under  
10 section 11;

11 (3) 5 percent for national programs under section 9;  
12 and

13 (4) 10 percent for programs with institutions of  
14 higher education under section 10.

## 15 (b) ALLOTMENTS TO STATES.--

16 (1) From the remainder of such sums the Secretary  
17 shall allot to each State an amount which bears the same  
18 ratio to the amount of such remainder as the school-age  
19 population of the State bears to the school-age  
20 population of all States, except that no State shall  
21 receive less than an amount equal to 0.5 percent of such  
22 remainder.

23 (2) The Secretary is authorized to reallocate any amount  
24 of any allotment to a State to the extent that the  
25 Secretary determines that the State will not be able to

1 obligate such amount within two years of allotment. Any  
2 such reallocation shall be made on the same basis as an  
3 allotment under paragraph (1).

4 (d) PAYMENTS; FEDERAL SHARE.--

5 (1) For any fiscal year for which a State has an  
6 approved application, the Secretary shall pay from the  
7 allotment for that State under this section the Federal  
8 share of the costs of carrying out the State and local  
9 programs under such application.

10 (2) The Federal share of the costs for State and  
11 local programs assisted under this Act shall be 100  
12 percent for the first year and 75 percent for the second  
13 and any subsequent year of assistance. The non-Federal  
14 share of the costs of programs, services, and activities  
15 under this Act may be public or private assistance and  
16 contributions, in cash or in kind, fairly valued.

17 (3) The Secretary may waive the Federal share  
18 requirement under this section upon making a  
19 determination that the local applicant serves a  
20 distressed area and is unable to meet such requirement or  
21 that the waiver would be equitable due to exceptional or  
22 uncontrollable circumstances affecting the ability of the  
23 applicant to meet such requirements, such as a natural  
24 disaster or an unforeseen and precipitous decline in  
25 financial resources.

1 (e) DEFINITIONS.--For purposes of this section the term  
2 "State" means any of the fifty States, the District of  
3 Columbia, and Puerto Rico.

4 SEC. 5. STATE APPLICATIONS.

5 (a) REQUIREMENTS.--In order to receive a payment under  
6 section 4 for any fiscal year a State shall submit an  
7 application to the Secretary which--

8 (1) sets forth a comprehensive Statewide plan for  
9 programs under this Act which includes the criteria and  
10 priorities for award of grants and contracts by the State  
11 under sections 6 and 8;

12 (2) contains an estimate of the cost for the  
13 establishment and operation of such programs;

14 (3) designates the State agency or agencies  
15 responsible for the administration and supervision of  
16 programs assisted under section 6(a) of this Act;

17 (4) provides for an advisory council, appointed by  
18 the Governor and determined to be broadly representative  
19 of the general public, which shall include the chief  
20 State school officer and persons representative of--

21 (A) parents of elementary and secondary  
22 schoolchildren,

23 (B) teachers and counselors,

24 (C) officers of State and local government,

25 (D) medical and mental health professionals,

1           (E) social service workers,  
2           (F) the law enforcement community, and  
3           (E) community-based organizations,  
4 to advise the Governor and other appropriate State  
5 agencies on State programs, the allocation of funds to  
6 local and intermediate educational agencies and  
7 consortia, and the planning, development, support,  
8 implementation, and evaluation of State assisted programs  
9 under this Act;

10           (5) provides assurances that the State will provide  
11 financial assistance under this Act only to local  
12 educational agencies, intermediate educational agencies,  
13 and consortia that establish and implement mandatory drug  
14 abuse education and prevention programs in elementary and  
15 secondary schools;

16           (6) provides assurances that the State will ensure an  
17 equitable distribution throughout the State of funds  
18 available under this Act;

19           (7) describes the manner in which the State will  
20 coordinate its efforts with appropriate Federal, State,  
21 and local law enforcement officials and programs related  
22 to drug abuse education, prevention, treatment, and  
23 rehabilitation;

24           (8) provides that the Federal funds made available  
25 under this Act shall be used to supplement and, to the

1 extent practical, to increase the level of funds that  
2 would, in the absence of such Federal funds, be made  
3 available by the recipient for the purposes described in  
4 this Act, and in no case supplant such funds;

5 (9) provides for an annual evaluation of the  
6 effectiveness of programs assisted under this Act;

7 (10) provides that the State will keep such records  
8 and provide such information to the Secretary as may be  
9 required for fiscal audit and program evaluation;

10 (11) contains assurances that there is compliance  
11 with the specific requirements of this Act, including the  
12 Federal share limitations of section 4; and

13 (12) includes such other information and assurances  
14 as the Secretary reasonably determines to be necessary.

15 (c) PERIOD OF APPLICATION.--An application under this  
16 section shall be for a period not to exceed three fiscal  
17 years and may be amended annually as may be necessary to  
18 reflect changes without filing a new application.

19 SEC. 6. ALLOCATION OF FUNDS BY THE STATES.

20 (a) AMOUNTS RESERVED FOR STATE ACTIVITIES.--From the  
21 payment made to a State for each fiscal year under section 4,  
22 the Governor shall reserve--

23 (1) 10 percent for State activities under section  
24 3(a); and

25 (2) an additional amount, consistent with the number

1 of school dropouts in the State, for the purposes of  
2 section 8.

3 (b) GRANTS TO LOCAL AND INTERMEDIATE EDUCATIONAL AGENCIES  
4 AND CONSORTIA.--From the remainder of the payment under  
5 subsection (a), the State educational agency, in consultation  
6 with the State advisory council, shall make grants to local  
7 educational agencies, intermediate educational agencies, and  
8 consortia for activities under section 3(b).

9 SEC. 7. LOCAL APPLICATIONS.

10 (a) REQUIREMENTS.--In order to be eligible to receive a  
11 grant under this Act for any fiscal year a local educational  
12 agency, intermediate educational agency, or consortia shall  
13 submit an application to the State educational agency. Such  
14 application shall--

15 (1) set forth a comprehensive plan for programs of  
16 the applicant under this Act;

17 (2) contain an estimate of the cost for the  
18 establishment and operation of such programs;

19 (3) as appropriate, establish or designate a local or  
20 regional advisory council on drug abuse education and  
21 prevention composed of individuals who are parents,  
22 teachers, officers of State and local government, medical  
23 professionals, representatives of the law enforcement  
24 community, community-based organizations, and other  
25 groups with interest and expertise in the field of drug

1 abuse;

2 (4) describe the manner in which the applicant will  
3 establish, implement, or augment mandatory age-  
4 appropriate, developmentally-based, drug abuse education  
5 and prevention programs in elementary and secondary  
6 schools from the early elementary level through grade-12,  
7 including the enforcement of related rules and  
8 regulations of student conduct;

9 (5) describe the manner in which the applicant will  
10 coordinate its efforts with appropriate Federal, State,  
11 and local law enforcement officials and drug abuse  
12 education, prevention, treatment, and rehabilitation  
13 programs;

14 (6) provide assurances that the Federal funds made  
15 available under this Act shall be used to supplement and,  
16 to the extent practical, to increase the level of funds  
17 that would, in the absence of such Federal funds, be made  
18 available by the applicant for the purposes described in  
19 this Act, and in no case supplant such funds;

20 (7) provide assurances of compliance with the  
21 provisions of this Act, including the Federal share  
22 limitations of section 4(e);

23 (8) agree to keep such records and provide such  
24 information to the State educational agency as reasonably  
25 may be required for fiscal audit and program evaluation,

1 consistent with the responsibilities of the State agency  
2 under this Act; and

3 (9) include such other information and assurances as  
4 the State educational agency reasonably determines to be  
5 necessary.

6 (b) THREE-YEAR APPLICATION.--An application under this  
7 section shall be for a period not to exceed three fiscal  
8 years and may be amended annually as may be necessary to  
9 reflect changes without filing a new application.

10 SEC. 8. STATE DRUG ABUSE EDUCATION AND PREVENTION PROGRAMS  
11 FOR SCHOOL DROPOUTS AND SCHOOL-AGE CHILDREN  
12 DURING AFTER SCHOOL HOURS AND SUMMER VACATIONS.

13 From the amounts reserved under section 6(a) the Governor  
14 of each State shall make grants and enter into contracts with  
15 community-based organizations of demonstrated performance for  
16 drug abuse education and prevention programs for school  
17 dropouts and programs for school-age children after school  
18 hours and during the summer vacation and other periods of non-  
19 attendance. Any such grant or contract shall be subject to  
20 the applicable provisions of section 7(a).

21 SEC. 9. NATIONAL PROGRAMS OF DRUG ABUSE EDUCATION AND  
22 PREVENTION.

23 (a) NATIONAL PROGRAMS OF DRUG ABUSE EDUCATION AND  
24 PREVENTION.--From sums reserved by the Secretary under  
25 section 4(a)(3) the Secretary shall carry out the purposes of

1 this section.

2 (b) NATIONAL PUBLIC EDUCATION PROGRAM.--The Secretary of  
3 Education in conjunction with the Secretary of Health and  
4 Human Services shall establish a national public education  
5 and prevention program on drug abuse. The Secretary shall  
6 coordinate such drug abuse education and prevention program  
7 with other appropriate Federal programs related to drug  
8 abuse. The national program shall include--

9 (1) a national media campaign of public service  
10 announcements;

11 (2) programs utilizing sports and entertainment  
12 personalities;

13 (3) programs utilizing law enforcement personnel;

14 (4) programs utilizing medical professionals and  
15 former drug abusers and drug dependent individuals;

16 (5) community education programs on drug abuse  
17 prevention, particularly programs for parents; and

18 (6) other programs of drug abuse education and  
19 prevention consistent with the purposes of this Act.

20 (c) CLEARINGHOUSE.--The Secretary of Education shall--

21 (1) establish a clearinghouse (which shall coordinate  
22 its activities with related clearinghouses)--

23 (A) to collect information concerning successful  
24 drug education and prevention curricula;

25 (B) to collect information related to effective

1 and ineffective school-based drug abuse education and  
2 prevention approaches; and

3 (C) to disseminate such information to State and  
4 local educational agencies and recipients of  
5 financial assistance under this Act to encourage the  
6 implementation of effective approaches and to  
7 discourage use of ineffective methods;

8 (2) provide technical assistance to State, local,  
9 and intermediate educational agencies and consortia  
10 in the selection and implementation of drug abuse  
11 education and prevention curricula, approaches, and  
12 programs to address most effectively the needs of the  
13 elementary and secondary schools served by such  
14 agencies; and

15 (3) identify research and development priorities  
16 with regard to school-based drug abuse education and  
17 prevention, particularly age-appropriate programs  
18 focusing on kindergarten through grade 4.

19 (d) NATIONAL STUDY OF DRUG ABUSE EDUCATION AND  
20 PREVENTION.--The Secretary of Education in conjunction with  
21 the Secretary of Health and Human Services shall conduct,  
22 directly or by contract, a study of the nature and  
23 effectiveness of existing Federal, State, and local programs  
24 of drug abuse education and prevention and shall submit a  
25 report of the findings of such study to the President and to

1 the appropriate committees of the Congress not later than one  
2 year after the date of the enactment of this Act.

3 SEC. 10. GRANTS TO INSTITUTIONS OF HIGHER EDUCATION.

4 (a) USES OF FUNDS.--

5 (1) From sums reserved by the Secretary under section  
6 4(a)(4) for the purposes of this section the Secretary  
7 shall make grants to or enter into contracts with  
8 institutions of higher education for drug abuse education  
9 and prevention programs under this section.

10 (2) The Secretary shall make financial assistance  
11 available on a competitive basis to institutions of  
12 higher education which apply under this section. An  
13 institution of higher education which desires to receive  
14 a grant or enter into a contract under this section shall  
15 file an application with the Secretary at such time, in  
16 such manner, and containing or accompanied by such  
17 information as the Secretary may reasonably require.

18 (3) The Secretary shall make every effort to ensure  
19 the equitable participation of private and public  
20 institutions of higher education (including community and  
21 junior colleges) and to ensure the equitable geographic  
22 participation of such institutions. In the award of  
23 grants and contracts under this section, the Secretary  
24 shall give appropriate consideration to colleges and  
25 universities of limited enrollment.

1           (4) Not less than 50 percent of sums available for  
2           the purposes of this section shall be used to make grants  
3           under subsection (d).

4           (b) TRAINING.-- Training grants shall be available for--

5           (1) preservice and inservice training and instruction  
6           of teachers and other personnel in the field of drug  
7           abuse education and prevention in elementary and  
8           secondary schools;

9           (2) summer institutes and workshops in instruction in  
10          the field of drug abuse education and prevention;

11          (3) research and demonstration programs for teacher  
12          training and retraining in drug abuse education and  
13          prevention;

14          (4) training programs for law enforcement officials,  
15          community leaders, parents, and government officials.

16          (c) CURRICULA DEVELOPMENT PROGRAMS.--Grants shall be  
17          available for model demonstration programs to be coordinated  
18          with local elementary and secondary schools for the  
19          development and implementation of quality drug abuse  
20          education curricula. In the award of grants under this  
21          subsection, the Secretary shall give priority consideration  
22          to joint projects involving faculty of institutions of higher  
23          education and teachers in elementary and secondary schools in  
24          the practical application of the findings of educational  
25          research and evaluation and the integration of such research

1 into drug abuse education and prevention programs.

2 (d) STUDENT PROGRAMS OF DRUG ABUSE EDUCATION AND  
3 PREVENTION.--Grants shall be available under this subsection  
4 to develop, implement, operate, and improve programs of drug  
5 abuse education and prevention including early intervention  
6 and rehabilitation referral for students enrolled in  
7 institutions of higher education.

8 SEC. 11. PROGRAMS FOR INDIAN CHILDREN.

9 (a) PROGRAMS UNDER THIS ACT.--

10 (1) From the funds reserved pursuant to section  
11 4(a)(2) the Secretary shall make payments and grants and  
12 enter into other financial arrangements for Indian  
13 programs in accordance with the provisions of this  
14 subsection.

15 (2) The Secretary of Education shall enter into such  
16 financial arrangements as the Secretary determines will  
17 best carry out the purposes of this Act to meet the needs  
18 of Indian children on reservations serviced by elementary  
19 and secondary schools operated for Indian children by the  
20 Department of the Interior. Such arrangements shall be  
21 made pursuant to an agreement between the Secretary of  
22 Education and the Secretary of the Interior containing  
23 such assurances and terms as the Secretary of Education  
24 determines will best achieve the purposes of this Act.

25 (3) The Secretary of Education is authorized, upon

1 request of any Indian tribe which is eligible to contract  
2 with the Secretary of the Interior for the administration  
3 of programs under the Indian Self-Determination Act or  
4 under the Act of April 16, 1934, to enter into grants or  
5 contracts with any tribal organization of any such Indian  
6 tribe to plan, conduct, and administer programs which are  
7 authorized and consistent with the purposes of this Act  
8 (particularly programs for Indian children who are school  
9 dropouts), except that such grants or contracts shall be  
10 subject to the terms and conditions of section 102 of the  
11 Indian Self-Determination Act and shall be conducted in  
12 accordance with the provisions of sections 4, 5, and 6 of  
13 the Act of April 16, 1934, which are relevant to the  
14 programs administered under this sentence.

15 (4) Programs funded under this subsection shall be in  
16 addition to such other programs, services, and activities  
17 as are made available to eligible Indians under other  
18 provisions of this Act.

19 (b) PROGRAMS FOR INDIAN CHILDREN UNDER OTHER LAWS.--

20 (1) Section 304 of the Indian Elementary and  
21 Secondary School Assistance Act (20 U.S.C. 241cc) is  
22 amended by--

23 (A) striking out ``and`` at the end of paragraph

24 (1);

25 (B) striking out the period at the end of

1 paragraph (2) and inserting in lieu thereof a  
2 semicolon and the word ``and``; and

3 (C) adding at the end the following new  
4 paragraph:

5 `` (3) the training of counselors at schools eligible  
6 for funding under this title in counseling techniques  
7 relevant to the treatment of alcohol and substance  
8 abuse.``.

9 (2) Section 423 of the Indian Education Act (20  
10 U.S.C. 3385b) is amended by--

11 (A) inserting in subsection (a) the phrase  
12 ``clinical psychology`` after the word ``medicine``;  
13 and

14 (B) adding at the end of the section the  
15 following new subsection:

16 `` (e) Not more than 10 percent of the fellowships awarded  
17 under subsection (a) shall be awarded, on a priority basis,  
18 to persons receiving training in guidance counseling with a  
19 speciality in the area of alcohol and substance abuse  
20 counseling and education.``.

21 (3) Section 1121 of the Education Amendments of 1978  
22 is amended by adding at the end the following new  
23 subsection:

24 `` (i)(1) All schools funded by the Bureau of Indian  
25 Affairs shall include within their curriculum a program of

1 instruction relating to alcohol and substance abuse  
2 prevention and treatment. The Assistant Secretary shall  
3 provide the technical assistance necessary to develop and  
4 implement such a program for students in kindergarten and  
5 grades 1 through 12, at the request of--

6       “(A) any Bureau of Indian Affairs school (subject to  
7 the approval of the school board of such school); or

8       “(B) any school board of a school operating under a  
9 contract entered into under the Indian Self-Determination  
10 and Education Assistance Act (25 U.S.C. 450 et seq.).

11       “(2) In schools operated directly by the Bureau of  
12 Indian Affairs, the Secretary shall, not later than 120 days  
13 after the date of the enactment of this Act, provide for--

14       “(A) accurate reporting of all incidents relating to  
15 alcohol and substance abuse; and

16       “(B) individual student crisis intervention.

17       “(3) The programs requested under paragraph (1) shall be  
18 developed in consultation with the Indian tribe that is to be  
19 served by such program and health personnel in the local  
20 community of such tribe.

21       “(4) Schools requesting program assistance under this  
22 provision are encouraged to involve family units and, where  
23 appropriate, tribal elders and Native healers in such  
24 instructions.”

25               (4) Section 1129 of the Education Amendments of 1978

1 is amended by adding at the end the following new  
2 subsection:

3 `` (e)(1) A financial plan under subsection (b) for a  
4 school may include, at the discretion of the local  
5 administrator and the school board of such school, a  
6 provision for a summer program of academic and support  
7 services for students of the school. Any such program may  
8 include activities related to the prevention of alcohol and  
9 substance abuse. The Assistant Secretary of Indian Affairs  
10 shall provide for the utilization of any such school facility  
11 during any summer in which such utilization is requested.

12 `` (2) Notwithstanding any other provision of law, funds  
13 authorized under the Act of April 16, 1934 (25 U.S.C. 452 et  
14 seq.) and the Indian Education Act may be used to augment the  
15 services provided in each summer program at the option, and  
16 under the control, of the tribe or Indian controlled school  
17 receiving such funds.

18 `` (3) The Assistant Secretary of Indian Affairs, acting  
19 through the Director of the Office of Indian Education  
20 Programs, shall provide technical assistance and coordination  
21 for any program described in paragraph (1) and shall, to the  
22 extent possible, encourage the coordination of such programs  
23 with any other summer programs that might benefit Indian  
24 youth, regardless of the funding source or administrative  
25 entity of any such program.``.

1 SEC. 12. PARTICIPATION OF CHILDREN AND TEACHERS FROM PRIVATE  
2 NONPROFIT SCHOOLS.

3 (a) PARTICIPATION OF CHILDREN.--To the extent consistent  
4 with the number of school-age children in the State or in the  
5 school attendance area of a local or intermediate educational  
6 agency or consortium receiving financial assistance under  
7 this Act who are enrolled in private nonprofit elementary and  
8 secondary schools, such State, agency, or consortium shall,  
9 after consultation with appropriate private school  
10 representatives, make provision for including services and  
11 arrangements for the benefit of such children as will assure  
12 the equitable participation of such children in the purposes  
13 and benefits of this Act.

14 (b) PARTICIPATION OF TEACHERS.--To the extent consistent  
15 with the number of school-age children in the State or in the  
16 school attendance area of a local or intermediate educational  
17 agency or consortium receiving financial assistance under  
18 this Act who are enrolled in private nonprofit elementary and  
19 secondary schools, such State, State educational agency, or  
20 State agency for higher education shall, after consultation  
21 with appropriate private school representatives, make  
22 provision, for the benefit of such teachers in such schools,  
23 for such teacher training as will assure equitable  
24 participation of such teachers in the purposes and benefits  
25 of this Act.

1           (c) **WAIVER.**--If by reason of any provision of law a  
2 State, local, or intermediate educational agency or  
3 consortium is prohibited from providing for the participation  
4 of children or teachers from private nonprofit schools as  
5 required by subsections (a) and (b), or if the Secretary  
6 determines that a State, local, or intermediate educational  
7 agency or consortium has substantially failed or is unwilling  
8 to provide for such participation on an equitable basis, the  
9 Secretary shall waive such requirements and shall arrange for  
10 the provision of services to such children or teachers which  
11 shall be subject to the requirements of this section. Such  
12 waivers shall be subject to consultation, withholding,  
13 notice, and judicial review requirements in accordance with  
14 sections 557(b)(3) and (4) of the Education Consolidation and  
15 Improvement Act of 1981.

16 **SEC. 13. STUDY OF DRUG ABUSE AT THE WORKPLACE.**

17           (a) **STUDY BY SECRETARY OF LABOR.**--The Secretary of Labor  
18 shall conduct a study concerning the incidence, severity, and  
19 impact of drug abuse at the workplace. The Secretary shall  
20 investigate the availability and extent of counseling and  
21 rehabilitation services and other employer programs of  
22 prevention and assistance. Not later than two years after the  
23 date of the enactment of this Act, the Secretary of Labor  
24 shall submit a report of the findings of such study to the  
25 Committee on Education and Labor of the House of

1 Representatives and the Committee on Labor and Human  
2 Resources of the Senate.

3 (b) AUTHORIZATION OF APPROPRIATIONS.--There are  
4 authorized to be appropriated \$3,000,000 for the purposes of  
5 this section.

6 SEC. 14. DEFINITIONS.

7 (a) GENERAL PROVISION--Except as otherwise provided, the  
8 terms used in this Act shall have the meaning provided under  
9 section 595 of the Education Consolidation and Improvement  
10 Act of 1981.

11 (b) OTHER DEFINITIONS.--For the purposes of this Act the  
12 following terms have the following meanings:

13 (1) The term ``drug abuse education and prevention``  
14 includes early intervention and rehabilitation referrals  
15 related to the abuse of alcohol and the use and abuse of  
16 controlled, illegal, addictive, or harmful substances, as  
17 determined by the Secretary in consultation with the  
18 Secretary of Health and Human Services.

19 (2) The term ``Secretary`` means the Secretary of  
20 Education.

21 (3) The term ``school-age population`` means the  
22 population aged five through eighteen, as determined by  
23 the Secretary on the basis of the most recent  
24 satisfactory data available from the Department of  
25 Commerce.

1           (4) The term "school dropout" means an individual  
2 aged five through eighteen who is not attending any  
3 school and who has not received a secondary school  
4 diploma or a certificate from a program of equivalency  
5 for such a diploma.

6           (5) The term "State" means a State, the District of  
7 Columbia, Puerto Rico, Guam, American Samoa, the Northern  
8 Mariana Islands, the Trust Territory of the Pacific  
9 Islands, or the Virgin Islands.

10          (6) The terms "institution of higher education",  
11 "secondary school", and "nonprofit" have the meanings  
12 provided in section 1001 of the Elementary and Secondary  
13 Education Act of 1965 in effect prior to October 1, 1981.

14          (7) The term "consortia" means consortia of local  
15 educational agencies or local educational agencies and an  
16 intermediate educational agency.

17          (8) The term "community-based organization" means a  
18 private nonprofit organization which is representative of  
19 a community or significant segments of a community and  
20 which provides educational or related services to  
21 individuals in the community;

22 **SEC. 15. AUTHORIZATION OF APPROPRIATIONS.**

23          (a) **AUTHORIZATION OF APPROPRIATIONS.**--There are  
24 authorized to be appropriated \$350,000,000 for each of the  
25 fiscal years 1987, 1988, and 1989 to carry out the purposes

1 of this Act.

2 (b) AVAILABILITY OF APPROPRIATIONS ON SCHOOL-YEAR  
3 BASIS.--Appropriations for any fiscal year for payments under  
4 this Act, in accordance with regulations of the Secretary,  
5 may be made available for obligation or expenditure by the  
6 agency or institution concerned on the basis of an academic  
7 or school year differing from such fiscal year.

8 (c) AVAILABILITY OF APPROPRIATIONS.--Funds appropriated  
9 for any fiscal year under this Act shall remain available for  
10 obligation and expenditure until the end of the fiscal year  
11 succeeding the fiscal year for which such funds were  
12 appropriated.

13 (d) OBLIGATIONAL AUTHORITY.--Notwithstanding any other  
14 provision of this Act, no authority to enter into contracts  
15 or financial assistance agreements under this Act shall be  
16 effective except to such extent or in such amount as are  
17 provided in advance in appropriation Acts.

18 SEC. 16. USE OF DEPARTMENT OF JUSTICE ASSETS FORFEITURE FUND  
19 AND CUSTOMS FORFEITURE FUND FOR DRUG ABUSE  
20 EDUCATION.

21 (a) USE OF DEPARTMENT OF JUSTICE ASSETS FORFEITURE FUND  
22 FOR DRUG ABUSE EDUCATION AND PREVENTION ACT OF 1986.--

23 Section 524(c) of title 28, United States Code, is  
24 amended by adding at the end the following new paragraph:

25 `` (10) In addition to the purposes described in paragraph

1 (1) of this subsection, the fund shall be available without  
2 fiscal year limitation, in such amounts not to exceed  
3 \$10,000,000 as may be specified in appropriations Acts to the  
4 Secretary of Education to carry out the Drug Abuse Education  
5 and Prevention Act of 1986.

6 (b) USE OF CUSTOMS FORFEITURE FUND FOR DRUG ABUSE  
7 EDUCATION AND PREVENTION ACT OF 1986.

8 Section 613A of the Tariff Act of 1930 is amended by  
9 adding at the end the following new subsection:

10 `` (g) In addition to the purposes described in subsection  
11 (a) of this section, the fund shall be available without  
12 fiscal year limitation, in such amounts not to exceed  
13 \$10,000,000 as may be specified in appropriations Acts to the  
14 Secretary of Education to carry out the Drug Abuse Education  
15 and Prevention Act of 1986.

16 (c) EXTENSION OF LIFE OF DEPARTMENT OF JUSTICE ASSETS  
17 FORFEITURE FUND AND CUSTOMS FORFEITURE FUND; INCREASE IN  
18 AUTHORIZATION OF APPROPRIATIONS FROM CUSTOMS FORFEITURE FUND.

19 (1) DEPARTMENT OF JUSTICE ASSETS FORFEITURE  
20 FUND.--The first sentence of section 524(c)(8) of title  
21 28, United States Code, is amended by striking out ``and  
22 1987`` and inserting in lieu thereof ``1987, 1988, and  
23 1989``.

24 (2) CUSTOMS FORFEITURE FUND.--

25 ((A) The first sentence of section 613A(a) of the

1           Tariff Act of 1930 (19 U.S.C. 1613b(a)) is amended by  
2           striking out ``1987`` and inserting in lieu thereof  
3           ``1989``.

4           (B) Section 613A(c) of the Tariff Act of 1930 (19  
5           U.S.C. 1613b(c)) is amended by striking out ``1987``  
6           and inserting in lieu thereof ``1989``.

7           (C) Section 613A(f)(1) of the Tariff Act of 1930  
8           (19 U.S.C. 1613b(f)(1)) is amended--

9           (i) by striking out ``four`` and inserting in  
10           lieu thereof ``three``; and

11           (ii) by adding at the end the following new  
12           sentence:

13           ``There are authorized to be appropriated from the fund for  
14           fiscal years 1987, 1988, and 1989, such sums as may be  
15           necessary to carry out this section.``

16           (D) The first sentence of section 613A(f)(2) of  
17           the Tariff Act of 1930 (19 U.S.C. 1613b(f)(2)) is  
18           amended by striking out ``of the first three of such  
19           four fiscal years`` and inserting in lieu thereof  
20           ``fiscal year referred to in paragraph (1) (other  
21           than fiscal year 1989)``.

22           (E) The second sentence of section 613A(f)(2) of  
23           the Tariff Act of 1930 (19 U.S.C. 1613b(f)(2)) is  
24           amended by striking out ``the last of such four  
25           fiscal years`` and inserting in lieu thereof thereof

1           " fiscal year 1989".

2           (d) TECHNICAL AMENDMENTS.--

3           (1) AMENDMENT TO TITLE 28, UNITED STATES

4 CODE.--Section 524(c)(6) of title 28, United States Code,  
5 is amended by inserting after "this subsection" the  
6 following: "", except that the Secretary of Education  
7 shall prepare (for transmittal by the Attorney General)  
8 the portions of the report relating to expenditures under  
9 paragraph (10)".

10           (2) AMENDMENT TO TARIFF ACT OF 1930.--Section 613A(e)  
11 of the Tariff Act of 1930 (19 U.S.C. 1613b(e)) is amended  
12 by inserting after "such year" the following: "",  
13 except that the Secretary of Education shall prepare (for  
14 transmittal by the Commissioner of Customs) the portions  
15 of the report relating to expenditures under subsection  
16 (g) of this section".

17           (e) EFFECTIVE DATE.--This section shall take effect  
18 October 1, 1986, and shall apply with respect to fiscal years  
19 beginning with fiscal year 1987.

20 SEC. 17. EFFECTIVE DATE.

21           This Act shall take effect October 1, 1986.

DINGEL429

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the "Drug Abuse Prevention and  
3 Treatment Act of 1986".

4 TITLE I--FINANCIAL ASSISTANCE TO STATES AND COMMUNITIES

5 SEC. 101. ALLOTMENTS TO STATES.

6 Title XIX of the Public Health Service Act is amended by  
7 adding at the end the following:

8 "PART D--EMERGENCY SUBSTANCE ABUSE TREATMENT AND PREVENTION

9 "AUTHORIZATION OF APPROPRIATIONS

10 "SEC. 1935. For the purpose of the Agency for Substance  
11 Abuse Prevention and for allotments under sections 1937 and  
12 1938, there is authorized to be appropriated \$180,000,000 for  
13 fiscal year 1987.

14 "AGENCY FOR SUBSTANCE ABUSE PREVENTION

15 "SEC. 1936. Of the funds appropriated under section  
16 1935, \$30,000,000 shall be made available for the Agency for  
17 Substance Abuse Prevention established under section 507.

18 "ALLOTMENTS FOR TREATMENT SERVICES FOR DRUG ABUSE

19 "SEC. 1937. (a) From two thirds of the amount appropriated  
20 under section 1935 and available for allotments, the  
21 Secretary shall allot to each State an amount determined by a  
22 formula prescribed by the Secretary which is based equally on  
23 the population of each State and on the population of each  
24 State weighted by its relative per capita income. Any amount  
25 paid to a State from its allotment and remaining unobligated

1 at the end of fiscal year 1987 shall be returned to the  
2 Treasury.

3 `` (b) Amounts paid to a State under its allotment under  
4 subsection (a) shall be used to provide treatment and  
5 rehabilitation services for persons suffering from drug  
6 abuse. In using its allotment under subsection (a), a State  
7 shall give priority, to the extent practicable, to treatment  
8 and rehabilitation services for individuals in the age group  
9 15 to 24.

10 `` (c) In order to receive an allotment under subsection  
11 (a) each State shall transmit an application to the  
12 Secretary. Each such application shall be in such form and  
13 transmitted by such date as the Secretary shall require. Each  
14 such application shall contain a plan for the use of amounts  
15 paid to the State under its allotment in accordance with this  
16 section and section 1939.

17 `` ALLOTMENTS FOR COMMUNITY-BASED PREVENTION ACTIVITIES

18 `` SEC. 1938. (a) From one third of the amounts  
19 appropriated under section 1935 and available for allotments,  
20 the Secretary, acting through the Agency for Substance Abuse  
21 Prevention established under section 507, shall allot to each  
22 State an amount determined on the basis of the relative  
23 population of each State in the age group of 5 through 24.

24 `` (b) Amounts paid to a State under its allotment under  
25 subsection (a) shall be used for--



1           “(3) purchase or improve land, purchase, construct,  
2           or permanently improve (other than minor remodeling) any  
3           building or other facility, or purchase major medical  
4           equipment,

5           “(4) satisfy any requirement for the expenditure of  
6           non-Federal funds as a condition for the receipt of  
7           Federal funds,

8           “(5) pay administrative costs, or

9           “(6) provide financial assistance to any entity  
10          other than a public or nonprofit private entity.

11          “(b) The provisions of part B which are not inconsistent  
12          with subsection (a) or sections 1937 or 1938 shall apply with  
13          respect to allotments made under sections 1937 and 1938.”.

14          TITLE II--AGENCY FOR SUBSTANCE ABUSE PREVENTION; STUDY  
15          SEC. 201. AGENCY FOR SUBSTANCE ABUSE PREVENTION.

16          Part A of title V of the Public Health Service Act is  
17          amended by adding at the end the following:

18                 “AGENCY FOR SUBSTANCE ABUSE PREVENTION

19                 “SEC. 507. (a) There is established in the Alcohol, Drug  
20                 Abuse, and Mental Health Administration the Agency for  
21                 Substance Abuse Prevention. The Agency shall be headed by a  
22                 Director appointed by the Secretary from individuals with  
23                 extensive experience or academic qualifications in the  
24                 prevention of drug or alcohol abuse.

25                 “(b) The Director of the Office shall--

- 1           ``(1) sponsor regional workshops on the prevention of  
2 drug and alcohol abuse,
- 3           ``(2) coordinate the findings of research sponsored  
4 by agencies of the Service on the prevention of drug and  
5 alcohol abuse,
- 6           ``(3) develop effective drug and alcohol abuse  
7 prevention literature (including literature on the  
8 adverse effects of cocaine free base (known as 'crack'),
- 9           ``(4) create public service announcements for radio  
10 and television broadcasting on the prevention of drug and  
11 alcohol abuse,
- 12           ``(5) in cooperation with the Secretary of Education,  
13 assure the widespread dissemination of prevention  
14 materials among States, political subdivisions, and  
15 school systems,
- 16           ``(6) support programs of clinical training of  
17 substance abuse counselors and other health  
18 professionals,
- 19           ``(7) in cooperation with the Director of the Centers  
20 for Disease Control, develop educational materials to  
21 reduce the risks of acquired immune deficiency syndrome  
22 among intravenous drug abusers, and
- 23           ``(8) administer the allotment programs under part D  
24 of title XIX.
- 25           ``(c)(1) There is established an advisory board to advise

1 the Director of the Office in carrying out subsection (b).

2 The Board shall--

3        “(A) advise the Director and the White House  
4 Conference on Drug Abuse and Drug Trafficking Control and  
5 other governmental agencies in promoting an awareness  
6 among the general public about the problems of drug use  
7 and the need to prevent drug use among young people,

8        “(B) advise the Director with respect to  
9 establishing priorities in conducting an informational  
10 campaign aimed at preventing drug abuse,

11       “(C) advise the Director on the most effective means  
12 of communicating to the public the problems associated  
13 with drug abuse and how best to provide information that  
14 will contribute towards the prevention of drug abuse,

15       “(D) promote an awareness among the media throughout  
16 the country about problems relating to drug use,

17       “(E) encourage media outlets throughout the country  
18 to provide information, including public service  
19 announcements, to be aimed at assisting in the prevention  
20 of drug use,

21       “(F) advise the Director and media entities in the  
22 preparation and production of material, including public  
23 service announcements, aimed at discouraging drug use by  
24 young people,

25       “(G) encourage private sector initiatives aimed at

1 drug abuse prevention,

2 `` (H) encourage local broadcasters, newspapers, cable  
3 systems, and other media outlets to work closely with  
4 their local community, including representatives of  
5 schools, businesses, and religious and parent groups, to  
6 devise effective means for disseminating information  
7 about the need to discourage drug use by young people,  
8 and

9 `` (I) aid in coordinating the efforts of all Federal  
10 agencies to provide information to the public on the need  
11 for drug abuse prevention and on the problems related to  
12 drug abuse.

13 `` (2) The advisory board established under paragraph (1)  
14 shall be composed of 15 members appointed by the Secretary  
15 and shall include representatives from radio and television  
16 broadcasting, cable communications, program production, the  
17 print media, advertising media, and professional sports  
18 associations. A member of the advisory board shall receive no  
19 compensation by virtue of the member's appointment to the  
20 advisory board.

21 `` (3) The Secretary shall provide the advisory board with  
22 such administrative support services as it may require to  
23 carry out paragraph (1).

24 `` (d) The advisory board shall terminate upon the  
25 expiration of 3 years after the date of the enactment of this

1 section unless the President extends it by Executive  
2 Order.".

3 SEC. 202. COVERAGE STUDY.

4 The Secretary of Health and Human Services shall contract  
5 with the Institute of Medicine of the National Academy of  
6 Sciences to conduct a study of (1) the extent of the coverage  
7 of drug abuse treatment provided by private insurance, public  
8 programs, and other sources of payment for such treatment,  
9 and (2) the adequacy of such coverage in rehabilitating drug  
10 abusers. Not later than one year after the date of the  
11 enactment of this Act the Secretary shall transmit to the  
12 Congress a report of the results of the study conducted under  
13 this section. The report shall include recommendations for  
14 the means of meeting identified needs.

15 TITLE III--WHITE HOUSE CONFERENCE ON DRUG ABUSE AND DRUG  
16 TRAFFICKING CONTROL

17 SEC. 301. AUTHORIZATION OF WHITE HOUSE CONFERENCE.

18 The President shall call a White House Conference on Drug  
19 Abuse and Drug Trafficking Control (in this title referred to  
20 as the "Conference"), in accordance with this title, not  
21 later than 9 months after the date of the enactment of this  
22 title in order to develop recommendations for further action  
23 to prevent drug abuse and make treatment services available  
24 to drug abusers and to control the illicit trafficking of  
25 controlled substances internationally and in the United

1 States.

2 SEC. 302.. PURPOSES OF CONFERENCE.

3 (a) IN GENERAL.--The purposes of the Conference are--

4 (1) to increase public awareness of, and to focus  
5 attention on, various aspects of the problems of drug  
6 abuse and drug trafficking control (including issues of  
7 enforcement of controlled substance laws and of  
8 prevention of drug abuse and treatment and rehabilitation  
9 of drug abusers);

10 (2) to pool information and experiences to vigorously  
11 and directly attack drug abuse at all levels-- local,  
12 State, Federal, and international; and

13 (3) to assist in formulating a national strategy  
14 (encompassing international, Federal, State, and local  
15 activities) to control trafficking in controlled  
16 substances and to prevent and discourage drug abuse and  
17 to make treatment services available to drug abusers.

18 (b) SPECIFIC CONSIDERATIONS.--The Conference shall  
19 specifically review--

20 (1) the impact of recently enacted laws (including  
21 the Comprehensive Crime Control Act of 1984 and the  
22 Balanced Budget and Emergency Deficit Reduction Act of  
23 1985) on efforts to control trafficking in controlled  
24 substances and to prevent drug abuse and to treat drug  
25 abusers,

1           (2) the recommendations of the President's Commission  
2           on Organized Crime as they relate to drug abuse and  
3           control of trafficking in controlled substances,

4           (3) the extent to which the sanctions in section 481  
5           of the Foreign Assistance Act of 1961 (22 U.S.C. 2291)  
6           have been, or should be, used in encouraging foreign  
7           states to comply with their international  
8           responsibilities respecting controlled substances, and

9           (4) the circumstances contributing to the initiation  
10          of illicit drug usage, with particular emphasis on the  
11          onset of drug use by youth.

12 SEC. 303. CONFERENCE REPORT AND FOLLOW-UP ACTIONS.

13          (a) FINAL REPORT.--Not more than 6 months after the date  
14          on which the Conference is convened, a final report of the  
15          Conference shall be submitted to the President and the  
16          Congress. The report shall include the findings and  
17          recommendations of the Conference as well as proposals for  
18          any legislative action necessary to implement the  
19          recommendations of the Conference. The final report of the  
20          Conference shall be available to the public.

21          (b) FOLLOW-UP ACTIONS.--The President shall report to the  
22          Congress annually, during the 3-year period following the  
23          submission of the final report of the Conference, on the  
24          status and implementation of the findings and recommendations  
25          of the Conference.

1 SEC. 304. ORGANIZATION OF CONFERENCE.

2 (a) PARTICIPATION OF APPROPRIATE CABINET OFFICERS AND  
3 OTHER OFFICIALS.--The President shall--

4 (1) ensure the active participation in the Conference  
5 of appropriate cabinet officers, and

6 (2) shall provide for the involvement in the  
7 Conference of--

8 (A) elected officials at the Federal, State, and  
9 local levels,

10 (B) persons from business and industry,

11 (C) individuals distinguished in medicine, public  
12 health, law, sociology, education, and law  
13 enforcement, and

14 (D) private citizens who have first-hand  
15 experience with drug abuse.

16 (b) ASSISTANCE OF FEDERAL AGENCIES.--All Federal  
17 departments, agencies, and instrumentalities shall provide  
18 such support and assistance as may be necessary to facilitate  
19 the planning and administration of the Conference.

20 (c) NO PAYMENT OF INDIVIDUAL EXPENSES.--Each participant  
21 in the Conference shall be responsible for the participant's  
22 expenses related to attending the Conference and shall not be  
23 reimbursed from funds appropriated to carry out this title.

24 (d) DETAIL OF STAFF.--Appropriate cabinet officers may  
25 detail employees to work on the planning and administering of

1 the Conference without regard to section 3341(b) of title 5,  
2 United States Code.

3 (e) AUTHORIZATION OF APPROPRIATIONS.--There are  
4 authorized to be appropriated for fiscal year 1987 to carry  
5 out this title such sums as may be necessary.

6 (f) RESTRICTION ON EXPENDITURES AND CONTRACTING.--New  
7 spending authority or authority to enter contracts as  
8 provided in this title shall be effective only to such extent  
9 and in such amounts as are provided in advance in  
10 appropriation Acts.

11 SEC. 305. DEFINITIONS.

12 In this title:

13 (1) CONTROLLED SUBSTANCES.--The term "controlled  
14 substances" has the meaning given such term in section  
15 102(6) of the Controlled Substances Act (21 U.S.C.  
16 802(6)).

17 (2) APPROPRIATE CABINET OFFICER.--The term  
18 "appropriate cabinet officers" means the Attorney  
19 General, the Secretary of State, the Secretary of Health  
20 and Human Services, the Secretary of Defense, the  
21 Secretary of the Treasury, the Secretary of  
22 Transportation, the Secretary of Education, and such  
23 other cabinet officers as have responsibilities  
24 respecting controlled substances abuse and control  
25 (including combating illicit production, trafficking, or

1 distribution of controlled substances).

2 (3) STATE.--The term "State" includes the District  
3 of Columbia, the Commonwealth of Puerto Rico, the  
4 Northern Mariana Islands, the Virgin Islands, Guam, and  
5 American Samoa.

6 SEC. 306. EFFECTIVE DATE.

7 This title shall take effect October 1, 1986.

8 TITLE IV--DESIGNER DRUGS

9 SEC. 401. INCLUSION OF DESIGNER DRUGS IN CONTROLLED  
10 SUBSTANCES ACT.

11 (a) DEFINITION.--Section 102 of the Controlled Substances  
12 Act (21 U.S.C. 802) is amended by adding at the end thereof  
13 the following:

14 "(31)(A) Except as provided in subparagraph (B), the  
15 term 'controlled substance analog' means a substance--

16 "(i) the chemical structure of which is  
17 substantially similar to the chemical structure of a  
18 controlled substance in schedule I or II; and

19 "(ii)(I) which has a stimulant, depressant, or  
20 hallucinogenic effect on the human central nervous  
21 system; or

22 "(II) with respect to a particular person, which  
23 such person represents or intends to have a stimulant,  
24 depressant, or hallucinogenic effect on the central  
25 nervous system substantially similar to the stimulant,

1       depressant, or hallucinogenic effect on the central  
2       nervous system of a controlled substance.

3       ``(B) Such term does not include--

4             ``(i) a controlled substance;

5             ``(ii) any substance for which there is an approved  
6       new drug application;

7             ``(iii) with respect to a particular person any  
8       substance, if an exemption is in effect for  
9       investigational use, for that person, under section 505  
10      of the Federal Food, Drug, to the extent conduct with  
11      respect to such substance is pursuant to such exemption;  
12      or

13            ``(iv) any substance that is the subject of  
14      preclinical research if the substance is not intended for  
15      human consumption.

16       ``(32) The term 'human consumption' means any use of a  
17      substance that allows the substance to have an effect in or  
18      on the human body through inhalation, injection, application,  
19      or ingestion.''.

20       (b) TREATMENT OF CONTROLLED SUBSTANCE ANALOGS.--Part B of  
21      the Controlled Substances Act is amended by adding at the end  
22      the following new section:

23             TREATMENT OF CONTROLLED SUBSTANCE ANALOGS

24       ``SEC. 203. A controlled substance analog shall, to the  
25      extent intended for human consumption, be treated, for the

1 purposes of the Controlled Substances Act and the Controlled  
2 Substances Import and Export Act as a controlled substance in  
3 schedule I.".

4 (c) CLERICAL AMENDMENT.--The table of contents of the  
5 Comprehensive Drug Abuse Prevention and Control Act of 1970  
6 is amended by inserting after the item relating to section  
7 202 the following new item:

"Sec. 203. Treatment of controlled substances analogs.".

TITLE V--SUBSTANCE ABUSE AMONG INDIANS

8 SEC. 501. INTER-AGENCY AGREEMENT

9 Within 180 days of the date of enactment of this title,  
10 the Secretary of Health and Human Services shall enter into  
11 an agreement with the Secretary of the Interior and the  
12 Secretary of Education to coordinate the efforts of their  
13 Departments related to alcohol and drug abuse among Indian  
14 youth. The agreement shall provide for the identification and  
15 coordination of available resources and programs, including  
16 the program developed under section 502, to combat Indian  
17 youth alcohol and drug abuse through prevention, education,  
18 counseling, referral, and treatment. The Secretary shall  
19 publish such agreement in the Federal Register within 30 days  
20 after an agreement has been entered into pursuant to this  
21 section.

22 SEC. 502. INDIAN HEALTH SERVICE PREVENTION AND TREATMENT  
23 PROGRAM.

1 (a) SERVICES.--The Secretary of Health and Human  
2 Services, acting through the Director of the Indian Health  
3 Service, shall in consultation with Indian tribes and  
4 organizations, develop and implement a program of  
5 comprehensive alcohol and substance abuse prevention and  
6 treatment services, including detoxification, counseling  
7 services, and follow-up care, for Indian youths in need of  
8 such services.

9 (b) REPORT.--The Director of the Indian Health Service  
10 shall report on the progress of the program provided under  
11 subsection (a) to relevant committees of the Congress not  
12 later than 24 months after the date of the enactment of this  
13 title.

14 SEC. 503. ALCOHOL AND SUBSTANCE ABUSE TREATMENT FACILITIES.

15 (a) FEDERALLY OWNED STRUCTURES.--

16 (1) IDENTIFICATION.--The Secretary of Health and  
17 Human Services shall, acting through the Director of the  
18 Indian Health Service and in consultation with the  
19 Assistant Secretary of the Bureau of Indian Affairs,  
20 identify and utilize, wherever appropriate and consistent  
21 with the needs of an Indian tribe or tribal organization,  
22 existing federally owned structures suitable as  
23 residential alcohol and substance abuse treatment centers  
24 for Indian youths.

25 (2) GUIDELINES FOR SUITABILITY.--The Secretary of

1 Health and Human Services shall, in consultation with  
2 professionals involved in the clinical treatment of  
3 alcohol and substance abuse among Indian youth, establish  
4 guidelines for determining the suitability of any such  
5 federally owned structure to be used as a residential  
6 alcohol and substance abuse treatment center. No  
7 clinically inappropriate or structurally unsound building  
8 shall be used as such a treatment center.

9 (3) CONDITIONS OF USE.--Any structure described in  
10 paragraph (1) may be used under such terms and conditions  
11 as may be agreed upon by the Secretary of Health and  
12 Human Services and the agency having responsibility for  
13 the structure.

14 (4) RENOVATION.--The Secretary of Health and Human  
15 Services may, directly or by contract, renovate any  
16 facility described in paragraph (1). Any such renovation  
17 shall conform with--

18 (A) such terms and conditions as have been agreed  
19 upon under paragraph (3), and

20 (B) such clinical requirements for alcohol and  
21 substance abuse treatment centers as are determined  
22 to be appropriate by alcohol and substance abuse  
23 treatment professionals.

24 (b) BUREAU OF INDIAN AFFAIRS FACILITIES.--

25 (1) IDENTIFICATION.--The Secretary of Interior shall