

Calendar No. 47

105TH CONGRESS
1ST Session

S. 536

A BILL

To amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth, and for other purposes.

MAY 8, 1997

Reported with an amendment

Calendar No. 47

105TH CONGRESS
1ST SESSION

S. 536

To amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 9, 1997

Mr. GRASSLEY (for himself, Mr. DEWINE, Mr. DASCHLE, Mr. BIDEN, Mr. D'AMATO, Mr. SHELBY, Mr. KOHL, Mr. GRAHAM, Mr. CLELAND, Mr. HATCH, Mr. HARKIN, Mr. THURMOND, Mr. STEVENS, Mr. DURBIN, Mr. HUTCHINSON, Mr. ABRAHAM, Mr. REID, Mr. FEINGOLD, Mrs. MURRAY, Mr. COCHRAN, Mr. LEAHY, Mr. LUGAR, Mr. SESSIONS, Mr. DORGAN, Mr. HAGEL, Mr. WELLSTONE, and Mr. KENNEDY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

MAY 8, 1997

Reported by Mr. HATCH, with an amendment

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

A BILL

To amend the National Narcotics Leadership Act of 1988 to establish a program to support and encourage local communities that first demonstrate a comprehensive, long-term commitment to reduce substance abuse among youth, 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 “~~Drug-Free Commu-~~
 5 nities Act of 1997”.

6 **SEC. 2. NATIONAL DRUG CONTROL PROGRAM.**

7 (a) ~~IN GENERAL.~~—The National Narcotics Leader-
 8 ship Act of 1988 (21 U.S.C. 1501 et seq.) is amended—

9 (1) by inserting between sections 1001 and
 10 1002 the following:

11 **“CHAPTER 1—OFFICE OF NATIONAL DRUG**
 12 **CONTROL POLICY”;**

13 and

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

15 **“CHAPTER 2—DRUG-FREE COMMUNITIES**

16 **“SEC. 1021. FINDINGS.**

17 “Congress finds the following:

18 “(1) Substance abuse among youth has more
 19 than doubled in the 5-year period preceding 1996;
 20 with substantial increases in the use of marijuana,
 21 inhalants, cocaine, methamphetamine, LSD, and
 22 heroin.

23 “(2) The most dramatic increases in substance
 24 abuse has occurred among 13- and 14-year-olds.

1 “(3) Casual or periodic substance abuse by
2 youth of 1997 will contribute to hard core or chronic
3 substance abuse by the next generation of adults.

4 “(4) Substance abuse is at the core of other
5 problems, such as rising violent teenage and violent
6 gang crime; increasing health care costs; HIV infec-
7 tions; teenage pregnancy; high school dropouts; and
8 lower economic productivity.

9 “(5) Increases in substance abuse among youth
10 are due in large part to an erosion of understanding
11 by youth of the high risks associated with substance
12 abuse; and to the softening of peer norms against
13 use.

14 “(6)(A) Substance abuse is a preventable be-
15 havior and a treatable disease; and

16 “(B)(i) during the 13-year period beginning
17 with 1979, monthly use of illegal drugs among youth
18 12 to 17 years of age declined by over 70 percent;
19 and

20 “(ii) data suggests that if parents would simply
21 talk to their children regularly about the dangers of
22 substance abuse; use among youth could be expected
23 to decline by as much as 30 percent.

24 “(7) Community anti-drug coalitions through-
25 out the United States are successfully developing

1 and implementing comprehensive, long-term strate-
2 gies to reduce substance abuse among youth on a
3 sustained basis.

4 “(8) Intergovernmental cooperation and coordi-
5 nation through national, State, and local or tribal
6 leadership and partnerships are critical to facilitate
7 the reduction of substance abuse among youth in
8 communities throughout the United States.

9 **“SEC. 1022. PURPOSES.**

10 “The purposes of this chapter are—

11 “(1) to reduce substance abuse among youth in
12 communities throughout the United States; and over
13 time; to reduce substance abuse among adults;

14 “(2) to strengthen collaboration among commu-
15 nities, the Federal Government, and State, local,
16 and tribal governments;

17 “(3) to enhance intergovernmental cooperation
18 and coordination on the issue of substance abuse
19 among youth;

20 “(4) to serve as a catalyst for increased citizen
21 participation and greater collaboration among all
22 sectors and organizations of a community that first
23 demonstrates a long-term commitment to reducing
24 substance abuse among youth;

1 “(5) to rechannel resources from the fiscal year
2 1998 Federal drug control budget to provide tech-
3 nical assistance, guidance, and financial support to
4 communities that demonstrate a long-term commit-
5 ment in reducing substance abuse among youth;

6 “(6) to disseminate to communities timely in-
7 formation regarding the state-of-the-art practices
8 and initiatives that have proven to be effective in re-
9 ducing substance abuse among youth;

10 “(7) to enhance, not supplant, local community
11 initiatives for reducing substance abuse among
12 youth; and

13 “(8) to encourage the creation of and support
14 for community anti-drug coalitions throughout the
15 United States.

16 **“SEC. 1023. DEFINITIONS.**

17 “~~In this chapter:~~

18 “(1) ~~ADMINISTRATOR.~~—The term ‘Adminis-
19 trator’ means the Administrator appointed by the
20 Director under section 1031(c).

21 “(2) ~~ADVISORY COMMISSION.~~—The term ‘Advi-
22 sory Commission’ means the Advisory Commission
23 established under section 1041.

24 “(3) ~~COMMUNITY.~~—The term ‘community’ shall
25 have the meaning provided that term by the Admin-

1 istrator, in consultation with the Advisory Commis-
2 sion.

3 “(4) DIRECTOR.—The term ‘Director’ means
4 the Director of the Office of National Drug Control
5 Policy.

6 “(5) ELIGIBLE COALITION.—The term ‘eligible
7 coalition’ means a coalition that meets the applicable
8 criteria under section 1032(a).

9 “(6) GRANT RECIPIENT.—The term ‘grant re-
10 cipient’ means the recipient of a grant award under
11 section 1032.

12 “(7) NONPROFIT ORGANIZATION.—The term
13 ‘nonprofit organization’ means an organization de-
14 scribed under section 501(c)(3) of the Internal Reve-
15 nue Code of 1986 that is exempt from taxation
16 under section 501(a) of the Internal Revenue Code
17 of 1986.

18 “(8) PROGRAM.—The term ‘Program’ means
19 the program established under section 1031(a).

20 “(9) SUBSTANCE ABUSE.—The term ‘substance
21 abuse’ means—

22 “(A) the illegal use or abuse of drugs, in-
23 cluding substances listed in schedules I through
24 V of section 112 of the Controlled Substances
25 Act (21 U.S.C. 812);

1 ~~“(B) the abuses of inhalants; and~~

2 ~~“(C) the use of alcohol, tobacco, or other~~
 3 ~~related product prohibited by State or local law.~~

4 ~~“(10) YOUTH.—The term ‘youth’ shall have the~~
 5 ~~meaning provided that term by the Administrator, in~~
 6 ~~consultation with the Advisory Commission.~~

7 **~~“SEC. 1024. AUTHORIZATION OF APPROPRIATIONS.~~**

8 ~~“(a) IN GENERAL.—There are authorized to be ap-~~
 9 ~~propriated to the Office of National Drug Control Policy~~
 10 ~~to carry out this chapter—~~

11 ~~“(1) \$10,000,000 for fiscal year 1998;~~

12 ~~“(2) \$20,000,000 for fiscal year 1999;~~

13 ~~“(3) \$30,000,000 for fiscal year 2000;~~

14 ~~“(4) \$40,000,000 for fiscal year 2001; and~~

15 ~~“(5) \$43,500,000 for fiscal year 2002.~~

16 ~~“(b) ADMINISTRATIVE COSTS.—Not more than the~~
 17 ~~following percentages of the amounts authorized under~~
 18 ~~subsection (a) may be used to pay administrative costs:~~

19 ~~“(1) 10 percent for fiscal year 1998.~~

20 ~~“(2) 6 percent for fiscal year 1999.~~

21 ~~“(3) 4 percent for fiscal year 2000.~~

22 ~~“(4) 3 percent for fiscal year 2001.~~

23 ~~“(5) 3 percent for fiscal year 2002.~~

1 **“Subchapter I—Drug-Free Communities**
 2 **Support Program**

3 **“SEC. 1031. ESTABLISHMENT OF DRUG-FREE COMMUNITIES**
 4 **SUPPORT PROGRAM.**

5 “(a) ESTABLISHMENT.—The Director shall establish
 6 a program to support communities in the development and
 7 implementation of comprehensive, long-term plans and
 8 programs to prevent and treat substance abuse among
 9 youth.

10 “(b) PROGRAM.—In carrying out the Program, the
 11 Director shall—

12 “(1) make and track grants to grant recipients;

13 “(2) provide for technical assistance and train-
 14 ing, data collection, and dissemination of informa-
 15 tion on state-of-the-art practices that the Adminis-
 16 trator determines to be effective in reducing sub-
 17 stance abuse; and

18 “(3) provide for the general administration of
 19 the Program.

20 “(c) ADMINISTRATION.—Not later than 30 days after
 21 receiving recommendations from the Advisory Commission
 22 under section 1042(a)(1), the Director shall appoint an
 23 Administrator to carry out the Program.

1 **~~“SEC. 1032. PROGRAM AUTHORIZATION.~~**

2 ~~“(a) GRANT ELIGIBILITY.—To be eligible to receive~~
 3 ~~an initial grant or a renewal grant under this subchapter,~~
 4 ~~a coalition shall meet each of the following criteria:~~

5 ~~“(1) APPLICATION.—The coalition shall submit~~
 6 ~~an application to the Administrator in accordance~~
 7 ~~with section 1033(a)(2).~~

8 ~~“(2) MAJOR SECTOR INVOLVEMENT.—~~

9 ~~“(A) IN GENERAL.—The coalition shall~~
 10 ~~consist of 1 or more representatives of each of~~
 11 ~~the following categories:~~

12 ~~“(i) Youth.~~

13 ~~“(ii) Parents.~~

14 ~~“(iii) Businesses.~~

15 ~~“(iv) The media.~~

16 ~~“(v) Schools.~~

17 ~~“(vi) Organizations serving youth.~~

18 ~~“(vii) Law enforcement.~~

19 ~~“(viii) Religious organizations.~~

20 ~~“(ix) Civic and fraternal groups.~~

21 ~~“(x) Health care professionals.~~

22 ~~“(xi) State, local, or tribal govern-~~
 23 ~~mental agencies with expertise in the field~~
 24 ~~of substance abuse (including, if applica-~~
 25 ~~ble, the State authority with primary au-~~
 26 ~~thority for substance abuse).~~

1 “(xii) Other organizations involved in
2 reducing substance abuse.

3 “(B) ELECTED OFFICIALS.—If feasible, in
4 addition to representatives from the categories
5 listed in subparagraph (A), the coalition shall
6 have an elected official (or a representative of
7 an elected official) from—

8 “(i) the Federal Government; and

9 “(ii) the government of the appro-
10 priate State and political subdivision there-
11 of or the governing body or an Indian tribe
12 (as that term is defined in section 4(e) of
13 the Indian Self-Determination Act (25
14 U.S.C. 450b(e))).

15 “(C) REPRESENTATION.—An individual
16 who is a member of the coalition may serve on
17 the coalition as a representative of not more
18 than 1 category listed under subparagraph (A).

19 “(3) COMMITMENT.—The coalition shall dem-
20 onstrate, to the satisfaction of the Administrator—

21 “(A) that the representatives of the coali-
22 tion have worked together on substance abuse
23 reduction initiatives for a period of not less
24 than 6 months, acting through entities such as

1 task forces, subcommittees, or community
2 boards; and

3 “(B) substantial participation from volun-
4 teer leaders in the community involved (espe-
5 cially in cooperation with individuals involved
6 with youth such as parents, teachers, coaches,
7 youth workers, and members of the clergy).

8 “(4) MISSION AND STRATEGIES.—The coalition
9 shall, with respect to the community involved—

10 “(A) have as its principal mission the re-
11 duction of substance abuse in a comprehensive
12 and long-term manner, with a primary focus on
13 youth in the community;

14 “(B) describe and document the nature
15 and extent of the substance abuse problem in
16 the community;

17 “(C)(i) provide a description of substance
18 abuse prevention and treatment programs and
19 activities in existence at the time of the grant
20 application; and

21 “(ii) identify substance abuse programs
22 and service gaps in the community;

23 “(D) develop a strategic plan to reduce
24 substance abuse among youth in a comprehen-
25 sive and long-term fashion; and

1 “(E) work to develop a consensus regard-
 2 ing the priorities of the community to combat
 3 substance abuse among youth.

4 “(5) SUSTAINABILITY.—The coalition shall
 5 demonstrate that the coalition is an ongoing concern
 6 by demonstrating that the coalition—

7 “(A) is—

8 “(i)(I) a nonprofit organization; or

9 “(II) an entity that the Adminis-
 10 trator, in consultation with the Advisory
 11 Commission, determines to be appropriate;
 12 or

13 “(ii) part of, or is associated with, an
 14 established legal entity;

15 “(B) receives financial support (including,
 16 in the discretion of the Administrator, in-kind
 17 contributions) from non-Federal sources; and

18 “(C) has a strategy to solicit substantial fi-
 19 nancial support from non-Federal sources to en-
 20 sure that the coalition and the programs oper-
 21 ated by the coalition are self-sustaining.

22 “(6) ACCOUNTABILITY.—The coalition shall—

23 “(A) establish a system to measure and re-
 24 port outcomes—

1 “(i) consistent with common indica-
2 tors and evaluation protocols established
3 by the Administrator, in consultation with
4 the Advisory Commission; and

5 “(ii) receives the approval of the Ad-
6 ministrator;

7 “(B) conduct—

8 “(i) for an initial grant under this
9 subchapter, an initial benchmark survey of
10 drug use among youth (or use local sur-
11 veys or performance measures available or
12 accessible in the community at the time of
13 the grant application); and

14 “(ii) biennial surveys (or incorporate
15 local surveys in existence at the time of the
16 evaluation) to measure the progress and
17 effectiveness of the coalition; and

18 “(C) provide assurances that the entity
19 conducting an evaluation under this paragraph,
20 or from which the coalition receives informa-
21 tion, has experience—

22 “(i) in gathering data related to sub-
23 stance abuse among youth; or

24 “(ii) in evaluating the effectiveness of
25 community anti-drug coalitions.

1 ~~“(b) GRANT AMOUNTS.—~~

2 ~~“(1) IN GENERAL.—~~

3 ~~“(A) GRANTS.—~~

4 ~~“(i) IN GENERAL.—Subject to clause~~
 5 ~~(iii), for a fiscal year, the Administrator~~
 6 ~~may grant to an eligible coalition under~~
 7 ~~this paragraph, an amount not to exceed~~
 8 ~~the amount of non-Federal funds raised by~~
 9 ~~the coalition, including in-kind contribu-~~
 10 ~~tions, for that fiscal year.~~

11 ~~“(ii) RENEWAL GRANTS.—Subject to~~
 12 ~~clause (iii), the Administrator may award a~~
 13 ~~renewal grant to a grant recipient under~~
 14 ~~this subparagraph for each fiscal year fol-~~
 15 ~~lowing the fiscal year for which an initial~~
 16 ~~grant is awarded, in an amount not to ex-~~
 17 ~~ceed the amount of non-Federal funds~~
 18 ~~raised by the coalition, including in-kind~~
 19 ~~contributions, for that fiscal year, during~~
 20 ~~the 4-year period following the period of~~
 21 ~~the initial grant.~~

22 ~~“(iii) LIMITATION.—The amount of a~~
 23 ~~grant award under this subparagraph may~~
 24 ~~not exceed \$100,000 for a fiscal year.~~

25 ~~“(B) COALITION AWARDS.—~~

1 “(i) IN GENERAL.—Except as pro-
 2 vided in clause (ii), the Administrator may,
 3 with respect to a community, make a grant
 4 to 1 eligible coalition that represents that
 5 community.

6 “(ii) EXCEPTION.—The Administrator
 7 may make a grant to more than 1 eligible
 8 coalition that represents a community if—

9 “(I) the population of the com-
 10 munity exceeds 2,000,000 individuals;

11 “(II) the eligible coalitions dem-
 12 onstrate that the coalitions are col-
 13 laborating with one another; and

14 “(III) each of the coalitions has
 15 independently met the requirements
 16 set forth in section 1032(a).

17 “(2) RURAL COALITION GRANTS.—

18 “(A) IN GENERAL.—

19 “(i) IN GENERAL.—In addition to
 20 awarding grants under paragraph (1), to
 21 stimulate the development of coalitions in
 22 sparsely populated and rural areas, the
 23 Administrator, in consultation with the Ad-
 24 visory Commission, may award a grant in
 25 accordance with this section to a coalition

1 that represents a county with a population
2 that does not exceed 30,000 individuals. In
3 awarding a grant under this paragraph,
4 the Administrator, in consultation with the
5 Advisory Commission, may waive any re-
6 quirement under subsection (a) if the Ad-
7 ministrator, in consultation with the Advi-
8 sory Commission, considers that waiver to
9 be appropriate.

10 “(ii) MATCHING REQUIREMENT.—
11 Subject to subparagraph (C), for a fiscal
12 year, the Administrator may grant to an
13 eligible coalition under this paragraph, an
14 amount not to exceed the amount of non-
15 Federal funds raised by the coalition, in-
16 cluding in-kind contributions, for that fis-
17 cal year.

18 “(B) RENEWAL GRANTS.—The Adminis-
19 trator may award a renewal grant to an eligible
20 coalition that is a grant recipient under this
21 paragraph for each fiscal year following the fis-
22 cal year for which an initial grant is awarded,
23 in an amount not to exceed the amount of non-
24 Federal funds raised by the coalition, including

in-kind contributions, during the 4-year period following the period of the initial grant.

~~“(C) LIMITATIONS.—~~

~~“(i) AMOUNT.—The amount of a grant award under this paragraph shall not exceed \$50,000 for a fiscal year.~~

~~“(ii) AWARDS.—With respect to a county referred to in subparagraph (A), the Administrator may award a grant under this section to not more than 1 eligible coalition that represents the county.~~

~~“SEC. 1033. INFORMATION COLLECTION AND DISSEMINATION WITH RESPECT TO GRANT RECIPIENTS.~~

~~“(a) COALITION INFORMATION.—~~

~~“(1) GENERAL AUDITING AUTHORITY.—For the purpose of audit and examination, the Administrator—~~

~~“(A) shall have access to any books, documents, papers, and records that are pertinent to any grant or grant renewal request under this chapter; and~~

~~“(B) may periodically request information from a grant recipient to ensure that the grant recipient meets the applicable criteria under section 1032(a).~~

1 “(2) APPLICATION PROCESS.—The Adminis-
 2 trator shall issue regulations regarding, with respect
 3 to the grants awarded under section 1032, the appli-
 4 cation process, grant renewal, and suspension or
 5 withholding of renewal grants. Each application
 6 under this paragraph shall be in writing and shall be
 7 subject to review by the Administrator.

8 “(3) REPORTING.—The Administrator shall, to
 9 the maximum extent practicable and in a manner
 10 consistent with applicable law, minimize reporting
 11 requirements by a grant recipient and expedite any
 12 application for a renewal grant made under this sub-
 13 chapter.

14 “(b) DATA COLLECTION AND DISSEMINATION.—

15 “(1) IN GENERAL.—The Administrator may
 16 collect data from—

17 “(A) national substance abuse organiza-
 18 tions that work with eligible coalitions, commu-
 19 nity anti-drug coalitions, departments or agen-
 20 cies of the Federal Government, or State or
 21 local governments and the governing bodies of
 22 Indian tribes; and

23 “(B) any other entity or organization that
 24 carries out activities that relate to the purposes
 25 of the Program.

1 ~~“(2) ACTIVITIES OF ADMINISTRATOR.—The Ad-~~
 2 ~~ministrator may—~~

3 ~~“(A) evaluate the utility of specific initia-~~
 4 ~~tives relating to the purposes of the Program;~~

5 ~~“(B) engage in research and development~~
 6 ~~activities related to the Program; and~~

7 ~~“(C) disseminate information described in~~
 8 ~~this subsection to—~~

9 ~~“(i) eligible coalitions and other sub-~~
 10 ~~stance abuse organizations; and~~

11 ~~“(ii) the general public.~~

12 **~~“SEC. 1034. TECHNICAL ASSISTANCE AND TRAINING.~~**

13 ~~“(a) IN GENERAL.—~~

14 ~~“(1) TECHNICAL ASSISTANCE AND AGREE-~~
 15 ~~MENTS.—With respect to any grant recipient or~~
 16 ~~other organization, the Administrator may—~~

17 ~~“(A) offer technical assistance and train-~~
 18 ~~ing; and~~

19 ~~“(B) enter into contracts and cooperative~~
 20 ~~agreements.~~

21 ~~“(2) COORDINATION OF PROGRAMS.—The Ad-~~
 22 ~~ministrator may facilitate the coordination of pro-~~
 23 ~~grams between a grant recipient and other organiza-~~
 24 ~~tions and entities.~~

1 “(b) TRAINING.—The Administrator may provide
2 training to any representative designated by a grant recip-
3 ient in—

4 “(1) coalition building;

5 “(2) task force development;

6 “(3) mediation and facilitation, direct service,
7 assessment and evaluation; or

8 “(4) any other activity related to the purposes
9 of the Program.

10 **“Subchapter II—Advisory Commission**

11 **“SEC. 1041. ESTABLISHMENT OF ADVISORY COMMISSION.**

12 “(a) ESTABLISHMENT.—There is established a com-
13 mission to be known as the ‘Advisory Commission on
14 Drug-Free Communities’.

15 “(b) PURPOSE.—The Advisory Commission shall ad-
16 vise, consult with, and make recommendations to the Ad-
17 ministrator concerning matters related to the activities
18 carried out under the Program.

19 **“SEC. 1042. DUTIES.**

20 “(a) IN GENERAL.—The Advisory Commission—

21 “(1) shall, not later than 30 days after its first
22 meeting, make recommendations to the Director re-
23 garding the selection of an Administrator;

1 ~~“(2) may review any grant, contract, or cooper-~~
 2 ~~ative agreement proposed to be made by the Pro-~~
 3 ~~gram;~~

4 ~~“(3) may make recommendations to the Admin-~~
 5 ~~istrator regarding the activities of the Program;~~

6 ~~“(4) may review any policy or criteria estab-~~
 7 ~~lished by the Administrator to carry out the Pro-~~
 8 ~~gram;~~

9 ~~“(5) may—~~

10 ~~“(A) collect, by correspondence or by per-~~
 11 ~~sonal investigation, information concerning ini-~~
 12 ~~tiatives, studies, services, programs, or other~~
 13 ~~activities of coalitions or organizations working~~
 14 ~~in the field of substance abuse in the United~~
 15 ~~States or any other country; and~~

16 ~~“(B) with the approval of the Adminis-~~
 17 ~~trator, make the information referred to in sub-~~
 18 ~~paragraph (A) available through appropriate~~
 19 ~~publications or other methods for the benefit of~~
 20 ~~eligible coalitions and the general public; and~~

21 ~~“(6) may appoint subcommittees and convene~~
 22 ~~workshops and conferences.~~

23 ~~“(b) RECOMMENDATIONS.—If the Administrator re-~~
 24 ~~jects any recommendation of the Advisory Commission~~
 25 ~~under subsection (a)(1), the Administrator shall notify the~~

1 Advisory Commission and the Director in writing of the
 2 reasons for the rejection not later than 15 days after re-
 3 ceiving the recommendation.

4 “(c) ~~CONFLICT OF INTEREST.~~—A member of the Ad-
 5 visory Commission shall recuse himself or herself from any
 6 decision that would constitute a conflict of interest.

7 **~~SEC. 1043. MEMBERSHIP.~~**

8 “(a) ~~IN GENERAL.~~—The President shall appoint 15
 9 members to the Advisory Commission as follows:

10 “(1) 6 members shall be appointed from the
 11 general public and shall include leaders—

12 “(A) in fields of youth development, public
 13 policy, law, or business; or

14 “(B) of nonprofit organizations or private
 15 foundations that fund substance abuse pro-
 16 grams.

17 “(2) 6 members shall be appointed from the
 18 leading representatives of national substance abuse
 19 reduction organizations, of which no fewer than 4
 20 members shall have extensive training or experience
 21 in drug prevention.

22 “(3) 3 members shall be appointed from the
 23 leading representatives of State substance abuse re-
 24 duction organizations.

1 “(b) CHAIRPERSON.—The Advisory Commission shall
 2 elect a chairperson or cochairpersons from among its
 3 members.

4 “(c) EX OFFICIO MEMBERS.—The ex officio mem-
 5 bership of the Advisory Commission shall consist of any
 6 2 officers or employees of the United States that the Di-
 7 rector determines to be necessary for the Advisory Com-
 8 mission to effectively carry out its functions.

9 **“SEC. 1044. COMPENSATION.**

10 “(a) IN GENERAL.—Members of the Advisory Com-
 11 mission who are officers or employees of the United States
 12 shall not receive any additional compensation for service
 13 on the Advisory Commission. The remaining members of
 14 the Advisory Commission shall receive, for each day (in-
 15 cluding travel time) that they are engaged in the perform-
 16 ance of the functions of the Advisory Commission, com-
 17 pensation at rates not to exceed the daily equivalent to
 18 the annual rate of basic pay payable for grade GS-10 of
 19 the General Schedule.

20 “(b) TRAVEL EXPENSES.—Each member of the Advi-
 21 sory Commission shall receive travel expenses, including
 22 per diem in lieu of subsistence, in accordance with sections
 23 5702 and 5703 of title 5, United States Code.

1 **“SEC. 1045. TERMS OF OFFICE.**

2 “(a) IN GENERAL.—Subject to subsection (b), the
3 term of office of a member of the Advisory Commission
4 shall be 3 years, except that, as designated at the time
5 of appointment—

6 “(1) of the initial members appointed under
7 section 1043(a)(1), 2 shall be appointed for a term
8 of 2 years;

9 “(2) of the initial members appointed under
10 section 1043(a)(2), 2 shall be appointed for a term
11 of 2 years; and

12 “(3) of the initial members appointed under
13 section 1043(a)(3), 1 shall be appointed for a term
14 of 1 year.

15 “(b) VACANCIES.—Any member appointed to fill a
16 vacancy for an unexpired term of a member shall serve
17 for the remainder of the unexpired term. A member of
18 the Advisory Commission may serve after the expiration
19 of such member’s term until a successor has been ap-
20 pointed and taken office.

21 **“SEC. 1046. MEETINGS.**

22 “(a) IN GENERAL.—After its initial meeting, the Ad-
23 visory Commission shall meet at the call of the Chair-
24 person (or Cochairpersons) of the Advisory Commission
25 or a majority of its members or upon the request of the

1 Director or Administrator of the Program for which the
2 Advisory Commission is established.

3 “(b) QUORUM.—8 members of the Advisory Commis-
4 sion shall constitute a quorum.

5 **“SEC. 1047. STAFF.**

6 “‘The Advisory Commission may elect an executive
7 secretary to facilitate the conduct of business of the Advi-
8 sory Commission. The Administrator shall make available
9 to the Advisory Commission such staff, information, and
10 other assistance permitted by law as the Advisory Com-
11 mission may reasonably require to carry out the functions
12 of the Advisory Commission.

13 **“SEC. 1048. TERMINATION.**

14 “‘The Advisory Commission shall terminate on the
15 date that is 5 years after the date of the enactment of
16 this chapter.’”.

17 (b) REFERENCES.—Each reference in Federal law to
18 subtitle A of the Anti-Drug Abuse Act of 1988, with the
19 exception of section 1001 of such subtitle, in any provision
20 of law that is in effect on the day before the date of enact-
21 ment of this Act shall be deemed to be a reference to chap-
22 ter 1 of the National Narcotics Leadership Act of 1988
23 (as so designated by this section).

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “Drug-Free Communities*
 3 *Act of 1997”.*

4 **SEC. 2. NATIONAL DRUG CONTROL PROGRAM.**

5 (a) *IN GENERAL.*—*The National Narcotics Leadership*
 6 *Act of 1988 (21 U.S.C. 1501 et seq.) is amended—*

7 (1) *by inserting between sections 1001 and 1002*
 8 *the following:*

9 **“CHAPTER 1—OFFICE OF NATIONAL DRUG**
 10 **CONTROL POLICY”;**

11 *and*

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

13 **“CHAPTER 2—DRUG-FREE COMMUNITIES**

14 **“SEC. 1021. FINDINGS.**

15 *“Congress finds the following:*

16 “(1) *Substance abuse among youth has more*
 17 *than doubled in the 5-year period preceding 1996,*
 18 *with substantial increases in the use of marijuana,*
 19 *inhalants, cocaine, methamphetamine, LSD, and her-*
 20 *oin.*

21 “(2) *The most dramatic increases in substance*
 22 *abuse has occurred among 13- and 14-year-olds.*

23 “(3) *Casual or periodic substance abuse by youth*
 24 *today will contribute to hard core or chronic sub-*
 25 *stance abuse by the next generation of adults.*

1 “(4) Substance abuse is at the core of other prob-
2 lems, such as rising violent teenage and violent gang
3 crime, increasing health care costs, HIV infections,
4 teenage pregnancy, high school dropouts, and lower
5 economic productivity.

6 “(5) Increases in substance abuse among youth
7 are due in large part to an erosion of understanding
8 by youth of the high risks associated with substance
9 abuse, and to the softening of peer norms against use.

10 “(6)(A) Substance abuse is a preventable behav-
11 ior and a treatable disease; and

12 “(B)(i) during the 13-year period beginning
13 with 1979, monthly use of illegal drugs among youth
14 12 to 17 years of age declined by over 70 percent; and

15 “(ii) data suggests that if parents would simply
16 talk to their children regularly about the dangers of
17 substance abuse, use among youth could be expected to
18 decline by as much as 30 percent.

19 “(7) Community anti-drug coalitions throughout
20 the United States are successfully developing and im-
21 plementing comprehensive, long-term strategies to re-
22 duce substance abuse among youth on a sustained
23 basis.

24 “(8) Intergovernmental cooperation and coordi-
25 nation through national, State, and local or tribal

1 *leadership and partnerships are critical to facilitate*
2 *the reduction of substance abuse among youth in com-*
3 *munities throughout the United States.*

4 **“SEC. 1022. PURPOSES.**

5 *“The purposes of this chapter are—*

6 *“(1) to reduce substance abuse among youth in*
7 *communities throughout the United States, and over*
8 *time, to reduce substance abuse among adults;*

9 *“(2) to strengthen collaboration among commu-*
10 *nities, the Federal Government, and State, local, and*
11 *tribal governments;*

12 *“(3) to enhance intergovernmental cooperation*
13 *and coordination on the issue of substance abuse*
14 *among youth;*

15 *“(4) to serve as a catalyst for increased citizen*
16 *participation and greater collaboration among all sec-*
17 *tors and organizations of a community that first*
18 *demonstrates a long-term commitment to reducing*
19 *substance abuse among youth;*

20 *“(5) to rechannel resources from the fiscal year*
21 *1998 Federal drug control budget to provide technical*
22 *assistance, guidance, and financial support to com-*
23 *munities that demonstrate a long-term commitment*
24 *in reducing substance abuse among youth;*

1 “(6) to disseminate to communities timely infor-
 2 mation regarding the state-of-the-art practices and
 3 initiatives that have proven to be effective in reducing
 4 substance abuse among youth;

5 “(7) to enhance, not supplant, local community
 6 initiatives for reducing substance abuse among youth;
 7 and

8 “(8) to encourage the creation of and support for
 9 community anti-drug coalitions throughout the Unit-
 10 ed States.

11 **“SEC. 1023. DEFINITIONS.**

12 *“In this chapter:*

13 “(1) *ADMINISTRATOR.*—The term ‘Adminis-
 14 trator’ means the Administrator appointed by the Di-
 15 rector under section 1031(c).

16 “(2) *ADVISORY COMMISSION.*—The term ‘Advi-
 17 sory Commission’ means the Advisory Commission es-
 18 tablished under section 1041.

19 “(3) *COMMUNITY.*—The term ‘community’ shall
 20 have the meaning provided that term by the Adminis-
 21 trator, in consultation with the Advisory Commission.

22 “(4) *DIRECTOR.*—The term ‘Director’ means the
 23 Director of the Office of National Drug Control Pol-
 24 icy.

1 “(5) *ELIGIBLE COALITION*.—The term ‘eligible
2 *coalition*’ means a coalition that meets the applicable
3 criteria under section 1032(a).

4 “(6) *GRANT RECIPIENT*.—The term ‘grant recipi-
5 *ent*’ means the recipient of a grant award under sec-
6 tion 1032.

7 “(7) *NONPROFIT ORGANIZATION*.—The term
8 ‘nonprofit organization’ means an organization de-
9 scribed under section 501(c)(3) of the Internal Reve-
10 nue Code of 1986 that is exempt from taxation under
11 section 501(a) of the Internal Revenue Code of 1986.

12 “(8) *PROGRAM*.—The term ‘Program’ means the
13 program established under section 1031(a).

14 “(9) *SUBSTANCE ABUSE*.—The term ‘substance
15 abuse’ means—

16 “(A) the illegal use or abuse of drugs, in-
17 cluding substances listed in schedules I through
18 V of section 112 of the Controlled Substances Act
19 (21 U.S.C. 812);

20 “(B) the abuse of inhalants; and

21 “(C) the use of alcohol, tobacco, or other re-
22 lated product as such use is prohibited by State
23 or local law.

1 “(10) *YOUTH*.—The term ‘youth’ shall have the
2 meaning provided that term by the Administrator, in
3 consultation with the Advisory Commission.

4 **“SEC. 1024. AUTHORIZATION OF APPROPRIATIONS.**

5 “(a) *IN GENERAL*.—There are authorized to be appro-
6 priated to the Office of National Drug Control Policy to
7 carry out this chapter—

8 “(1) \$10,000,000 for fiscal year 1998;

9 “(2) \$20,000,000 for fiscal year 1999;

10 “(3) \$30,000,000 for fiscal year 2000;

11 “(4) \$40,000,000 for fiscal year 2001; and

12 “(5) \$43,500,000 for fiscal year 2002.

13 “(b) *ADMINISTRATIVE COSTS*.—Not more than the fol-
14 lowing percentages of the amounts authorized under sub-
15 section (a) may be used to pay administrative costs:

16 “(1) 10 percent for fiscal year 1998.

17 “(2) 6 percent for fiscal year 1999.

18 “(3) 4 percent for fiscal year 2000.

19 “(4) 3 percent for fiscal year 2001.

20 “(5) 3 percent for fiscal year 2002.

1 **“Subchapter I—Drug-Free Communities**
 2 **Support Program**

3 **“SEC. 1031. ESTABLISHMENT OF DRUG-FREE COMMUNITIES**
 4 **SUPPORT PROGRAM.**

5 “(a) *ESTABLISHMENT.*—*The Director shall establish a*
 6 *program to support communities in the development and*
 7 *implementation of comprehensive, long-term plans and pro-*
 8 *grams to prevent and treat substance abuse among youth.*

9 “(b) *PROGRAM.*—*In carrying out the Program, the Di-*
 10 *rector shall—*

11 “(1) *make and track grants to grant recipients;*

12 “(2) *provide for technical assistance and train-*
 13 *ing, data collection, and dissemination of information*
 14 *on state-of-the-art practices that the Director deter-*
 15 *mines to be effective in reducing substance abuse; and*

16 “(3) *provide for the general administration of*
 17 *the Program.*

18 “(c) *ADMINISTRATION.*—*Not later than 30 days after*
 19 *receiving recommendations from the Advisory Commission*
 20 *under section 1042(a)(1), the Director shall appoint an Ad-*
 21 *ministrator to carry out the Program.*

22 “(d) *CONTRACTING.*—*The Director may employ any*
 23 *necessary staff and may enter into contracts or agreements*
 24 *with national drug control agencies, including interagency*
 25 *agreements to delegate authority for the execution of grants*

1 *and for such other activities necessary to carry out this*
 2 *chapter.*

3 **“SEC. 1032. PROGRAM AUTHORIZATION.**

4 “(a) *GRANT ELIGIBILITY.*—*To be eligible to receive an*
 5 *initial grant or a renewal grant under this subchapter, a*
 6 *coalition shall meet each of the following criteria:*

7 “(1) *APPLICATION.*—*The coalition shall submit*
 8 *an application to the Administrator in accordance*
 9 *with section 1033(a)(2).*

10 “(2) *MAJOR SECTOR INVOLVEMENT.*—

11 “(A) *IN GENERAL.*—*The coalition shall con-*
 12 *sist of 1 or more representatives of each of the*
 13 *following categories:*

14 “(i) *Youth.*

15 “(ii) *Parents.*

16 “(iii) *Businesses.*

17 “(iv) *The media.*

18 “(v) *Schools.*

19 “(vi) *Organizations serving youth.*

20 “(vii) *Law enforcement.*

21 “(viii) *Religious organizations.*

22 “(ix) *Civic, volunteer, and fraternal*
 23 *groups.*

24 “(x) *Health care professionals.*

1 “(xi) State, local, or tribal govern-
 2 mental agencies with expertise in the field
 3 of substance abuse (including, if applicable,
 4 the State authority with primary authority
 5 for substance abuse).

6 “(xii) Other organizations involved in
 7 reducing substance abuse.

8 “(B) *ELECTED OFFICIALS.*—If feasible, in
 9 addition to representatives from the categories
 10 listed in subparagraph (A), the coalition shall
 11 have an elected official (or a representative of an
 12 elected official) from—

13 “(i) the Federal Government; and

14 “(ii) the government of the appropriate
 15 State and political subdivision thereof or
 16 the governing body or an Indian tribe (as
 17 that term is defined in section 4(e) of the
 18 Indian Self-Determination Act (25 U.S.C.
 19 450b(e))).

20 “(C) *REPRESENTATION.*—An individual
 21 who is a member of the coalition may serve on
 22 the coalition as a representative of not more than
 23 1 category listed under subparagraph (A).

24 “(3) *COMMITMENT.*—The coalition shall dem-
 25 onstrate, to the satisfaction of the Administrator—

1 “(A) that the representatives of the coalition
 2 have worked together on substance abuse reduc-
 3 tion initiatives for a period of not less than 6
 4 months, acting through entities such as task
 5 forces, subcommittees, or community boards; and

6 “(B) substantial participation from volun-
 7 teer leaders in the community involved (espe-
 8 cially in cooperation with individuals involved
 9 with youth such as parents, teachers, coaches,
 10 youth workers, and members of the clergy).

11 “(4) MISSION AND STRATEGIES.—The coalition
 12 shall, with respect to the community involved—

13 “(A) have as its principal mission the re-
 14 duction of substance abuse in a comprehensive
 15 and long-term manner, with a primary focus on
 16 youth in the community;

17 “(B) describe and document the nature and
 18 extent of the substance abuse problem in the com-
 19 munity;

20 “(C)(i) provide a description of substance
 21 abuse prevention and treatment programs and
 22 activities in existence at the time of the grant
 23 application; and

24 “(ii) identify substance abuse programs and
 25 service gaps in the community;

1 “(D) develop a strategic plan to reduce sub-
 2 stance abuse among youth in a comprehensive
 3 and long-term fashion; and

4 “(E) work to develop a consensus regarding
 5 the priorities of the community to combat sub-
 6 stance abuse among youth.

7 “(5) SUSTAINABILITY.—The coalition shall dem-
 8 onstrate that the coalition is an ongoing concern by
 9 demonstrating that the coalition—

10 “(A) is—

11 “(i)(I) a nonprofit organization; or

12 “(II) an entity that the Administrator
 13 determines to be appropriate; or

14 “(ii) part of, or is associated with, an
 15 established legal entity;

16 “(B) receives financial support (including,
 17 in the discretion of the Administrator, in-kind
 18 contributions) from non-Federal sources; and

19 “(C) has a strategy to solicit substantial fi-
 20 nancial support from non-Federal sources to en-
 21 sure that the coalition and the programs oper-
 22 ated by the coalition are self-sustaining.

23 “(6) ACCOUNTABILITY.—The coalition shall—

24 “(A) establish a system to measure and re-
 25 port outcomes—

1 “(i) consistent with common indicators
2 and evaluation protocols established by the
3 Administrator; and

4 “(ii) approved by the Administrator;
5 “(B) conduct—

6 “(i) for an initial grant under this
7 subchapter, an initial benchmark survey of
8 drug use among youth (or use local surveys
9 or performance measures available or acces-
10 sible in the community at the time of the
11 grant application); and

12 “(ii) biennial surveys (or incorporate
13 local surveys in existence at the time of the
14 evaluation) to measure the progress and ef-
15 fectiveness of the coalition; and

16 “(C) provide assurances that the entity con-
17 ducting an evaluation under this paragraph, or
18 from which the coalition receives information,
19 has experience—

20 “(i) in gathering data related to sub-
21 stance abuse among youth; or

22 “(ii) in evaluating the effectiveness of
23 community anti-drug coalitions.

24 “(b) GRANT AMOUNTS.—

25 “(1) IN GENERAL.—

1 “(A) GRANTS.—

2 “(i) *IN GENERAL.*—Subject to clause
3 (iv), for a fiscal year, the Administrator
4 may grant to an eligible coalition under
5 this paragraph, an amount not to exceed the
6 amount of non-Federal funds raised by the
7 coalition, including in-kind contributions,
8 for that fiscal year.

9 “(ii) *SUSPENSION OF GRANTS.*—If such
10 grant recipient fails to continue to meet the
11 criteria specified in subsection (a), the Ad-
12 ministrator may suspend the grant, after
13 providing written notice to the grant recipi-
14 ent and an opportunity to appeal.

15 “(iii) *RENEWAL GRANTS.*—Subject to
16 clause (iv), the Administrator may award a
17 renewal grant to a grant recipient under
18 this subparagraph for each fiscal year fol-
19 lowing the fiscal year for which an initial
20 grant is awarded, in an amount not to ex-
21 ceed the amount of non-Federal funds raised
22 by the coalition, including in-kind contribu-
23 tions, for that fiscal year, during the 4-year
24 period following the period of the initial
25 grant.

1 “(iv) *LIMITATION.*—*The amount of a*
 2 *grant award under this subparagraph may*
 3 *not exceed \$100,000 for a fiscal year.*

4 “(B) *COALITION AWARDS.*—

5 “(i) *IN GENERAL.*—*Except as provided*
 6 *in clause (ii), the Administrator may, with*
 7 *respect to a community, make a grant to 1*
 8 *eligible coalition that represents that com-*
 9 *munity.*

10 “(ii) *EXCEPTION.*—*The Administrator*
 11 *may make a grant to more than 1 eligible*
 12 *coalition that represents a community if—*

13 “(I) *the population of the commu-*
 14 *nity exceeds 2,000,000 individuals;*

15 “(II) *the eligible coalitions dem-*
 16 *onstrate that the coalitions are collabo-*
 17 *rating with one another; and*

18 “(III) *each of the coalitions has*
 19 *independently met the requirements set*
 20 *forth in subsection (a).*

21 “(2) *RURAL COALITION GRANTS.*—

22 “(A) *IN GENERAL.*—

23 “(i) *IN GENERAL.*—*In addition to*
 24 *awarding grants under paragraph (1), to*
 25 *stimulate the development of coalitions in*

1 *sparsely populated and rural areas, the Ad-*
2 *ministrator, in consultation with the Advi-*
3 *sory Commission, may award a grant in*
4 *accordance with this section to a coalition*
5 *that represents a county with a population*
6 *that does not exceed 30,000 individuals. In*
7 *awarding a grant under this paragraph, the*
8 *Administrator may waive any requirement*
9 *under subsection (a) if the Administrator*
10 *considers that waiver to be appropriate.*

11 “(ii) *MATCHING REQUIREMENT.*—Sub-
12 *ject to subparagraph (C), for a fiscal year,*
13 *the Administrator may grant to an eligible*
14 *coalition under this paragraph, an amount*
15 *not to exceed the amount of non-Federal*
16 *funds raised by the coalition, including in-*
17 *kind contributions, for that fiscal year.*

18 “(iii) *SUSPENSION OF GRANTS.*—If
19 *such grant recipient fails to continue to*
20 *meet any criteria specified in subsection (a)*
21 *that has not been waived by the Adminis-*
22 *trator pursuant to clause (i), the Adminis-*
23 *trator may suspend the grant, after provid-*
24 *ing written notice to the grant recipient*
25 *and an opportunity to appeal.*

1 “(B) *RENEWAL GRANTS.*—*The Adminis-*
 2 *trator may award a renewal grant to an eligible*
 3 *coalition that is a grant recipient under this*
 4 *paragraph for each fiscal year following the fis-*
 5 *cal year for which an initial grant is awarded,*
 6 *in an amount not to exceed the amount of non-*
 7 *Federal funds raised by the coalition, including*
 8 *in-kind contributions, during the 4-year period*
 9 *following the period of the initial grant.*

10 “(C) *LIMITATIONS.*—

11 “(i) *AMOUNT.*—*The amount of a grant*
 12 *award under this paragraph shall not ex-*
 13 *ceed \$100,000 for a fiscal year.*

14 “(ii) *AWARDS.*—*With respect to a*
 15 *county referred to in subparagraph (A), the*
 16 *Administrator may award a grant under*
 17 *this section to not more than 1 eligible coa-*
 18 *alition that represents the county.*

19 **“SEC. 1033. INFORMATION COLLECTION AND DISSEMINA-**
 20 **TION WITH RESPECT TO GRANT RECIPIENTS.**

21 “(a) *COALITION INFORMATION.*—

22 “(1) *GENERAL AUDITING AUTHORITY.*—*For the*
 23 *purpose of audit and examination, the Adminis-*
 24 *trator—*

1 “(A) shall have access to any books, docu-
 2 ments, papers, and records that are pertinent to
 3 any grant or grant renewal request under this
 4 chapter; and

5 “(B) may periodically request information
 6 from a grant recipient to ensure that the grant
 7 recipient meets the applicable criteria under sec-
 8 tion 1032(a).

9 “(2) *APPLICATION PROCESS.*—The Administrator
 10 shall issue a request for proposal regarding, with re-
 11 spect to the grants awarded under section 1032, the
 12 application process, grant renewal, and suspension or
 13 withholding of renewal grants. Each application
 14 under this paragraph shall be in writing and shall be
 15 subject to review by the Administrator.

16 “(3) *REPORTING.*—The Administrator shall, to
 17 the maximum extent practicable and in a manner
 18 consistent with applicable law, minimize reporting
 19 requirements by a grant recipient and expedite any
 20 application for a renewal grant made under this sub-
 21 chapter.

22 “(b) *DATA COLLECTION AND DISSEMINATION.*—

23 “(1) *IN GENERAL.*—The Administrator may col-
 24 lect data from—

1 “(A) *national substance abuse organizations*
 2 *that work with eligible coalitions, community*
 3 *anti-drug coalitions, departments or agencies of*
 4 *the Federal Government, or State or local gov-*
 5 *ernments and the governing bodies of Indian*
 6 *tribes; and*

7 “(B) *any other entity or organization that*
 8 *carries out activities that relate to the purposes*
 9 *of the Program.*

10 “(2) *ACTIVITIES OF ADMINISTRATOR.—The Ad-*
 11 *ministrator may—*

12 “(A) *evaluate the utility of specific initia-*
 13 *tives relating to the purposes of the Program;*

14 “(B) *conduct an evaluation of the Program;*
 15 *and*

16 “(C) *disseminate information described in*
 17 *this subsection to—*

18 “(i) *eligible coalitions and other sub-*
 19 *stance abuse organizations; and*

20 “(ii) *the general public.*

21 **“SEC. 1034. TECHNICAL ASSISTANCE AND TRAINING.**

22 “(a) *IN GENERAL.—*

23 “(1) *TECHNICAL ASSISTANCE AND AGREE-*
 24 *MENTS.—With respect to any grant recipient or other*
 25 *organization, the Administrator may—*

1 “(A) offer technical assistance and training;
2 and

3 “(B) enter into contracts and cooperative
4 agreements.

5 “(2) COORDINATION OF PROGRAMS.—The Ad-
6 ministrator may facilitate the coordination of pro-
7 grams between a grant recipient and other organiza-
8 tions and entities.

9 “(b) TRAINING.—The Administrator may provide
10 training to any representative designated by a grant recipi-
11 ent in—

12 “(1) coalition building;

13 “(2) task force development;

14 “(3) mediation and facilitation, direct service,
15 assessment, and evaluation; or

16 “(4) any other activity related to the purposes of
17 the Program.

18 **“Subchapter II—Advisory Commission**

19 **“SEC. 1041. ESTABLISHMENT OF ADVISORY COMMISSION.**

20 “(a) ESTABLISHMENT.—There is established a com-
21 mission to be known as the ‘Advisory Commission on Drug-
22 Free Communities’.

23 “(b) PURPOSE.—The Advisory Commission shall ad-
24 vise, consult with, and make recommendations to the Direc-

1 *tor concerning matters related to the activities carried out*
 2 *under the Program.*

3 **“SEC. 1042. DUTIES.**

4 “(a) *IN GENERAL.*—*The Advisory Commission—*

5 “(1) *shall, not later than 30 days after its first*
 6 *meeting, make recommendations to the Director re-*
 7 *garding the selection of an Administrator;*

8 “(2) *may make recommendations to the Director*
 9 *regarding any grant, contract, or cooperative agree-*
 10 *ment made by the Program;*

11 “(3) *may make recommendations to the Director*
 12 *regarding the activities of the Program;*

13 “(4) *may make recommendations to the Director*
 14 *regarding any policy or criteria established by the*
 15 *Director to carry out the Program;*

16 “(5) *may—*

17 “(A) *collect, by correspondence or by per-*
 18 *sonal investigation, information concerning ini-*
 19 *tiatives, studies, services, programs, or other ac-*
 20 *tivities of coalitions or organizations working in*
 21 *the field of substance abuse in the United States*
 22 *or any other country; and*

23 “(B) *with the approval of the Director,*
 24 *make the information referred to in subpara-*
 25 *graph (A) available through appropriate publi-*

1 *cations or other methods for the benefit of eligible*
 2 *coalitions and the general public; and*

3 “(6) *may appoint subcommittees and convene*
 4 *workshops and conferences.*

5 “(b) *RECOMMENDATIONS.—If the Director rejects any*
 6 *recommendation of the Advisory Commission under sub-*
 7 *section (a)(1), the Director shall notify the Advisory Com-*
 8 *mission in writing of the reasons for the rejection not later*
 9 *than 15 days after receiving the recommendation.*

10 “(c) *CONFLICT OF INTEREST.—A member of the Advi-*
 11 *sory Commission shall recuse himself or herself from any*
 12 *decision that would constitute a conflict of interest.*

13 **“SEC. 1043. MEMBERSHIP.**

14 “(a) *IN GENERAL.—The President shall appoint 11*
 15 *members to the Advisory Commission as follows:*

16 “(1) *4 members shall be appointed from the gen-*
 17 *eral public and shall include leaders—*

18 “(A) *in fields of youth development, public*
 19 *policy, law, or business; or*

20 “(B) *of nonprofit organizations or private*
 21 *foundations that fund substance abuse programs.*

22 “(2) *4 members shall be appointed from the lead-*
 23 *ing representatives of national substance abuse reduc-*
 24 *tion organizations, of which no fewer than 3 members*

1 *shall have extensive training or experience in drug*
 2 *prevention.*

3 “(3) *3 members shall be appointed from the lead-*
 4 *ing representatives of State substance abuse reduction*
 5 *organizations.*

6 “(b) *CHAIRPERSON.—The Advisory Commission shall*
 7 *elect a chairperson or co-chairpersons from among its mem-*
 8 *bers.*

9 “(c) *EX OFFICIO MEMBERS.—The ex officio member-*
 10 *ship of the Advisory Commission shall consist of any 2 offi-*
 11 *cers or employees of the United States that the Director de-*
 12 *termines to be necessary for the Advisory Commission to*
 13 *effectively carry out its functions.*

14 **“SEC. 1044. COMPENSATION.**

15 “(a) *IN GENERAL.—Members of the Advisory Commis-*
 16 *sion who are officers or employees of the United States shall*
 17 *not receive any additional compensation for service on the*
 18 *Advisory Commission. The remaining members of the Advi-*
 19 *sory Commission shall receive, for each day (including trav-*
 20 *el time) that they are engaged in the performance of the*
 21 *functions of the Advisory Commission, compensation at*
 22 *rates not to exceed the daily equivalent of the annual rate*
 23 *of basic pay payable for grade GS–10 of the General Sched-*
 24 *ule.*

1 “(b) *TRAVEL EXPENSES.*—Each member of the Advi-
 2 sory Commission shall receive travel expenses, including per
 3 diem in lieu of subsistence, in accordance with sections
 4 5702 and 5703 of title 5, United States Code.

5 **“SEC. 1045. TERMS OF OFFICE.**

6 “(a) *IN GENERAL.*—Subject to subsection (b), the term
 7 of office of a member of the Advisory Commission shall be
 8 3 years, except that, as designated at the time of appoint-
 9 ment—

10 “(1) of the initial members appointed under sec-
 11 tion 1043(a)(1), 2 shall be appointed for a term of 2
 12 years;

13 “(2) of the initial members appointed under sec-
 14 tion 1043(a)(2), 2 shall be appointed for a term of 2
 15 years; and

16 “(3) of the initial members appointed under sec-
 17 tion 1043(a)(3), 1 shall be appointed for a term of 1
 18 year.

19 “(b) *VACANCIES.*—Any member appointed to fill a va-
 20 cancy for an unexpired term of a member shall serve for
 21 the remainder of the unexpired term. A member of the Advi-
 22 sory Commission may serve after the expiration of such
 23 member’s term until a successor has been appointed and
 24 taken office.

1 **“SEC. 1046. MEETINGS.**

2 “(a) *IN GENERAL.*—After its initial meeting, the Advi-
 3 sory Commission shall meet, with the advanced approval
 4 of the Administrator, at the call of the Chairperson (or Co-
 5 chairpersons) of the Advisory Commission or a majority of
 6 its members or upon the request of the Director or Adminis-
 7 trator of the Program.

8 “(b) *QUORUM.*—6 members of the Advisory Commis-
 9 sion shall constitute a quorum.

10 **“SEC. 1047. STAFF.**

11 “The Administrator shall make available to the Advi-
 12 sory Commission adequate staff, information, and other as-
 13 sistance.

14 **“SEC. 1048. TERMINATION.**

15 “The Advisory Commission shall terminate at the end
 16 of fiscal year 2002.”.

17 (b) *REFERENCES.*—Each reference in Federal law to
 18 subtitle A of the Anti-Drug Abuse Act of 1988, with the
 19 exception of section 1001 of such subtitle, in any provision
 20 of law that is in effect on the day before the date of enact-
 21 ment of this Act shall be deemed to be a reference to chapter
 22 1 of the National Narcotics Leadership Act of 1988 (as so
 23 designated by this section).