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1 identify for the Secretary of Health and Human Services
2 any existing Bureau of Indian Affairs facilities that
3 could be utilized for residential alcohol and substance
4 abuse treatment centers for Indian youths.

5 (2) LIMITATION.--No Bureau of Indian Affairs school
6 shall be used under paragraph (1) as a treatment center
7 for persons who are not students of such school without
8 the express consent of the school board of such school.

9 SEC. 504. AUTHORIZATION.

10 There are authorized to be appropriated such sums as may
11 be necessary to carry out sections 502 and 503.

12 SEC. 505. NAVAJO ALCOHOL REHABILITATION DEMONSTRATION
13 PROGRAM.

14 (a) DEMONSTRATION PROGRAM.--The Secretary of Health and
15 Human Services shall make grants to the Navajo tribe to
16 establish a demonstration program in the city of Gallup, New
17 Mexico, to rehabilitate adult Navajo Indians suffering from
18 alcoholism or alcohol abuse.

19 (b) EVALUATION AND REPORT.--The Secretary, acting through
20 the National Institute on Alcohol Abuse and Alcoholism, shall
21 evaluate the program established under subsection (a) and
22 submit a report on such evaluation to the appropriate
23 Committees of Congress by January 1, 1990.

24 (c) AUTHORIZATION.--There is authorized to be
25 appropriated for the purposes of this section \$400,000 for

1 each of the fiscal years 1988, 1989, and 1990. Not more than
2 10 percent of the funds appropriated for any fiscal year may
3 be used for administrative purposes.

4 SEC. 506. DEFINITIONS.

5 For the purposes of this title--

6 (1) the term ``agency office`` means an
7 administrative entity within the Bureau of Indian Affairs
8 serving one or more Indian Tribes within a geographical
9 area defined by regulation by the Bureau of Indian
10 Affairs,

11 (2) the term ``Bureau of Indian Affairs area office``
12 means an administrative entity within the Bureau of
13 Indian Affairs through which funds and services are
14 provided to agency offices within a geographical area
15 defined by regulation by the Bureau of Indian Affairs,

16 (3) the term ``Indian`` means any person who is a
17 member of an Indian Tribe or who is eligible for services
18 under any program administered by the Assistant Secretary
19 of Indian Affairs,

20 (4) the term ``Indian Health Service area office``
21 means an administrative entity within the Indian Health
22 Service through which services and funds are provided to
23 service units within a geographical area defined by
24 regulation by the Indian Health Service,

25 (5) the term ``Indian Tribe`` means any Indian Tribe,

1 band, nation, or other organized group or community of
2 Indians, including any Alaskan Native village or regional
3 or village corporation as defined in, or established
4 pursuant to, the Alaska Claims Settlement Act (43 U.S.C.
5 1601 et seq.) that is recognized as eligible for special
6 programs and services provided by the United States to
7 Indians because of their status as Indians,

8 (6) the term ``service area`` means the geographical
9 area served by a service unit,

10 (7) the term ``service unit`` means an administrative
11 entity within the Indian Health Service serving one or
12 more Indian Tribes within a geographical area defined by
13 regulation by the Indian Health Service,

14 (8) the term ``substance abuse`` means abuse of
15 alcohol or any addictive or controlled substance or abuse
16 of propellants and inhalants, and

17 (9) the term ``youth`` means any Indian who is under
18 the age of 18 or who attends a secondary school.

19 TITLE VI--ADVISORY COMMISSION ON THE COMPREHENSIVE EDUCATION
20 OF INTERCOLLEGIATE ATHLETES

21 SEC. 601. ESTABLISHMENT.

22 There is established a commission to be known as the
23 Advisory Commission on the Comprehensive Education of
24 Intercollegiate Athletes (hereafter in this title referred to
25 as the ``Commission``).

1 SEC. 602. DUTIES OF COMMISSION.

2 The Commission shall investigate and advise Congress
3 regarding issues related to athletic programs at colleges and
4 universities in the United States, including--

5 (1) the use of drugs by athletes, examining in
6 particular--

7 (A) the role of colleges and universities in
8 discouraging the illegal use of drugs by athletes,
9 and

10 (B) the need for mandatory testing of athletes
11 for illegal drug use,

12 (2) the impact of television on athletics, examining
13 in particular both the negative and positive effects on
14 colleges and universities and their athletes of revenues
15 received by televising athletic events,

16 (3) the balance between athletics and academics,
17 examining in particular--

18 (A) the need for--

19 (i) establishing stricter eligibility and
20 academic requirements for athletes, and

21 (ii) less frequent and fewer competitive
22 events to allow for greater pursuit of academic
23 goals by athletes, and

24 (B) the role of regulation and enforcement in the
25 areas of athletic recruiting, financing, and

1 scheduling, and

2 (4) the extent of the involvement of Federal and
3 State government in intercollegiate athletics, including
4 involvement in the form of taxation, grants, and student
5 loans.

6 SEC. 603. MEMBERSHIP.

7 (a) NUMBER AND APPOINTMENT.--The Commission shall be
8 composed of 16 members, appointed jointly by the Speaker of
9 the House of Representatives and the majority leader of the
10 Senate within 30 days after the date of the enactment of this
11 Act in a manner that insures balanced geographic
12 representation, as follows:

13 (1) 1 member who is the President of a college or
14 university.

15 (2) 2 members who are college or university
16 professors.

17 (3) 2 members who are college or university
18 admissions officers.

19 (4) 1 member who is a college or university academic
20 advisor.

21 (5) 1 member who is a former or current college or
22 university coach.

23 (6) 1 member who is a former or current college or
24 university athletic director.

25 (7) 1 member who is a high school principal, guidance

1 counselor, or teacher with special knowledge of high
2 school academics and athletics.

3 (8) 1 member who is a current student athlete at a
4 college or university.

5 (9) 1 member who is associated with one of the major
6 regional college accrediting associations.

7 (10) 1 member who is associated with the National
8 Collegiate Athletic Association.

9 (11) 1 member who is a physician with special
10 knowledge of sports medicine and drug abuse problems.

11 (12) 1 member who is a former or current member of
12 the House of Representatives and 1 member who is a former
13 or current member of the Senate.

14 (13) 1 member who is not associated with college and
15 university academics or athletics.

16 Appointments may be made under this subsection without regard
17 to section 5311(b) of title 5, United States Code.

18 (b) TERMS.--Members shall be appointed for the life of
19 the Commission.

20 (c) PAY.--(1) Members of the Commission shall serve
21 without pay.

22 (2) While away from their homes or regular place of
23 business in the performance of services for the Commission,
24 members shall be allowed travel expenses, including a per
25 diem allowance in lieu of subsistence, in the same manner as

1 persons serving intermittently in the Government service are
2 allowed travel expenses under section 5703 of title 5 of the
3 United States Code.

4 (d) CHAIRMAN.--(1) The member of the Commission who is a
5 former or current member of the House of Representatives
6 shall serve as Chairman of the Commission.

7 (2) The member of the Commission who is a former or
8 current member of the Senate shall serve as Vice Chairman of
9 the Commission.

10 SEC. 604. MEETINGS.

11 (a) ORGANIZATIONAL MEETING.--Not later than 30 days after
12 all members have been appointed to the Commission, the
13 Commission shall hold an organizational meeting to establish
14 the rules and procedures under which it will carry out its
15 responsibilities.

16 (b) RULES AND PROCEDURES.--The rules and procedures
17 referred to in subsection (a) shall provide that--

18 (1) half of the total Commission membership shall
19 constitute a quorum, and

20 (2) a majority of those voting at a properly called
21 meeting shall be required to authorize any recommendation
22 or other official action of the Commission.

23 SEC. 605. STAFF OF COMMISSION; EXPERTS AND CONSULTANTS.

24 (a) STAFF.--Subject to such rules as may be prescribed by
25 the Commission and subsection (b), the Chairman may appoint

1 and fix the pay of such personnel as the Chairman considers
2 appropriate.

3 (b) APPLICABILITY OF CERTAIN CIVIL SERVICE LAWS.--The
4 staff of the Commission shall--

5 (1) be appointed without regard to the provisions of
6 title 5, United States Code, governing appointments in
7 the competitive service; and

8 (2) be paid in accordance with the provisions of
9 chapter 51 and subchapter III of chapter 53 of such title
10 relating to classification and General Schedule pay
11 rates.

12 (c) EXPERTS AND CONSULTANTS.--Subject to such rules as
13 may be prescribed by the Commission, the Chairman may procure
14 temporary and intermittent services under section 3109(b) of
15 title 5 of the United States Code.

16 (d) STAFF OF FEDERAL AGENCIES.--Upon request of the
17 Chairman, the head of any Federal agency shall detail any of
18 the personnel of such agency to the Commission to assist the
19 Commission in carrying out its duties under section 602.

20 SEC. 606. POWERS OF COMMISSION.

21 (a) HEARINGS AND SESSIONS.--(1) The Commission may, for
22 the purpose of carrying out section 602, hold such hearings,
23 sit and act at such times and places, take such testimony,
24 and receive such evidence, as the Commission considers
25 appropriate.

1 (2) Hearings, meetings, and other sessions of the
2 Commission may be closed to the public only by vote of the
3 Commission.

4 (b) OBTAINING OFFICIAL DATA.--The Commission may secure
5 directly from any department or agency of the United States
6 information necessary to enable it to carry out section 602.
7 Upon request of the Chairman of the Commission, the head of
8 such department or agency shall furnish such information to
9 the Commission.

10 (c) MAILS.--The Commission may use the United States
11 mails in the same manner and under the same conditions as
12 other departments and agencies of the United States.

13 (d) ADMINISTRATIVE SUPPORT SERVICES.--The head of any
14 department or agency of the United States shall provide to
15 the Commission such administrative support services as the
16 Chairman may request.

17 (e) OFFICE SPACE.--The Administrator for General Services
18 shall provide the Commission with appropriate office space,
19 at no expense to the Commission, to enable it to carry out
20 its responsibilities under section 602.

21 SEC. 607. REPORT.

22 The Commission shall transmit to the Congress not later
23 than 18 months after the organizational meeting of the
24 Commission is held under section 604 a report which shall
25 contain a detailed statement of the findings and conclusions

1 of the Commission as it considers appropriate.

2 SEC. 608. TERMINATION.

3 The Commission shall cease to exist 60 days after
4 submitting its report under section 607.

5 SEC. 609. AUTHORIZATION OF APPROPRIATIONS

6 There is authorized to be appropriated for fiscal years
7 beginning after fiscal year 1986 not to exceed \$650,000 to
8 carry out this title.

9 TITLE VII--ALKYL NITRITES

10 SEC. 701. REGULATION OF ALKYL NITRITES BY THE FOOD AND DRUG
11 ADMINISTRATION.

12 Alkyl nitrites and their isomers shall be treated as a
13 drug for purposes of the Federal Food, Drug, and Cosmetic
14 Act.

[RECOMMENDATIONS OF THE COMMITTEE ON POST OFFICE AND CIVIL
SERVICE]

AUGUST 7, 1986/2 P.M.

1 TITLE --
2 SEC. . PROGRAMS TO PROVIDE PREVENTION, TREATMENT, AND
3 REHABILITATION SERVICES TO FEDERAL EMPLOYEES
4 WITH RESPECT TO DRUG AND ALCOHOL ABUSE.

5 (a) IN GENERAL.--(1) Chapter 73 of title 5, United States
6 Code, is amended by adding at the end the following:

7 ``SUBCHAPTER VI--DRUG ABUSE AND ALCOHOL ABUSE AND ALCOHOLISM
8 ``§7361. Drug abuse

9 ``(a) The Office of Personnel Management shall be
10 responsible for developing and maintaining, in cooperation
11 with the President, with the Secretary of Health and Human
12 Services (acting through the National Institute on Drug
13 Abuse), and with other agencies, and in accordance with
14 applicable provisions of this subpart, appropriate
15 prevention, treatment, and rehabilitation programs and
16 services for drug abuse among employees. Such agencies are
17 encouraged to extend, to the extent feasible, these programs
18 and services to the families of employees and to employees
19 who have family members who are drug abusers. Such programs
20 and services shall make optimal use of existing governmental
21 facilities, services, and skills.

1 “(b) Section 507 of the Public Health Service Act
2 (relating to confidentiality of records), and any regulations
3 prescribed thereunder, shall apply with respect to records
4 under this section.

5 “(c) Each agency shall, with respect to any programs or
6 services provided by such agency, submit such written reports
7 as the Office may require in connection with any report
8 required under section 7363.

9 “(d) For the purpose of this section, the term ‘agency’
10 means an Executive agency.

11 “§7362. Alcohol abuse and alcoholism

12 “(a) The Office of Personnel Management shall be
13 responsible for developing and maintaining, in cooperation
14 with the Secretary of Health and Human Services and with
15 other agencies, and in accordance with applicable provisions
16 of this subpart, appropriate prevention, treatment, and
17 rehabilitation programs and services for alcohol abuse and
18 alcoholism among employees. Such agencies are encouraged to
19 extend, to the extent feasible, these programs and services
20 to the families of alcoholic employees and to employees who
21 have family members who are alcoholics. Such programs and
22 services shall make optimal use of existing governmental
23 facilities, services, and skills.

24 “(b) Section 523 of the Public Health Service Act
25 (relating to confidentiality of records), and any regulations

1 prescribed thereunder, shall apply with respect to records
2 under this section.

3 “(c) Each agency shall, with respect to any programs or
4 services provided by such agency, submit such written reports
5 as the Office may require in connection with any report
6 required under section 7363.

7 “(d) For the purpose of this section, the term ‘agency’
8 means an Executive agency.

9 “§7363. Reports to Congress

10 “(a) The Office of Personnel Management shall, within 6
11 months after the date of the enactment of this section and
12 annually thereafter, submit to each House of Congress a
13 report containing the matter under subsection (b).

14 “(b) Each report under this section shall include--

15 “(1) a description of any programs or services
16 provided under section 7361 or 7362, including the costs
17 associated with each such program or service and the
18 source and adequacy of any funding therefor;

19 “(2) information as to the levels of participation
20 in the programs and services provided under sections 7361
21 and 7362, and the efficacy of such programs and services;

22 “(3) a description of the training and qualification
23 requirements of the personnel providing the programs and
24 services under sections 7361 and 7362;

25 “(4) a description of the training given to .

1 supervisory personnel in connection with recognizing the
2 symptoms of drug or alcohol abuse and the procedures
3 (including those relating to confidentiality) under which
4 individuals are referred for treatment, rehabilitation,
5 or other assistance;

6 `` (5) recommendations for any legislation or
7 administrative action; and

8 `` (6) information relating to any related, separate
9 activities under section 7904 of this title, and any
10 other matter which the Office considers appropriate.``.

11 (2) The analysis for chapter 73 of title 5, United States
12 Code, is amended by adding at the end the following:

`` SUBCHAPTER VI--DRUG ABUSE AND ALCOHOL ABUSE AND ALCOHOLISM

`` Sec.

`` 7361. Drug abuse.

`` 7362. Alcohol abuse and alcoholism.

`` 7363. Reports to Congress.``.

13 (b) TECHNICAL AND CONFORMING AMENDMENTS.--Sections 521(a)
14 and 525(a) of the Public Health Service Act (42 U.S.C. 290dd-
15 1(a) and 290ee-1(a)) are repealed.

16 SEC. ____ . EDUCATIONAL PROGRAM FOR FEDERAL EMPLOYEES RELATING
17 TO DRUG AND ALCOHOL ABUSE.

18 (a) ESTABLISHMENT.--The Director of the Office of
19 Personnel Management shall, in consultation with the
20 Secretary of Health and Human Services, establish a
21 Government-wide education program, using seminars and such

1 other methods as the Director considers appropriate, to carry
2 out the purposes set forth in subsection (b).

3 (b) PURPOSES.--The program established under this section
4 shall be designed so as to provide information to Federal
5 employees with respect to--

6 (1) the short-term and long-term health hazards
7 associated with alcohol abuse and drug abuse;

8 (2) the symptoms of alcohol abuse and drug abuse;

9 (3) the availability of any prevention, treatment, or
10 rehabilitation programs or services relating to alcohol
11 abuse or drug abuse, whether provided by the Federal
12 Government or otherwise;

13 (4) confidentiality protections afforded in
14 connection with any prevention, treatment, or
15 rehabilitation programs or services;

16 (5) any penalties provided under law, rule, or
17 regulation, and any administrative actions (permissive or
18 mandatory), relating to the use of alcohol or drugs by a
19 Federal employee or the failure to seek or receive
20 appropriate treatment or rehabilitation services; and

21 (6) any other matter which the Director considers
22 appropriate.

23 SEC. ____ . EMPLOYEE ASSISTANCE PROGRAMS RELATING TO DRUG ABUSE
24 AND ALCOHOL ABUSE.

25 (a) IN GENERAL.--Chapter 79 of title 5, United States

1 Code, is amended by adding at the end the following:

2 ``§7904. Employee assistance programs relating to drug abuse
3 and alcohol abuse

4 `` (a) The head of each Executive agency shall, in a
5 manner consistent with guidelines under subsection (b) and
6 applicable provisions of this subpart, establish appropriate
7 prevention, treatment, and rehabilitation programs and
8 services for drug abuse and alcohol abuse for employees in or
9 under such agency.

10 `` (b) The Office of Personnel Management shall, after
11 such consultations as the Office considers appropriate,
12 prepare guidelines for programs and services under this
13 section.

14 `` (c) The Secretary of Health and Human Services, on
15 request of the head of an Executive agency, shall review any
16 program or service provided under this section and shall
17 submit comments and recommendations to the head of the agency
18 concerned.''. .

19 (b) CHAPTER ANALYSIS.--The analysis for chapter 79 of
20 title 5, United States Code, is amended by adding at the end
21 the following:

``7904. Employee assistance programs relating to drug abuse
and alcohol abuse. .

22 SEC. ____ . DEMONSTRATION PROJECT RELATING TO TREATMENT FOR

23 DRUG ABUSE AND ALCOHOL ABUSE UNDER THE FEDERAL

1 EMPLOYEES HEALTH BENEFITS PROGRAM.

2 (a) DEFINITIONS.--For the purpose of this section--

3 (1) the term ``enrollee`` means an individual
4 enrolled in a health benefits plan; and

5 (2) the terms ``health benefits plan``, ``employee``,
6 ``annuitant``, ``carrier``, and ``family member`` each
7 has the meaning given such term under chapter 89 of title
8 5, United States Code.

9 (b) IN GENERAL.--The Office of Personnel Management
10 shall, during calendar years 1988, 1989, and 1990, conduct a
11 demonstration project to provide a basis for determining the
12 feasibility and desirability of including certain benefits
13 relating to the treatment of drug abuse and alcohol abuse
14 among the types of benefits generally provided for under
15 chapter 89 of title 5, United States Code (relating to health
16 insurance for Federal employees).

17 (c) SCOPE OF THE PROJECT.--(1) The demonstration
18 project--

19 (A) shall involve--

20 (i) the service benefit plan under section
21 8903(1) of title 5, United States Code;

22 (ii) the indemnity benefit plan under section
23 8903(2) of title 5, United States Code;

24 (iii) the 2 employee organization plans under
25 section 8903(3) of title 5, United States Code, with

1 the largest number of enrollments, as determined by
2 the Office; and

3 (iv) the carrier operating the 2 comprehensive
4 medical plans under section 8903(4) of title 5,
5 United States Code, with the largest number of
6 enrollments, as determined by the Office; and

7 (B) shall cover a sufficient number of enrollees and
8 family members to provide an adequate basis on which to
9 make any determination referred to in subsection (b).

10 (2) The demonstration project shall--

11 (A) to the extent that it involves the plans under
12 clauses (i) through (iii) of paragraph (1)(A), be
13 conducted within at least 1, and not more than 4,
14 standard metropolitan statistical areas, as determined by
15 the Office; and

16 (B) to the extent that it involves the carrier
17 referred to in clause (iv) of paragraph (1)(A), be
18 conducted within the standard metropolitan statistical
19 area which includes Portland, Oregon.

20 A standard metropolitan statistical area may not be selected
21 for inclusion under subparagraph (A) unless such area is one
22 within which not less than 10,000, and not more than 25,000,
23 employees and annuitants reside.

24 (d) BENEFITS.--Under the demonstration project, any
25 contract under chapter 89 of title 5, United States Code,

1 between the Office and the carrier offering a plan described
2 in subsection (c)(1)(A)--

3 (1) shall, to the extent that such contract relates
4 to individuals covered by the demonstration project,
5 include benefits relating to--

6 (A) inpatient detoxification;

7 (B) patient assessment;

8 (C) outpatient therapy, including, wherever
9 appropriate, worksite-based evening and weekend
10 treatment programs, individual therapy, and group
11 therapy;

12 (D) inpatient therapy;

13 (E) follow-up patient counselling; and

14 (F) counselling for family members of the
15 individual having the abuse problem; and

16 (2) may, to the extent that such contract relates to
17 individuals covered by the demonstration project, include
18 benefits for related support services, including child
19 care or other dependent care.

20 (e) CONSULTATION.--The Office shall consult with
21 appropriate representatives of carriers, labor organizations
22 representing Government employees, and agency heads with
23 regard to--

24 (1) the determinations required under subsection
25 (c)(2)(A);

1 (2) any maximums, limitations, exclusions, or other
2 terms or conditions relating to the benefits described in
3 subsection (d); and

4 (3) any other matter relating to the design, conduct,
5 or evaluation of the demonstration project which the
6 Office considers appropriate.

7 (f) COORDINATION WITH OTHER GOVERNMENT PROGRAMS.--The
8 Office shall coordinate the demonstration project with any
9 activities carried out under--

10 (1) section 7904 of title 5, United States Code (as
11 added by section ____), relating to employee assistance
12 programs offered by Executive agencies with respect to
13 drug abuse and alcohol abuse;

14 (2) subchapter VI of chapter 73 of title 5, United
15 States Code (as added by section ____), relating to
16 programs and services for drug abuse and alcohol abuse;

17 (3) section ____, relating to an educational program
18 for Federal employees with respect to drug abuse and
19 alcohol abuse; and

20 (4) other related programs.

21 (g) EVALUATION AND REPORTING REQUIREMENTS.--(1) The
22 Office shall by contract provide for the periodic evaluation
23 of the demonstration project with respect to--

24 (A) cost and efficacy;

25 (B) effects on employee productivity; and

1 (C) the feasibility and desirability of offering the
2 benefits provided under the demonstration project on a
3 general basis under chapter 89 of title 5, United States
4 Code.

5 (2)(A) The Office shall--

6 (i) not later than March 15, 1990, submit an interim
7 report to the Committee on Post Office and Civil Service
8 of the House of Representatives and the Committee on
9 Governmental Affairs of the Senate on the demonstration
10 project; and

11 (ii) not later than April 1, 1991, submit to each of
12 the committees referred to in clause (i) a final report
13 on the project.

14 (B) Each report submitted under subparagraph (A) shall
15 include a copy of the most recent evaluation received by the
16 Office under paragraph (1).

17 (h) FUNDING.--(1) Notwithstanding any other provision of
18 law, individual contributions and Government contributions
19 under section 8906 of title 5, United States Code, shall be
20 determined as if the preceding provisions of this section had
21 not been enacted.

22 (2) There is authorized to be appropriated such sums as
23 may be necessary to carry out this section (including any
24 additional administrative costs).

25 SEC. ____ . CONTROLLED SUBSTANCES AS NONMAILABLE MATTER.

1 Section 1716(a) of title 18, United States Code, is
2 amended by inserting ``and all controlled substances (as
3 defined by section 102(6) of the Controlled Substances
4 Act),`` after ``ignite or explode,``.

TITLE — , COMMITTEE ON INTERIOR AND INSULAR
AFFAIRS

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COMPREHENSIVE INITIATIVE ON DRUG PREVENTION AND TREATMENT

COMMITTEE ON INTERIOR AND INSULAR AFFAIRS' TITLE

TITLE _____

Subtitle A--Indian Programs

Sec. 001. This subtitle may be cited as the "Indian Alcohol and Substance Abuse Prevention and Treatment Act of 1986".

Part 1--General Provisions

Findings

Sec. 002. The Congress finds and declares that--

(1) the Federal government has a historical relationship and unique legal and moral responsibility to Indian tribes and their members;

(2) included in this responsibility is the treaty, statutory, and historical obligation to assist the Indian tribes in meeting the health and social needs of their members;

(3) alcoholism and alcohol and substance abuse is the most severe health and social problem facing Indian tribes and people today and nothing is more costly to Indian people than the consequences of alcohol and substance abuse measured in physical, mental, social, and economic terms;

(4) alcohol and substance abuse is the leading generic risk factor among Indians and Indians die from alcoholism at over four times the age-adjusted rates for the U.S. population, and alcohol and substance misuse results in a rate of years of potential life lost nearly five times that of the U.S.;

(5) four of the top ten causes of death among Indians are alcohol and drug related--injuries (18% of all deaths), chronic liver disease and cirrhosis (5%), suicide (3%), and homicide (3%);

(6) primarily because deaths from unintentional injuries and violence occur disproportionately among young people, the age-specific death rate for Indians is approximately double the U.S. (all races) rate for the 15 to 45 age group;

(7) Indians between the ages of 15 and 24 years of age are more than two times as likely to commit suicide as the general population and approximately 80% of those suicides are alcohol-related;

(8) Indians between the ages of 15 and 24 years of age are twice as likely as the general population to die in automobile accidents, 75% of which are alcohol-related;

(9) the Indian Health Service (IHS), which is charged with treatment and rehabilitation efforts, has directed only 1% of its budget for alcohol and substance abuse problems; and

(10) the Bureau of Indian Affairs (BIA), which has responsibility for programs in the fields of education, social services, law enforcement and other programs, has assumed little responsibility for coordinating its various efforts to focus on the epidemic of alcohol and substance abuse among Indian people.

Purpose

Sec. 003. It is the purpose of this Act to--

(1) authorize and develop a comprehensive, coordinated

attack upon the illegal narcotics traffic in Indian country and the deleterious impact of alcohol and substance abuse upon Indian tribes and their members;

(2) provide needed direction and guidance to those Federal agencies responsible for Indian programs to identify and focus existing programs and resources, including those made available by this Act, upon this problem;

(3) provide authority and opportunities for Indian tribes to develop and implement a coordinated program for the prevention and treatment of alcohol and substance abuse at the local level; and

(4) to modify or supplement existing programs and authorities in the areas of education, family and social services, law enforcement and judicial services, and health services to further the purposes of this Act.

Definitions

Sec. 004. For the purposes of this Act, the term--

(1) "agency" means the local administrative entity of the Bureau of Indian Affairs serving one or more Indian tribes within a defined geographic area;

(2) "Youth" shall have the meaning given it in any particular Tribal Action Plan adopted pursuant to section 005 of this Act, except that, for purposes of statistical reporting under this Act, it shall mean a person eighteen years or younger, or who is in attendance at a secondary school.

(3) "Indian tribe" means any Indian tribe, band, nation, or other organized group or community of Indians, including any Alaska Native village or regional or village corporation as defined in, or established pursuant to, the Alaska Native Claims Settlement Act (43 U.S.C. 1601 et seq.), which is recognized as eligible for special programs and services provided by the United States to Indians because of their status as Indians;

(4) "prevention and treatment" may mean and include, as appropriate--

(A) efforts to identify, and the identification of, youth who are at risk with respect to, or who are abusers of, alcohol or controlled substances;

(B) intervention into cases of on-going abuse to halt a further progression of such abuse;

(C) prevention through education and the provision of alternative activities:

(D) treatment for abusers to help abstain from, and alleviate the effects of, abuse;

(E) rehabilitation to provide on-going assistance, either on an inpatient or outpatient basis, to help youth reform or abstain from alcohol or substance abuse:

(F) follow-up or after-care to provide the appropriate counseling and assistance on an outpatient basis; and

(G) referral to other sources of assistance or resources.

(5) "service unit" means an administrative entity within the Indian Health Service or a tribe or tribal organization operating health care programs or facilities with funds from the Indian Health Service under the Indian Self-Determination Act through which the services are provided, directly or by contract, to the eligible Indian population within a defined geographic area; and

Part 2--Coordination of Resources and Programs

Inter-Departmental Memorandum of Agreement

Sec. 005. (a) Not later than 180 days after the date of enactment of this Act, the Secretary of the Interior and the Secretary of Health and Human Services (Secretaries) shall develop and enter into a Memorandum of Agreement (MOA) which shall, among other things,--

(1) determine and define the scope of the problem of alcohol and substance abuse for Indian tribes and their members and its financial and human costs, and specifically identify such problems affecting Indian youth;

(2) identify and assess--

(A) the resources and programs of the BIA and IHS;

and

(B) other Federal, tribal, State and local, and private resources and programs;

which would be relevant to a coordinated effort to combat alcohol and substance abuse among Indian people, and specifically among Indian youth, including those programs and resources made available by this Act;

(3) develop and establish appropriate minimum standards for each agency's programs responsibilities under the MOA which may be--

(A) the existing Federal or state standards in effect; or

(B) in the absence of such standards, new standards which will be developed and established in consultation with Indian tribes;

(4) coordinate the Bureau of Indian Affairs and Indian Health Service alcohol and substance abuse programs existing on the date of the enactment of this Act with programs or efforts established by this Act;

(5) delineate the responsibilities of the Bureau of Indian Affairs and the Indian Health Service to coordinate alcohol and substance abuse-related services at the central, area, agency, and service unit levels;

(6) direct BIA agency and education superintendents and the IHS service unit directors to cooperate fully with tribal requests made pursuant to section 006 of this Act; and

(7) provide for an annual review of such agreements by the Secretaries.

(b) To the extent that there are new activities undertaken pursuant to this Act, those activities shall supplement, not supplant, activities, programs, and local actions that are ongoing on the date of the enactment of this Act and shall be made in the manner least disruptive to tribal control, in accordance with the

Indian Self-Determination and Education Assistance Act (25 U.S.C. 450 et seq.) and local control, in accordance with section 1130 of the Education Amendments of 1978 (25 U.S.C. 2010).

(c) The Secretary of Interior and the Secretary of Health and Human Services shall, in developing the agreement under subsection (a), consult with and solicit the comments of --

- (1) interested Indian tribes;
- (2) Indian individuals;
- (3) Indian organizations; and
- (4) professionals in the treatment of alcohol and substance abuse.

(d) The agreement under subsection (a) shall be submitted to Congress and published in the Federal Register not later than 190 days after the date of enactment of this Act. At the same time as publication in the Federal Register, the Secretary of the Interior shall provide a copy of this Act and the MOA to each tribe within his jurisdiction.

Tribal Action Plans

Sec. 006. (a) The governing body of any Indian tribe may, at its discretion, adopt a resolution for the establishment of a Tribal Action Plan (TAP) to coordinate available resources and programs, including programs and resources made available by this Act, in an effort to combat alcohol and substance abuse among its members. Such resolution shall form the foundation for the implementation of the provisions of this Act and the MOA.

(b) At the request of any Indian tribe pursuant to a resolution adopted under subsection (a) of this section, the BIA agency and education superintendents and the IHS service unit director providing services to such tribe shall cooperate with the tribe in the development of a TAP to coordinate resources and programs relevant to alcohol and substance abuse prevention and treatment. Upon the development of such plan, these officials, as directed by the MOA, shall enter into an agreement with the tribe for the implementation of the TAP.

(c) any TAP entered into pursuant to subsection (b) shall provide for--

(1) the establishment of a Tribal Coordinating Committee which shall-

(A) at a minimum, have as members a tribal representative who shall serve as Chairman, the BIA agency and education superintendents, and the IHS service unit director or their representatives;

(B) have primary responsibility for the implementation of the TAP;

(C) have the responsibility for on-going review and evaluation of, and the making of recommendations to the tribe relating to, the TAP; and

(D) have the responsibility for designating key Federal, tribal or other personnel for training in the

prevention and treatment of Indians affected by alcohol and substance abuse as provided under section 025; and

(2) the incorporation of the minimum standards for those programs and services which it encompasses which shall be--

(A) the Federal or state standards as provided in section 005(a)(4); or

(B) applicable tribal standards, if such standards are no less stringent than the Federal or state standards. -

(d) Any TAP entered into pursuant to subsection (b) of this section may, among other things, provide for--

(1) an assessment of the scope of the problem of alcohol and substance abuse for the Indian tribe and its members;

(2) the identification and coordination of the range of available programs and resources relevant to a program of alcohol and substance abuse prevention and treatment for tribal members;

(3) the establishment and prioritization of goals and efforts needed to meet those goals; and

(4) the identification of the community and family roles in any of the efforts undertaken as part of a TAP.

(e) To provide technical assistance to Indian tribes in the development of a TAP, the Secretary of the Interior is authorized to make grants to Indian tribes adopting a resolution pursuant to subsection (a) of this section. In allocating funds appropriated pursuant to this subsection, the Secretary shall take into consideration--

- (1) the population of the Indian tribe;
- (2) the size of the tribe's reservation or service area;
- (3) scope of intended efforts under a TAP as identified by the tribe in its resolution adopted pursuant to subsection (e) of this section; and
- (4) the commitment of the Indian tribe as measured by the tribal funds or other tribal resources made available to carry out the purposes of this Act.

There is hereby authorized to be appropriated not to exceed \$8,000,000 for each of the fiscal years 1987, 1988, and 1989 for the purposes of making the grants authorized by this subsection.

Departmental Responsibility

Sec. 007. (a) The Secretary of the Interior, acting through the BIA, and the Secretary of Health and Human Services, acting through the IHS, shall bear equal responsibility for the implementation of the provisions of this Act in cooperation with Indian tribes.

(b)(1) In order to better coordinate the various programs of the BIA in carrying out the purposes of this Act, there shall be established within the Office of the Assistant Secretary of Indian Affairs an Office of Alcohol and Substance Abuse. The director of such office shall be appointed by the Assistant Secretary on a permanent basis, at no less than a GS 15 grade level as provided in section 5104 of title 5 of the United States Code.

(2) In addition to other responsibilities which may be assigned to such Office, it shall be responsible for--

(A) monitoring the performance and compliance of programs of the BIA in meeting the goals and purposes of this Act and the MOA;

(B) serving as a point of contact within the BIA for Indian tribes and the Tribal Coordinating Committees regarding the implementation of this Act, the MOA, and the TAP ; and

(2) The Secretary of the Health and Human services shall have the primary responsibility for the implementation of section 027 of this Act.

(c)(1) In addition to the establishment of an Office of Alcohol and Substance Abuse within the BIA as provided in subsection (b) of this section, there is also to be established in such office a new position to be known as the Indian Youth Programs Officer.

(2) The position provided in paragraph (1) shall be established, on a permanent basis, at no less than a GS-14 as provided in section 5104 of title 5 of the United States Code.

(3) In addition to other responsibilities which may be assigned to the Indian Youth Programs Officer relating to Indian youth, such Officer shall be responsible for--

(A) monitoring the performance and compliance of programs of the BIA in meeting the goals and purposes of this Act and the MOA as they relate to Indian youth efforts;

(B) providing advice and recommendations, including recommendations submitted by Indian tribes and Tribal Coordinating Committees, to the Director of the Office of Alcohol and Substance Abuse as they relate to Indian youth.

(c)(1) If any Indian tribe fails to adopt a resolution as provided in section 006 of this Act within 180 days after the publication of the MOA in the Federal Register as provided in section 005 of this Act, the Secretaries shall require the BIA agency and education superintendents and the IHS service unit director serving such tribe to enter into an agreement to identify and coordinate available programs and resources to carry out the purposes of this Act.

(2) Nothing in this section shall preclude such Indian tribe from adopting a resolution under section 006 at any time.

Congressional Intent

Section 008. It is the intent of Congress that--

(1) specific Federal laws, and administrative regulations promulgated thereunder, establishing programs of the BIA, the IHS, and other Federal agencies; and

(2) general Federal laws, such as those limiting augmentation of Federal appropriations or encouraging joint or cooperative funding,

shall be liberally construed and administered to achieve the purposes of this Act.

Federal Facilities, Property, and Equipment

Sec. 009. (a) In the furtherance of the purposes and goals of this Act, the Secretaries shall make available for community use, to the extent permitted by law and as may be provided in a TAP, local Federal facilities, property, and equipment, including

school facilities. Such facility availability shall include school facilities under the Secretary of Interior's jurisdiction, provided that the use of any school facilities shall be conditioned upon approval of the local school board for said school.

(b) Any additional cost associated with the use of Federal facilities, property, or equipment under this section may be borne by the Secretaries out of available funds, by other Federal funds if not otherwise prohibited by law, or by tribal, state or local, or private funds. Nothing in this section shall require the Secretaries to expend additional funds to meet the additional costs which may be associated with the use of such property as provided in this section.

(c) Where the use of Federal facilities, property, or equipment under this section furthers the purposes and goals of this Act, the use of funds other than those funds appropriated to the Department of the Interior or the Department of Health and Human Services to meet the additional costs associated with such use shall not constitute augmentation of Federal appropriations.

(d) Subject to the availability of specific appropriations for this purpose, the Secretary of the Interior shall--

(1) establish summer recreation, employment and counseling programs for Indian youth on reservations;

(2) keep open for those weeks not within the normal school year such BIA funded or contracted schools, subject to the approval of the school board involved, and as he determines to be necessary to provide facilities for the programs established pursuant to this subsection;

(3) take all steps necessary to preserve any school property made available for any programs established pursuant to this subsection and to defray all expenses associated with these programs, including facility expenses; and

(4) provide, as needed, salaried coordinators for such programs.

Part 3--Indian Youth Programs

Review of Programs

Sec. 010. (a) In the development of the MOA required by section 005 of this Act, the Secretaries, in cooperation with the Secretary of Education shall review and consider--

(1) the various programs established by Federal law providing education services or benefits to Indian children, and

(2) tribal, state and local, and private educational resources and programs, to determine their applicability and relevance in carrying out the purposes of this Act.

(b) In addition, the Secretaries shall review and consider--

(1) the various programs established by Federal law providing family and social services and benefits for Indian families and children;

(2) various programs and resources established by Federal law relating to youth employment, recreation, cultural, and community activities; and

(3) tribal, state and local, and private resources and

programs similar to those cited in paragraphs (1) and (2) of this subsection;

to determine their applicability and relevance in carrying out the purposes of this Act.

(c) The results of the reviews conducted pursuant to subsection (a) and (b) of this section shall be provided to every Indian tribe as soon as possible for their consideration and use in the development or modification of a TAP.

Indian Education Programs

Sec. 011. (a) Section 304 of the Indian Elementary and Secondary School Assistance Act (20 U.S.C. 241cc) is amended by--

(1) striking out the word "and" at the end of paragraph (1);

(2) striking out the period at the end of paragraph (2) and inserting in lieu thereof a semi-colon and the word "and"; and

(3) adding at the end the following new paragraph:

"(3) the training of counselors at schools eligible for funding under this title in counseling techniques relevant to the treatment of alcohol and substance abuse.".

(b) Section 423 of the Indian Education Act (20 U.S.C. 3385b) is amended by--

(a) by inserting in subsection (a) the phrase "clinical psychology" after the word "medicine"; and

(b) adding at the end of the section the following new subsection:

(c) Section 1121 of the Education Amendments of 1978 is amended by adding at the end thereof the following new subsection:

"(i)(1) The Assistant Secretary shall provide the technical assistance necessary to develop and implement a program of instruction regarding alcohol and substance abuse prevention and treatment for students in kindergarten and grades 1 through 12, at the request of--

"(A) any Bureau of Indian Affairs' school (subject to the approval of the school board of such school); or

"(B) any school board of a school operating under the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450 et seq.).

"(2) In schools operated directly by the Bureau of Indian Affairs, the Secretary shall, not later than 120 days after the date of the enactment of this subsection, provide for--

"(A) accurate reporting of all incidents relating to alcohol and substance abuse; and

"(B) individual student crisis intervention.

"(3) The programs requested under paragraph (1) shall be developed in consultation with the Indian tribe that is to be served by such program and health personnel in the local community of such tribe.

"(4) Schools requesting program assistance under this provision are encouraged to involve family units and, where appropriate, tribal elders and Native healers in such instruction."

(d) Section 1129 of the Education Amendments of 1978 is amended by adding at the end the following new subsection:

"(e)(1) A financial plan under subsection (b) for a school may include, at the discretion of the local administrator and the school board of such school, a provision for a summer program of academic and support services for students of the school. Any such program may include activities related to the prevention of alcohol and substance abuse. The Assistant Secretary of Indian Affairs shall provide for the utilization of any such school facility during any summer in which such utilization is requested.

"(2) Notwithstanding any other provision of law, funds authorized under the Act of April 16, 1934 (25 U.S.C. 452 et seq.) and the Indian Education Act may be used to augment the services provided in each summer program at the option, and under the control, of the tribe or Indian controlled school receiving such funds.

"(3) The Assistant Secretary of Indian Affairs, acting through the Director of the Office of Indian Education Programs, shall provide technical assistance and coordination for any program described in paragraph (1) and shall, to the extent possible, encourage the coordination of such programs with any other summer programs that might benefit Indian youth, regardless of the funding source or administrative entity of any such program."

(4) In carrying out the provisions of this subsection, the Assistant Secretary of Indian Affairs shall develop and implement a pilot program in selected schools to determine the effectiveness of

summer youth programs in furthering the purposes and goals of the Indian Alcohol and Substance Abuse Prevention and Treatment Act of 1986. For that purpose, there are authorized to be appropriated \$5,000,000 for each of the fiscal years 1987, 1988, and 1989."

(e) Notwithstanding any other law, Federal grants or other financial assistance made available to public or private schools because of the enrollment of Indian children pursuant to--

(1) the Act of April 16, 1934, as amended by the Indian Education Assistance Act, (25 U.S.C. 452 et seq.);

(2) the Indian Elementary and Secondary School Assistance Act (20 U.S.C. 241aa et seq.); and

(3) the Indian Education Act (20 U.S.C. 3385), may be used to support a program of instruction relating to alcohol and substance abuse prevention and treatment.

Newsletter

Sec. 012. The Secretary of the Interior shall, not later than 120 days after the date of the enactment of this Act, publish an alcohol and substance abuse newsletter in cooperation with the Department of Health and Human Services and the Department of Education to report on Indian alcohol and substance abuse projects and programs. The newsletter shall--

(1) be published once in each calendar quarter;

(2) include reviews of programs determined by the Secretary of the Interior to be exemplary and provide sufficient information to enable interested persons to obtain further information about such programs; and

Emergency Shelters

Sec. 013 (a) A TAP adopted pursuant to section 006 of this Act may make such provisions as may be necessary and practical for the establishment, funding, licensing, and operation of emergency shelters or half-way houses for Indian youth who are alcohol or substance abusers, including youth who have been arrested for offenses directly or indirectly related to alcohol or substance abuse.

(b) In any case where an Indian youth is arrested or detained by BIA or tribal law enforcement personnel for an offense relating to alcohol or substance abuse, other than for a status offense as defined by the Juvenile Justice and Delinquency Prevention Act of 1974, under circumstances where such youth may not be immediately restored to the custody of his parents or guardians and where there is space available in an appropriately licensed and supervised emergency shelter or half-way house, such youth shall be referred to such facility in lieu of incarceration in a secured facility, unless such youth is deemed a danger to himself or other persons.

(c) In the case of any State that exercises criminal jurisdiction over any part of Indian country under section 1162 of title 18 of the United States Code or section 401 of the Act of April 11, 1968 (25 U.S.C. 1321), such State is urged to require its law enforcement officers to--

(1) place any Indian youth arrested for any offense related to alcohol or substance abuse in a temporary emergency shelter described in subsection (d) or a community-based

alcohol or substance abuse treatment facility in lieu of incarceration to the extent such facilities are available; and

(2) observe the guidelines promulgated under subsection (b).

(d) In any case where there is space available in an appropriately licensed and supervised emergency shelter or half-way house, BIA and tribal courts are encouraged to refer Indian youth convicted of offenses directly or indirectly related to alcohol and substance abuse to such facilities in lieu of sentencing to incarceration in a secured juvenile facility.

(e) The Assistant Secretary of Indian Affairs shall, as part of the development of the MOA set out in section 005, promulgate standards by which the emergency shelters established under a program pursuant to subsection (a) of this section.

(f) Upon the request of any Indian tribe, the BIA shall include in its housing inventory for such tribe the lack of an emergency shelter or half-way house as an unmet housing need. The construction or renovation of such a facility shall be considered an eligible activity under the BIA's Housing Improvement Program.

(e) To assist Indian tribes in the construction, renovation, and operation of emergency shelters, half-way houses, or foster care homes to provide emergency care for Indian youth who are affected by alcohol and substance abuse, there is authorized to be appropriated not to exceed \$10,000,000 for each of the fiscal years 1987, 1988, and 1989. The Secretary of the Interior shall allocate

funds appropriated pursuant to this subsection on the basis of priority of need of the various Indian tribes and such funds, when allocated shall be subject to contracting pursuant to the Indian Self-Determination Act.

Social Services Reports

Sec. 014. (a) - The Secretary of the Interior, with respect to the administration of any family or social services program by the BIA directly or through contracts under the Indian Self-Determination Act, shall require the compilation of data relating to the number and types of child abuse and neglect cases seen and the type of assistance provided. Additionally, such data should also be categorized to reflect those cases that involve, or appear to involve, alcohol and substance abuse, those cases which are recurring, and those cases which involve other minor siblings.

(b) The data compiled pursuant to subsection (a) shall be provided annually to the affected Indian tribe and Tribal Coordinating Committee to assist them in developing or modifying a TAP and shall also be submitted to the IHS service unit director who will have responsibility for compiling a tribal comprehensive report as provided in section 026 of this Act.

(c) In carrying out the requirements of this section, the Secretary shall insure that the data is compiled and reported in a manner which will preserve the confidentiality of the families and individuals.

Part 4--Law Enforcement and Judicial Services

Review of Programs

Sec. 015. (a) In the development of the MOA required by

section 005 of this Act, the Secretaries, in cooperation with the Attorney General of the United States, shall review and consider--

(1) the various programs established by Federal law providing law enforcement or judicial services for Indian tribes, and

(2) tribal and State and local law enforcement and judicial programs and systems

to determine their applicability and relevance in carrying out the purposes of this Act.

(b) The results of the review conducted pursuant to this section shall be made available to every Indian tribe as soon as possible for their consideration and use in the development and modification of a TAP.

Part 5--BIA Law Enforcement

Sec. 016. (a) For the purpose of maintaining law and order, including the enforcement of tribal and Federal laws controlling illegal drugs, and of protecting persons and property within Indian country as defined in section 1151 of title 18, United States Code, the Secretary of the Interior may charge any officer or employee of the Bureau of Indian Affairs within the Department of the Interior with law enforcement responsibilities and authorize such officer or employee, as he deems appropriate, to--

(1) carry firearms within Indian country and while transporting prisoners or on other official duties outside Indian country;

(2) secure and execute or serve within Indian country any order, warrant, subpoena, or other process which is issued under the authority of the United States or of an Indian tribe;

(3) make an arrest without a warrant--

(A) for any offenses committed within Indian country against the United States in the presence of the officer or employee;

(B) for any offense committed within Indian country against the United States constituting a felony if the officer or employee has reasonable grounds to believe that the person to be arrested has committed or is committing a felony; and

(C) for any offense committed within Indian country against an Indian tribe that has commissioned the officer or employee to enforce its laws if the officer or employee has reasonable grounds to believe that the person to be arrested is committing an offense in the officer's or employee's presence of view;

(4) offer and pay a reward for services or information assisting in the detection or investigation of the commission of an offense committed within Indian country or in the apprehension of an offender;

(5) make inquiries, and administer to, or take from, any person an oath, affirmation, or affidavit, concerning any matter which is material or relevant to the enforcement within Indian country of the laws of the United States or of any

Indian tribe that has commissioned the officer to enforce its laws;

(6) perform any other law enforcement duty that the Secretary may designate; and

(7) upon request, assist (with or without reimbursement) any Federal, tribal, State, or local law enforcement agency in the enforcement of the laws, ordinances, or regulations which they administer or enforce.

(b) The Secretary may utilize by agreement, with or without reimbursement, the personnel services and facilities of any Federal, tribal, State, or local governmental agency to the extent he deems it necessary and appropriate for effective enforcement of any Federal or tribal laws or regulations in Indian country. The Secretary may commission law enforcement personnel of other agencies to exercise such authorities set out in section 015 of this Act as the Secretary deems appropriate. Unless otherwise specifically prohibited by law, representatives of other Federal agencies are hereby authorized to enter into and carry out such agreement with the Secretary or with duly authorized tribal officials.

(c) While acting in the capacity of a person commissioned by the Secretary pursuant to this section, any person who is not otherwise a Federal employee shall be deemed a Federal employee for the purposes of--

(1) the provisions set out in section 3374(c)(2) of title 5, United States Code; and

(2) the provisions of Section 111 and 1114 of title 18, United States Code.

For purposes of Subchapter III of Chapter 81 of title 5, United States Code, an employee of a tribal, State, or local governmental agency shall be considered as an "eligible officer" while acting in the capacity of an officer commissioned pursuant to this section.

(d) The Secretary may make and publish such rules and regulations as the Secretary deems necessary or proper for officers and employees of the Bureau of Indian Affairs within the Department of the Interior charged with law enforcement responsibilities and for employees of any Federal, tribal, State or local governmental agency whose services are being utilized pursuant to subsection (b) of this section.

(e)(1) Nothing in this section shall be construed to invalidate any delegations of authority or law enforcement commission issued by the Secretary, or the Secretary's designees, prior to enactment of this Act.

(2) The authorities provided by this section are in addition to, and not in derogation of, any existing authorities.

(3) Nothing in this section shall be construed to alter in any way the law enforcement, investigative, or judicial authorities of any Indian tribe, State or political subdivision thereof, or of any department, agency, or official of the United States other than the Department of the Interior and agencies or officials thereof.

(f) notwithstanding section 5901(a) of title 5, United States Code, as amended, the uniform allowance for uniformed officers or employees covered by this section may be up to \$400 annually.

Tribal Courts: Sentencing and Fines

Sec. 017. To enhance the ability of tribal governments to prevent and penalize the traffic of illegal narcotics on Indian reservations, paragraph (7) of section 202 of the Act of April 11, 1969 (25 U.S.C. 1302) is amended by striking the phrase "for a term of six months and a fine of \$500, or both" and insert, in lieu thereof, the phrase "for a term of one year and a fine or \$5,000, or both".

BIA Law Enforcement and Judicial Training

Sec. 018. (a) the Secretary of the Interior shall ensure, through the establishment of a new training program or through the supplement of existing training programs, that all BIA and tribal law enforcement and judicial personnel shall have available training in the investigation and prosecution of offenses relating to illegal narcotics and in alcohol and substance abuse prevention and treatment.

(b) Any training provided to all BIA and tribal law enforcement and judicial personnel as provided in subsection (a) of this section shall specifically include training in the problems of youth alcohol and substance abuse prevention and treatment. Such training shall be coordinated with IHS in the carrying out of its responsibilities under section 027 of this Act.

(c) For the purpose of providing the training required by subsection (a) of this section, there is authorized to be appropriated not to exceed \$2,500,000 for each of the fiscal years 1987, 1988, and 1989.