

(6) Quorum

Nine members of the Council shall constitute a quorum, but a lesser number of members may hold hearings.

(7) Chairperson and Vice Chairperson**(A) In general**

The members of the Council shall select a Chairperson and Vice Chairperson from among the members of the Council.

(B) Duties of Chairperson

The Chairperson of the Council shall assign committee duties relating to the Council and direct the Executive Director to convene hearings and conduct other necessary business of the Council.

(C) Duties of Vice Chairperson

If the Chairperson of the Council is unable to serve, the Vice Chairperson shall serve as the Chairperson.

(b) Duties of Council**(1) In general**

The Council—

(A) shall advise the Director on drug prevention, education, and treatment and assist the Deputy Director of Demand Reduction in the responsibilities for the coordination of the demand reduction programs of the Federal Government and the analysis and consideration of prevention and treatment alternatives; and

(B) may issue reports and recommendations on drug prevention, education, and treatment, in addition to the reports detailed in paragraph (2), as the Council considers appropriate.

(2) Submission of reports

Any report or recommendation issued by the Council shall be submitted to the Director and subsequently to Congress.

(3) Advice on the national drug control strategy

Not later than December 1, 1999, and on December 1 of each year thereafter, the Council shall submit to the Director an annual report containing drug control strategy recommendations on drug prevention, education, and treatment. The Director may include any recommendations submitted under this paragraph in the report submitted by the Director under section 1705(b) of this title.

(c) Expenses

The members of the Council shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5 while away from their homes or regular places of business in the performance of services for the Council.

(d) Authorization of appropriations

There are authorized to be appropriated to the Council such sums as may be necessary¹ carry out this section.

(Pub. L. 105-277, div. C, title VII, § 710, Oct. 21, 1998, 112 Stat. 2681-689.)

¹ So in original. Probably should be followed by "to".

REPEAL OF SECTION

For repeal of section on Sept. 30, 2003, see section 1712 of this title.

TERMINATION OF ADVISORY COUNCILS

Advisory councils established after Jan. 5, 1973, to terminate not later than the expiration of the 2-year period beginning on the date of their establishment, unless, in the case of a council established by the President or an officer of the Federal Government, such council is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a council established by Congress, its duration is otherwise provided by law. See sections 3(2) and 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, 776, set out in the Appendix to Title 5, Government Organization and Employees.

§ 1710. Drug interdiction**(a) Definition**

In this section, the term "Federal drug control agency" means—

- (1) the Office of National Drug Control Policy;
- (2) the Department of Defense;
- (3) the Drug Enforcement Administration;
- (4) the Federal Bureau of Investigation;
- (5) the Immigration and Naturalization Service;
- (6) the United States Coast Guard;
- (7) the United States Customs Service; and
- (8) any other department or agency of the Federal Government that the Director determines to be relevant.

(b) Report

In order to assist Congress in determining the personnel, equipment, funding, and other resources that would be required by Federal drug control agencies in order to achieve a level of interdiction success at or above the highest level achieved before October 21, 1998, not later than 90 days after October 21, 1998, the Director shall submit to Congress and to each Federal drug control program agency a report, which shall include—

- (1) with respect to the southern and western border regions of the United States (including the Pacific coast, the border with Mexico, the Gulf of Mexico coast, and other ports of entry) and in overall totals, data relating to—
 - (A) the amount of marijuana, heroin, methamphetamine, and cocaine—
 - (i) seized during the year of highest recorded seizures for each drug in each region and during the year of highest recorded overall seizures; and
 - (ii) disrupted during the year of highest recorded disruptions for each drug in each region and during the year of highest recorded overall seizures; and
 - (B) the number of persons arrested for violations of section 960(a) of this title and related offenses during the year of the highest number of arrests on record for each region and during the year of highest recorded overall arrests;
- (2) the price of cocaine, heroin, methamphetamine, and marijuana during the year of highest price on record during the preceding 10-year period, adjusted for purity where possible; and

(3) a description of the personnel, equipment, funding, and other resources of the Federal drug control agency devoted to drug interdiction and securing the borders of the United States against drug trafficking for each of the years identified in paragraphs (1) and (2) for each Federal drug control agency.

(c) Budget process

(1) Information to Director

Based on the report submitted under subsection (b) of this section, each Federal drug control agency shall submit to the Director, at the same time as each annual drug control budget request is submitted by the Federal drug control agency to the Director under section 1703(c)(1) of this title, a description of the specific personnel, equipment, funding, and other resources that would be required for the Federal drug control agency to meet or exceed the highest level of interdiction success for that agency identified in the report submitted under subsection (b) of this section.

(2) Information to Congress

The Director shall include each submission under paragraph (1) in each annual consolidated National Drug Control Program budget proposal submitted by the Director to Congress under section 1703(c)(2) of this title, which submission shall be accompanied by a description of any additional resources that would be required by the Federal drug control agencies to meet the highest level of interdiction success identified in the report submitted under subsection (b) of this section.

(Pub. L. 105–277, div. C, title VII, § 711, Oct. 21, 1998, 112 Stat. 2681–691.)

REPEAL OF SECTION

For repeal of section on Sept. 30, 2003, see section 1712 of this title.

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

For transfer of functions, personnel, assets, and liabilities of the United States Customs Service of the Department of the Treasury, including functions of the Secretary of the Treasury relating thereto, to the Secretary of Homeland Security, and for treatment of related references, see sections 203(1), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

ABOLITION OF IMMIGRATION AND NATURALIZATION SERVICE AND TRANSFER OF FUNCTIONS

For abolition of Immigration and Naturalization Service, transfer of functions, and treatment of related references, see note set out under section 1551 of Title 8, Aliens and Nationality.

§ 1711. Authorization of appropriations

There are authorized to be appropriated to carry out this chapter, to remain available until

expended, such sums as may be necessary for each of fiscal years 1999 through 2003.

(Pub. L. 105–277, div. C, title VII, § 714, Oct. 21, 1998, 112 Stat. 2681–693.)

REPEAL OF SECTION

For repeal of section on Sept. 30, 2003, see section 1712 of this title.

§ 1712. Termination of Office of National Drug Control Policy

(a) In general

Except as provided in subsection (b) of this section, effective on September 30, 2003, this chapter and the amendments made by this chapter are repealed.

(b) Exception

Subsection (a) of this section does not apply to section 713 or the amendments made by that section.

(Pub. L. 105–277, div. C, title VII, § 715, Oct. 21, 1998, 112 Stat. 2681–693.)

REFERENCES IN TEXT

This chapter, referred to in subsec. (a), was in the original “this title”, meaning title VII of Pub. L. 105–277, div. C, Oct. 21, 1998, 112 Stat. 2681–670, known as Office of National Drug Control Policy Reauthorization Act of 1998, which is classified principally to this chapter. For complete classification of title VII to the Code, see Short Title note set out under section 1701 of this title and Tables.

Section 713, referred to in subsec. (b), is section 713 of Pub. L. 105–277, div. C, title VII, Oct. 21, 1998, 112 Stat. 2681–693, which amended sections 5312 to 5314 of Title 5, Government Organization and Employees, section 1105 of Title 31, Money and Finance, and section 402 of Title 50, War and National Defense.

§ 1713. Authorization of use of environmentally approved herbicides to eliminate illicit narcotics crops

The Secretary of State, the Attorney General, the Secretary of Agriculture, the Secretary of Defense, the Director of the Office of National Drug Control Policy, and the Administrator of the Environmental Protection Agency are authorized to support the development and use of environmentally-approved herbicides to eliminate illicit narcotics crops, including coca, cannabis, and opium poppy, both in the United States and in foreign countries.

(Pub. L. 105–277, div. C, title VIII, § 834, Oct. 21, 1998, 112 Stat. 2681–702.)

CODIFICATION

Section was enacted as part of the Western Hemisphere Drug Elimination Act, and not as part of the Office of National Drug Control Policy Reauthorization Act of 1998 which comprises this chapter.

CHAPTER 23—NATIONAL YOUTH ANTI-DRUG MEDIA CAMPAIGN

Sec.	
1801.	Requirement to conduct national media campaign <ul style="list-style-type: none"> (a) In general. (b) Local target requirement.
1802.	Use of funds. <ul style="list-style-type: none"> (a) Authorized uses.