

after referred to in this section as the “Fund”) which shall be available to the Director of the National Drug Control Policy without fiscal year limitation in such amounts as may be specified in appropriations Acts.

(b) Deposits

There shall be deposited into the Fund the amounts specified by section 524(c)(8) of title 28 and section 9703(g)¹ of title 31 and any earnings on the investments authorized by subsection (d) of this section.

(c) Super surplus

(1) Any unobligated balance up to \$20,000,000 remaining in the Fund on September 30 of a fiscal year shall be available to the Director, subject to paragraph (2), to transfer to, and for obligation and expenditure in connection with drug control activities of, any Federal agency or State or local entity with responsibilities under the National Drug Control Strategy.

(2) A transfer may be made under paragraph (1) only with the advance written approval of the Committees on Appropriations of each House of Congress.

(d) Investment of Fund

Amounts in the Fund which are not currently needed for the purposes of this section shall be kept on deposit or invested in obligations of, or guaranteed by, the United States and all earnings on such investments shall be deposited in the Fund.

(e) President’s budget

The President shall, in consultation with the Director for National Drug Control Policy, include, as part of the budget submitted to the Congress under section 1105(a) of title 31, a separate and detailed request for the use of the amounts in the Fund. This request shall reflect the priorities of the National Drug Control Strategy.

(f) Funds provided supplemental

Funds disbursed under this subsection² shall not be used to supplant existing funds, but shall be used to supplement the amount of funds that would be otherwise available.

(g) Annual report

No later than 4 months after the end of each fiscal year, the President shall submit to both Houses of Congress a detailed report on the amounts deposited in the Fund and a description of expenditures made under this subsection.²

(Pub. L. 100-690, title VI, §6073, Nov. 18, 1988, 102 Stat. 4323; Pub. L. 101-647, title XX, §2001(b), Nov. 29, 1990, 104 Stat. 4854; Pub. L. 102-393, title VI, §638(c), Oct. 6, 1992, 106 Stat. 1788; Pub. L. 103-322, title IX, §90205(a), (d), Sept. 13, 1994, 108 Stat. 1994, 1995; Pub. L. 105-277, div. C, title VII, §712, Oct. 21, 1998, 112 Stat. 2681-692.)

AMENDMENT OF SECTION

For repeal of amendment by Pub. L. 105-277, see Termination Date of 1998 Amendment note below.

¹ See References in Text note below.

² So in original. Probably should be “section”.

REFERENCES IN TEXT

Section 9703(g) of title 31, referred to in subsec. (b), probably means the section 9703 of title 31 added by section 638(b)(1) of Pub. L. 102-393.

CODIFICATION

Section was enacted as part of the Anti-Drug Abuse Act of 1988 and as part of the Asset Forfeiture Amendments Act of 1988, and not as part of the National Narcotics Leadership Act of 1988 which comprises this chapter.

AMENDMENTS

1998—Subsec. (b). Pub. L. 105-277, §712(1), temporarily substituted “section 524(c)(8)” for “section 524(c)(9)” and “section 9703(g)” for “section 9307(g)”. See Termination Date of 1998 Amendment note below.

Subsec. (e). Pub. L. 105-277, §712(2), temporarily substituted “Strategy” for “strategy”. See Termination Date of 1998 Amendment note below.

1994—Subsec. (b). Pub. L. 103-322, §90205(a), which directed that this section be amended to read as follows, was executed by amending subsec. (b) of this section generally, to reflect the probable intent of Congress. Prior to amendment, subsec. (b) read as follows: “There may be transferred to and deposited into the Special Forfeiture Fund, amounts from—

“(1) the Department of Justice Assets Forfeiture Fund pursuant to section 524(c)(9) of title 28; and

“(2) the Department of the Treasury Forfeiture Fund pursuant to section 9703(g)(3)(A) of title 31.”

Subsecs. (c) to (g). Pub. L. 103-322, §90205(d), added subsec. (c) and redesignated former subsecs. (c) to (f) as (d) to (g), respectively.

1992—Subsec. (b). Pub. L. 102-393 amended subsec. (b) generally. Prior to amendment, subsec. (b) read as follows: “Deposits in the Fund shall be made by transfer from the Department of Justice Assets Forfeiture Fund in the manner provided in section 524(c)(9) of title 28.”

1990—Subsec. (b). Pub. L. 101-647 amended subsec. (b) generally. Prior to amendment, subsec. (b) read as follows: “Beginning in fiscal year 1990, there shall be deposited in the Fund not to exceed \$150,000,000 in unobligated amounts remaining at the end of each fiscal year from the Department of Justice Assets Forfeiture Fund (28 U.S.C. 524(c)) except that amounts specified in section 524(c)(9) of title 28 may be carried forward and remain available for appropriation in the next fiscal year.”

TERMINATION DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-277 repealed effective Sept. 30, 2003, see section 715 of Pub. L. 105-277, which is classified to section 1712 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 28 section 524; title 31 section 9703.

SUBCHAPTER II—DRUG-FREE COMMUNITIES

§ 1521. Findings

Congress finds the following:

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

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

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

(4) Substance abuse is at the core of other problems, such as rising violent teenage and

violent gang crime, increasing health care costs, HIV infections, teenage pregnancy, high school dropouts, and lower economic productivity.

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

(6)(A) Substance abuse is a preventable behavior and a treatable disease; and

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

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

(7) Community anti-drug coalitions throughout the United States are successfully developing and implementing comprehensive, long-term strategies to reduce substance abuse among youth on a sustained basis.

(8) Intergovernmental cooperation and coordination through national, State, and local or tribal leadership and partnerships are critical to facilitate the reduction of substance abuse among youth in communities throughout the United States.

(Pub. L. 100-690, title I, §1021, as added Pub. L. 105-20, §2(a)(2), June 27, 1997, 111 Stat. 224.)

§ 1522. Purposes

The purposes of this subchapter are—

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

(2) to strengthen collaboration among communities, the Federal Government, and State, local, and tribal governments;

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

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

(5) to rechannel resources from the fiscal year 1998 Federal drug control budget to provide technical assistance, guidance, and financial support to communities that demonstrate a long-term commitment in reducing substance abuse among youth;

(6) to disseminate to communities timely information regarding the state-of-the-art practices and initiatives that have proven to be effective in reducing substance abuse among youth;

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

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

(Pub. L. 100-690, title I, §1022, as added Pub. L. 105-20, §2(a)(2), June 27, 1997, 111 Stat. 225.)

§ 1523. Definitions

In this subchapter:

(1) Administrator

The term “Administrator” means the Administrator appointed by the Director under section 1531(c) of this title.

(2) Advisory Commission

The term “Advisory Commission” means the Advisory Commission established under section 1541 of this title.

(3) Community

The term “community” shall have the meaning provided that term by the Administrator, in consultation with the Advisory Commission.

(4) Director

The term “Director” means the Director of the Office of National Drug Control Policy.

(5) Eligible coalition

The term “eligible coalition” means a coalition that meets the applicable criteria under section 1532(a) of this title.

(6) Grant recipient

The term “grant recipient” means the recipient of a grant award under section 1532 of this title.

(7) Nonprofit organization

The term “nonprofit organization” means an organization described under section 501(c)(3) of title 26 that is exempt from taxation under section 501(a) of title 26.

(8) Program

The term “Program” means the program established under section 1531(a) of this title.

(9) Substance abuse

The term “substance abuse” means—

(A) the illegal use or abuse of drugs, including substances listed in schedules I through V of section 812 of this title;

(B) the abuse of inhalants; or

(C) the use of alcohol, tobacco, or other related product as such use is prohibited by State or local law.

(10) Youth

The term “youth” shall have the meaning provided that term by the Administrator, in consultation with the Advisory Commission.

(Pub. L. 100-690, title I, §1023, as added Pub. L. 105-20, §2(a)(2), June 27, 1997, 111 Stat. 225.)

REFERENCES IN TEXT

Section 812 of this title, referred to in par. (9)(A), was in the original “section 112 of the Controlled Substances Act (21 U.S.C. 812)”, and was translated as reading “section 202”, meaning section 202 of Pub. L. 91-513, to reflect the probable intent of Congress, because Pub. L. 91-513 does not contain a section 112.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1532 of this title.

§ 1524. Authorization of appropriations

(a) In general

There are authorized to be appropriated to the Office of National Drug Control Policy to carry out this subchapter—