

F.R. 57767; Ex. Ord. No. 13284, §8, Jan. 23, 2003, 68 F.R. 4076, provided:

By the authority vested in me as President by the Constitution and the laws of the United States of America, including section 301 of title 3, United States Code, it is hereby ordered as follows:

SECTION 1. *Establishment.* There is established the President's Drug Policy Council ("Council").

SEC. 2. *Membership.* The Council shall comprise the:

(a) President, who shall serve as Chairman of the Council;

(b) Vice President;

(c) Secretary of State;

(d) Secretary of the Treasury;

(e) Secretary of Defense;

(f) Attorney General;

(g) Secretary of the Interior;

(h) Secretary of Agriculture;

(i) Secretary of Health and Human Services;

(j) Secretary of Housing and Urban Development;

(k) Secretary of Transportation;

(l) Secretary of Education;

(m) Secretary of Veterans Affairs;

(n) Secretary of Homeland Security;

(o) Representative of the United States of America to the United Nations;

(p) Director of the Office of Management and Budget;

(q) Chief of Staff to the President;

(r) Director of National Drug Control Policy;

(s) Director of Central Intelligence;

(t) Assistant to the President for National Security Affairs;

(u) Counsel to the President;

(v) Chairman, Joint Chiefs of Staff;

(w) National Security Advisor to the Vice President; and

(x) Assistant to the President for Domestic Policy.

As applicable, the Council shall also comprise such other officials of the departments and agencies as the President may, from time to time, designate.

SEC. 3. *Meetings of the Council.* The President, or upon his direction, the Vice President, may convene meetings of the Council. The President shall preside over meetings of the Council, provided that in his absence, the Vice President will preside. The Council will meet at least quarterly.

SEC. 4. *Functions.* (a) The functions of the Council are to advise and assist the President in: (1) providing direction and oversight for the national drug control strategy, including relating drug control policy to other national security interests and establishing priorities; and (2) ensuring coordination among departments and agencies concerning implementation of the President's national drug control strategy.

(b) The Director of National Drug Control Policy will continue to be the senior drug control policy official in the executive branch and the President's chief drug control policy spokesman.

(c) In matters affecting national security interests, the Director of National Drug Control Policy shall work in conjunction with the Assistant to the President for National Security Affairs.

SEC. 5. *Administration.* (a) The Council may utilize established or ad hoc committees, task forces, or inter-agency groups chaired by the Director of National Drug Control Policy or his representative, in carrying out its functions under this order.

(b) The staff of the Office of National Drug Control Policy, in coordination with the staffs of the Vice President and the Assistant to the President for National Security Affairs, shall act as staff for the Council.

(c) All executive departments and agencies shall cooperate with the Council and provide such assistance, information, and advice as the Council may request, to the extent permitted by law.

EX. ORD. NO. 13023. EXPANDING AND CHANGING NAME OF PRESIDENT'S COUNCIL ON COUNTER-NARCOTICS

Ex. Ord. No. 13023, Nov. 6, 1996, 61 F.R. 57767, provided:

By the authority vested in me as President by the Constitution and the laws of the United States of America, including section 301 of title 3, United States Code, and in order to change the name of the "President's Council on Counter-Narcotics" to the "President's Drug Policy Council" and to make the Secretaries of the Interior, Agriculture, Health and Human Services, Housing and Urban Development, Education, Veterans Affairs, and the Assistant to the President for Domestic Policy, permanent members of the Council, it is hereby ordered as follows:

SECTION 1. The Council established by Executive Order 12992 [set out above] shall henceforth be called the "President's Drug Policy Council."

[SECS. 2, 3. Amended Ex. Ord. No. 12992, set out above.]

WILLIAM J. CLINTON.

§ 1708a. Repealed. Pub. L. 116-74, §2(b)(1), Nov. 27, 2019, 133 Stat. 1157

Section, Pub. L. 109-469, title II, §203, Dec. 29, 2006, 120 Stat. 3517; Pub. L. 112-234, §2(c), Dec. 28, 2012, 126 Stat. 1624; Pub. L. 115-271, title VIII, §8218(b), Oct. 24, 2018, 132 Stat. 4132, required the Government Accountability Office to conduct and supervise an audit and investigation and prepare and report every 3 years.

§ 1709. Repealed. Pub. L. 109-469, title XI, § 1101(a), Dec. 29, 2006, 120 Stat. 3539

Section, Pub. L. 105-277, div. C, title VII, §710, Oct. 21, 1998, 112 Stat. 2681-689, related to Parents Advisory Council on Youth Drug Abuse.

§ 1710. Drug Interdiction Coordinator and Committee

(a) United States Interdiction Coordinator

(1) In general

The Director shall designate or appoint an appointee in the Senior Executive Service or an appointee in a position at level 15 of the General Schedule (or equivalent) as the United States Interdiction Coordinator to perform the duties of that position described in paragraph (2) and such other duties as may be determined by the Director with respect to coordination of efforts to interdict illicit drugs from entering the United States.

(2) Responsibilities

The United States Interdiction Coordinator shall be responsible to the Director for—

(A) coordinating the interdiction activities of the National Drug Control Program agencies to ensure consistency with the National Drug Control Strategy;

(B) on behalf of the Director, developing and issuing, on or before September 1 of each year and in accordance with paragraph (4), a National Interdiction Command and Control Plan to ensure the coordination and consistency described in subparagraph (A);

(C) assessing the sufficiency of assets committed to illicit drug interdiction by the relevant National Drug Control Program agencies; and

(D) advising the Director on the efforts of each National Drug Control Program agency to implement the National Interdiction Command and Control Plan.

(3) Staff

The Director shall assign such permanent staff of the Office as he considers appropriate

to assist the United States Interdiction Coordinator to carry out the responsibilities described in paragraph (2), and may request that appropriate National Drug Control Program agencies detail or assign staff to assist in carrying out such responsibilities.

(4) National Interdiction Command and Control Plan

(A) Purposes

The National Interdiction Command and Control Plan shall—

- (i) set forth the Government's strategy for drug interdiction;
- (ii) state the specific roles and responsibilities of the relevant National Drug Control Program agencies for implementing that strategy; and
- (iii) identify the specific resources required to enable the relevant National Drug Control Program agencies to implement that strategy.

(B) Consultation with other agencies

Before submission of the National Drug Control Strategy or annual assessment required under section 1705 of this title, as applicable, the United States Interdiction Coordinator shall issue the National Interdiction Command and Control Plan in consultation with the other members of the Interdiction Committee described in subsection (b).

(C) Report to Congress

On or before September 1 of each year, the Director, acting through the United States Interdiction Coordinator, shall provide to the appropriate congressional committees, to the Committee on Armed Services and the Committee on Homeland Security of the House of Representatives, and to the Committee on Homeland Security and Governmental Affairs and the Committee on Armed Services of the Senate a report that—

(i) includes—

(I) a copy of that year's National Interdiction Command and Control Plan, including information about how each National Drug Control Program agency conducting drug interdiction activities is engaging with relevant international partners;

(II) information for the previous 10 years regarding the number and type of seizures of drugs by each National Drug Control Program agency conducting drug interdiction activities and statistical information on the geographic areas of such seizures; and

(III) information for the previous 10 years regarding the number of air and maritime patrol hours undertaken by each National Drug Control Program agency conducting drug interdiction activities and statistical information on the geographic areas in which such patrol hours took place; and

(ii) may include recommendations for changes to existing agency authorities or laws governing interagency relationships.

(D) Classified annex

Each report required to be submitted under subparagraph (C) shall be in unclassified

form, but may include a classified annex.

(b) Interdiction Committee

(1) In general

The Interdiction Committee shall meet to—

(A) discuss and resolve issues related to the coordination, oversight and integration of international, border, and domestic drug interdiction efforts in support of the National Drug Control Strategy;

(B) review the annual National Interdiction Command and Control Plan, and provide advice to the Director and the United States Interdiction Coordinator concerning that plan and how to strengthen international partnerships to better achieve the goals of that plan; and

(C) provide such other advice to the Director concerning drug interdiction strategy and policies as the committee determines is appropriate.

(2) Chairperson

The Director shall designate one of the members of the Interdiction Committee to serve as Chairperson.

(3) Meetings

The members of the Interdiction Committee shall meet, in person and not through any delegate or representative, at least once per calendar year, before June 1. At the call of the Director or the Chairperson, the Interdiction Committee may hold additional meetings, which shall be attended by the members in person, or through such delegates or representatives as the members may choose.

(4) Report

Not later than September 30 of each year, the Chairperson of the Interdiction Committee shall submit to the Director and to the appropriate congressional committees a report describing the results of the meetings and any significant findings of the Committee during the previous 12 months. The report required under this paragraph shall be in unclassified form, but may include a classified annex.

(c) International coordination

The Director may facilitate international drug control coordination efforts.

(Pub. L. 105-277, div. C, title VII, § 711, as added Pub. L. 109-469, title I, § 103(f)(1), Dec. 29, 2006, 120 Stat. 3507; amended Pub. L. 105-277, div. C, title VII, § 715, Oct. 21, 1998, 112 Stat. 2681-693; Pub. L. 109-469, title VI, § 602, Dec. 29, 2006, 120 Stat. 3533; Pub. L. 115-271, title VIII, §§ 8202(a), (b)(2), 8219, Oct. 24, 2018, 132 Stat. 4110, 4132.)

Editorial Notes

REFERENCES IN TEXT

The General Schedule, referred to in subsec. (a)(1), is set out under section 5332 of Title 5, Government Organization and Employees.

PRIOR PROVISIONS

A prior section 711 of Pub. L. 105-277, div. C, title VII, Oct. 21, 1998, 112 Stat. 2681-691; Pub. L. 105-277, div. C, title VII, § 715, Oct. 21, 1998, 112 Stat. 2681-693; Pub. L. 109-469, title VI, § 602, Dec. 29, 2006, 120 Stat. 3553, re-

lated to drug interdiction, prior to repeal by Pub. L. 115-271, title VIII, § 8219(a), Oct. 24, 2018, 132 Stat. 4132. See 2018 and 2006 Amendment notes below.

AMENDMENTS

2018—Pub. L. 115-271, § 8219(a), repealed Pub. L. 105-277, div. C, title VII, § 711, Oct. 21, 1998, 112 Stat. 2681-691. See 2006 Amendment note below.

Pub. L. 115-271, § 8202(b)(2), repealed Pub. L. 105-277, § 715. See 1998 Amendment note below.

Pub. L. 115-271, § 8202(a), revived and restored this section as in effect on Sept. 29, 2003, and as amended by Pub. L. 109-469 and Pub. L. 112-166. See Reauthorization of the Office of National Drug Control Policy note set out under section 1701 of this title.

Subsec. (a)(1). Pub. L. 115-271, § 8219(b)(1)(A), substituted “The Director shall designate or appoint an appointee in the Senior Executive Service or an appointee in a position at level 15 of the General Schedule (or equivalent) as the United” for “The United” and “to perform” for “shall perform”.

Subsec. (a)(2)(B). Pub. L. 115-271, § 8219(b)(1)(B), substituted “September 1” for “March 1” and “paragraph (4)” for “paragraph (3)”.

Subsec. (a)(3). Pub. L. 115-271, § 8219(b)(1)(C), struck out “also, at his discretion,” after “and may” and substituted “assist in carrying out such responsibilities” for “the Office of Supply Reduction for that purpose”.

Subsec. (a)(4)(B). Pub. L. 115-271, § 8219(b)(1)(D)(i), substituted “Before submission of the National Drug Control Strategy or annual assessment required under section 1705 of this title, as applicable, the United” for “The United”.

Subsec. (a)(4)(C). Pub. L. 115-271, § 8219(b)(1)(D)(iv)(I), in introductory provisions, substituted “September 1” for “March 1” and “a report that” for “, which shall include”, inserted “the Director, acting through” after “each year,” and a comma after “Coordinator”, and struck out “a report on behalf of the Director” after “shall provide”.

Pub. L. 115-271, § 8219(b)(1)(D)(ii), (iii), redesignated subpar. (D) as (C) and struck out former subpar. (C). Prior to amendment, text of subpar. (C) read as follows: “The National Interdiction Command and Control Plan shall not change existing agency authorities or the laws governing interagency relationships, but may include recommendations about changes to such authorities or laws.”

Subsec. (a)(4)(C)(i). Pub. L. 115-271, § 8219(b)(1)(D)(iv)(II), (III), inserted cl. (i) designation and introductory provisions and redesignated former cls. (i) to (iii) as subcls. (I) to (III), respectively, of cl. (i).

Subsec. (a)(4)(C)(i)(I). Pub. L. 115-271, § 8219(b)(1)(D)(iv)(IV)(aa), inserted “, including information about how each National Drug Control Program agency conducting drug interdiction activities is engaging with relevant international partners” after “Plan”.

Subsec. (a)(4)(C)(i)(II). Pub. L. 115-271, § 8219(b)(1)(D)(iv)(IV)(bb), substituted “and statistical” for “, as well as statistical”.

Subsec. (a)(4)(C)(i)(III). Pub. L. 115-271, § 8219(b)(1)(D)(iv)(IV)(cc), substituted “and statistical” for “, as well as statistical” and “; and” for period at end.

Subsec. (a)(4)(C)(ii). Pub. L. 115-271, § 8219(b)(1)(D)(iv)(V), added cl. (ii). Former cl. (ii) redesignated subcl. (II) of cl. (i).

Subsec. (a)(4)(C)(iii). Pub. L. 115-271, § 8219(b)(1)(D)(iv)(II), redesignated cl. (iii) as subcl. (III) of cl. (i).

Subsec. (a)(4)(D). Pub. L. 115-271, § 8219(b)(1)(D)(v), added subpar. (D).

Subsec. (b)(1)(B). Pub. L. 115-271, § 8219(b)(2)(A), inserted “and how to strengthen international partnerships to better achieve the goals of that plan” after “that plan”.

Subsec. (b)(2). Pub. L. 115-271, § 8219(b)(2)(B), substituted “Chairperson” for “Chairman” in heading and for “chairman” in text.

Subsec. (b)(3). Pub. L. 115-271, § 8219(b)(2)(C), substituted “before June 1” for “prior to March 1”, “Chairperson” for “current chairman”, and “the members may” for “they may” and struck out “either” after “the call of” and after “by the members”.

Subsec. (b)(4). Pub. L. 115-271, § 8219(b)(2)(D), struck out “a report” after “shall submit”, inserted “a report” after “committees”, and substituted “Chairperson of the Interdiction Committee” for “chairman of the Interdiction Committee” and “The report required under this paragraph shall be in unclassified form, but may include a classified annex.” for “Any content of such a report that involves information classified under criteria established by an Executive order, or whose public disclosure, as determined by the Director, the chairman, or any member, would be detrimental to the law enforcement or national security activities of any Federal, State, local, or tribal agency, shall be presented to Congress separately from the rest of the report.”

Subsec. (c). Pub. L. 115-271, § 8219(b)(3), added subsec. (c).

2006—Pub. L. 109-469, § 602, amended Pub. L. 105-277, § 715, which provided for the repeal of this section. See 1998 Amendment note below.

Pub. L. 109-469, § 103(f)(1), directed that section 711 of Office of National Drug Control Policy Reauthorization Act of 1998 (Pub. L. 105-277, div. C, title VII) be amended by “adding at the end” a new section 711, which comprises this section. A prior section 711 of the Act was repealed by Pub. L. 115-271, § 8219(a). See 2018 Amendment note above.

1998—Pub. L. 105-277, § 715, as amended by Pub. L. 109-469, § 602, which provided for the repeal of title VII of the Office of National Drug Control Policy Reauthorization Act of 1988 (Pub. L. 105-277, div. C, title VII) effective Sept. 30, 2010, was repealed by Pub. L. 115-271, § 8202(b)(2). See former section 1712 of this title.

§ 1710a. Requirement for disclosure of Federal sponsorship of all Federal advertising or other communication materials

(a) Requirement

Each advertisement or other communication paid for by the Office, either directly or through a contract awarded by the Office, shall include a prominent notice informing the target audience that the advertisement or other communication is paid for by the Office.

(b) Advertisement or other communication

In this section, the term “advertisement or other communication” includes—

- (1) an advertisement disseminated in any form, including print or by any electronic means; and
- (2) a communication by an individual in any form, including speech, print, or by any electronic means.

(Pub. L. 105-277, div. C, title VII, § 712, as added Pub. L. 109-469, title XI, § 1118, Dec. 29, 2006, 120 Stat. 3546; amended Pub. L. 105-277, div. C, title VII, § 715, Oct. 21, 1998, 112 Stat. 2681-693; Pub. L. 109-469, title VI, § 602, Dec. 29, 2006, 120 Stat. 3533; Pub. L. 115-271, title VIII, § 8202(a), (b)(2), Oct. 24, 2018, 132 Stat. 4110.)

Editorial Notes

CODIFICATION

Another section 712 of title VII of div. C of Pub. L. 105-277 amended former section 1509 of this title.

AMENDMENTS

2018—Pub. L. 115-271, § 8202(b)(2), repealed Pub. L. 105-277, § 715. See 1998 Amendment note below.