

Public Law 95-461
95th Congress

An Act

Oct. 14, 1978
[S. 2916]

To amend the Drug Abuse Office and Treatment Act of 1972 to extend the programs of assistance under that Act for drug abuse prevention, education, treatment, and rehabilitation, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Drug Abuse
Prevention and
Treatment
Amendments of
1978.
21 USC 1101
note

SHORT TITLE

SECTION 1. This Act may be cited as the "Drug Abuse Prevention and Treatment Amendments of 1978".

EXTENSION OF SECTIONS 409, 410, AND 503

21 USC 1176. SEC. 2. (a) The first sentence of section 409(a) of the Drug Abuse Office and Treatment Act of 1972 is amended (1) by striking out "and" after "1977," and (2) by inserting after "1978," the following: "and September 30, 1979,".

21 USC 1177. (b) Section 410(b) of such Act is amended by adding at the end the following: "For the fiscal year ending September 30, 1979, there is authorized to be appropriated (1) \$153,000,000 for grants and contracts under paragraphs (3) and (6) of subsection (a) for drug abuse treatment programs, and (2) \$24,000,000 for grants and contracts under such subsection for other programs and activities.".

21 USC 1193. (c) Section 503(b) of such Act is amended (1) by striking out "and" after "1977," and (2) by inserting before the period a comma and the following: "and \$7,000,000 for the fiscal year ending September 30, 1979".

REPORTS

42 USC 242
note. SEC. 3. (a) Section 502 of the Marihuana and Health Reporting Act (Public Law 91-296) is amended by striking out "annually" and inserting in lieu thereof "biennially".

21 USC 1172. (b) Section 405(b) of the Drug Abuse Office and Treatment Act of 1972 is amended to read as follows:

"(b) The Secretary shall transmit a report to the President and the Congress with respect to each fiscal year on—

"(1) the health consequences and extent of drug abuse in the United States,

"(2) a description and evaluation of the effectiveness of the drug abuse prevention functions carried out through any entity of the Department of Health, Education, and Welfare in the fiscal year for which the report is made,

"(3) a description of the manner in which such functions were carried out, a description of the amount of funds expended in carrying out such functions, and a description and evaluation of the coordination within the Department of Health, Education, and Welfare in carrying out such functions,

"(4) a description and evaluation of the effectiveness of experimental methods and programs implemented in carrying out such functions, recommendations for implementation of such methods and programs by others in carrying out their drug abuse prevention functions, and a description and evaluation of the effectiveness of the means used to disseminate information respecting such methods and programs, and

"(5) proposals for changes in the drug abuse prevention functions carried out through the Department of Health, Education, and Welfare (including recommendations for legislation).

The report required by this subsection shall be transmitted not later than January 15 of each year."

(c) Not later than 120 days after the date of the enactment of this Act, the Secretary of Health, Education, and Welfare shall submit to the Congress a report on the extent and nature of drug abuse in rural areas, the special needs and circumstances which must be addressed in providing drug abuse prevention functions to these areas, and specific recommendations respecting such functions in these areas.

Report to
Congress.
21 USC 1172
note.

STATE PLANS FOR FORMULA GRANTS

SEC. 4. Section 409(e) of the Drug Abuse Office and Treatment Act of 1972 is amended—

21 USC 1176.

(1) by striking out "July 15" and inserting in lieu thereof "July 31";

(2) by inserting after "groups," in paragraph (3) "of political subdivisions in the State,"

(3) by inserting after "areas of the State" in paragraph (3) "and from population groups in the State which are seriously affected by drug abuse";

(4) by striking out "in carrying out" in paragraph (3) and inserting in lieu thereof "in preparing and carrying out", and

(5) by amending paragraph (7) to read as follows:

"(7) provide reasonable opportunity for political subdivisions in the State to submit to the State agency recommendations respecting the preparation and carrying out of the State plan;"

TECHNICAL ASSISTANCE

SEC. 5. Section 502(b) (3) of the Drug Abuse Office and Treatment Act of 1972 is amended by striking out "control and treatment" and inserting in lieu thereof "prevention, control, and treatment".

21 USC 1192.

ACTIVITIES OF THE NATIONAL INSTITUTE ON DRUG ABUSE

21 USC 1177.

SEC. 6. (a) Section 410(a) of the Drug Abuse Office and Treatment Act of 1972 is amended by inserting “, acting through the National Institute on Drug Abuse,” after “Secretary” the first place it appears.

(b) (1) Title V of such Act is amended by adding at the end thereof the following new section:

21 USC 1194.

“§ 504. Review of programs and activities

“The Secretary, acting through the Institute, shall, by regulation, provide for review of all grants made, and contracts entered into, for research, training, treatment, prevention, and other programs and activities authorized under this Act by utilizing, to the maximum extent possible, appropriate peer review groups, composed principally of non-Federal scientists and other experts in the field of drug abuse.”.

(2) The table of sections at the beginning of such title is amended by adding at the end thereof the following new item:

“504. Review of programs and activities.”.

Approved October 14, 1978.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 95-1187 accompanying H.R. 12348 (Comm. on Interstate and Foreign Commerce).

SENATE REPORTS No. 95-820 (Comm. on Human Resources) and No. 95-151 accompanying S. 1232 (Comm. on the Judiciary).

CONGRESSIONAL RECORD:

Vol. 123 (1977): June 6, S. 1232 considered and passed Senate.

Vol. 124 (1978): May 24, considered and passed Senate.

Sept. 18, H.R. 12348 considered and passed House; passage vacated and S. 2916, amended, passed in lieu.

Oct. 2, Senate concurred in House amendment.