

such other personnel as may be necessary to enable the Commission to carry out its duties, without regard to the provisions of title 5 governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter III or<sup>1</sup> chapter 53 of such title relating to classification and General Schedule pay rates, except that no rate of pay fixed under this subsection may exceed the equivalent of that payable to a person occupying a position at level V of the Executive Schedule under section 5316 of such title.

(2)(A) Any employee of a department or agency referred to in subparagraph (B) may be detailed to the Commission without reimbursement from the Commission, and such detailee shall retain the rights, status, and privileges of his or her regular employment without interruption.

(B) The departments and agencies referred to in this subparagraph are as follows:

- (i) The Department of Justice.
- (ii) The Department of the Treasury.
- (iii) The Central Intelligence Agency.

(3) All staff of the Commission shall possess a security clearance in accordance with applicable laws and regulations concerning the handling of classified information.

**(f) Compensation and travel expenses**

(1)(A) Except as provided in subparagraph (B), each member of the Commission may be compensated at not to exceed the daily equivalent of the annual rate of basic pay in effect for a position at level IV of the Executive Schedule under section 5315 of title 5 for each day during which that member is engaged in the actual performance of the duties of the Commission under this section.

(B) Members of the Commission who are officers or employees of the United States shall receive no additional pay by reason of their service on the Commission.

(2) While away from their homes or regular places of business in the performance of services for the Commission, members of the Commission may be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in the Government service are allowed expenses under section 5703(b)<sup>2</sup> of title 5.

**(g) Report**

(1) Not later than 1 year after December 3, 1999, the Commissions<sup>3</sup> shall submit to the committees of Congress referred to in paragraph (4) a report on the activities of the Commission under this section, including the findings, conclusions, and recommendations, if any, of the Commission as a result of the review under subsection (c)(1) of this section and the examination and evaluation under subsection (c)(2) of this section.

(2) The report under paragraph (1) shall include any additional or dissenting views of a member of the Commission upon the request of the member.

(3) The report under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(4) The committees of Congress referred to in this paragraph are the following:

(A) The Select Committee on Intelligence and the Committees on Foreign Relations and the Judiciary of the Senate.

(B) The Permanent Select Committee on Intelligence and the Committees on International Relations and the Judiciary of the House of Representatives.

**(h) Termination**

The Commission shall terminate at the end of the 60-day period beginning on the date on which the report required by subsection (g) of this section is submitted to the committees of Congress referred to in that subsection.

**(i) Inapplicability of certain administrative provisions**

(1) The provisions of the Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the activities of the Commission under this section.

(2) The provisions of section 552 of title 5 (commonly referred to as the Freedom of Information Act) shall not apply to the activities, records, and proceedings of the Commission under this chapter.

**(j) Funding**

The Attorney General shall, from amounts authorized to be appropriated to the Attorney General by this Act, make available to the Commission \$1,000,000 for purposes of the activities of the Commission under this section. Amounts made available to the Commission under the preceding sentence shall remain available until expended.

(Pub. L. 106–120, title VIII, §810, Dec. 3, 1999, 113 Stat. 1633.)

REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in subsec. (i), is Pub. L. 92–463, Oct. 6, 1972, 86 Stat. 770, which is set out in the Appendix to Title 5, Government Organization and Employees.

This Act, referred to in subsec. (j), is Pub. L. 106–120, Dec. 3, 1999, 113 Stat. 1606, known as the Intelligence Authorization Act for Fiscal Year 2000. For complete classification of this Act to the Code, see Tables.

CHANGE OF NAME

Committee on International Relations of House of Representatives changed to Committee on Foreign Affairs of House of Representatives by House Resolution No. 6, One Hundred Tenth Congress, Jan. 5, 2007.

**CHAPTER 25—MISCELLANEOUS ANTI-DRUG ABUSE PROVISIONS**

SUBCHAPTER I—ANTI-DOPING AGENCY

- Sec.
- 2001. Designation of United States Anti-Doping Agency.
- 2002. Records, audit, and report.
- 2003. Authorization of appropriations.

SUBCHAPTER II—NATIONAL METHAMPHETAMINE INFORMATION CLEARINGHOUSE

- 2011. Definitions.
- 2012. Establishment of clearinghouse and advisory council.

<sup>1</sup> So in original. Probably should be “of”.

<sup>2</sup> So in original. Section 5703 of title 5 does not contain a subsec. (b).

<sup>3</sup> So in original. Probably should be “Commission”.

Sec.	
2013.	NMIC requirements and review.
2014.	Authorization of appropriations.

(Pub. L. 109-469, title VII, §701, Dec. 29, 2006, 120 Stat. 3533.)

#### SUBCHAPTER I—ANTI-DOPING AGENCY

### § 2001. Designation of United States Anti-Doping Agency

#### (a) Definitions

In this subchapter:

##### (1) United States Olympic Committee

The term “United States Olympic Committee” means the organization established by the “Ted Stevens Olympic and Amateur Sports Act” (36 U.S.C. 220501 et seq.).

##### (2) Amateur athletic competition

The term “amateur athletic competition” means a contest, game, meet, match, tournament, regatta, or other event in which amateur athletes compete (36 U.S.C. 220501(b)(2)).

##### (3) Amateur athlete

The term “amateur athlete” means an athlete who meets the eligibility standards established by the national governing body or paralympic sports organization for the sport in which the athlete competes (36 U.S.C. 22501(b)(1)).<sup>1</sup>

##### (4) Gene doping

The term “gene doping” means the non-therapeutic use of cells, genes, genetic elements, or of the modulation of gene expression, having the capacity to enhance athletic performance.

#### (b) In general

The United States Anti-Doping Agency shall—

(1) serve as the independent anti-doping organization for the amateur athletic competitions recognized by the United States Olympic Committee;

(2) ensure that athletes participating in amateur athletic activities recognized by the United States Olympic Committee are prevented from using performance-enhancing drugs, or performance-enhancing genetic modifications accomplished through gene-doping;

(3) implement anti-doping education, research, testing, and adjudication programs to prevent United States Amateur Athletes participating in any activity recognized by the United States Olympic Committee from using performance-enhancing drugs, or performance-enhancing genetic modifications accomplished through gene-doping;

(4) serve as the United States representative responsible for coordination with other anti-doping organizations coordinating amateur athletic competitions recognized by the United States Olympic Committee to ensure the integrity of athletic competition, the health of the athletes and the prevention of use of performance-enhancing drugs, or performance-enhancing genetic modifications accomplished through gene-doping by United States amateur athletes; and

(5) permanently include “gene doping” among any list of prohibited substances adopted by the Agency.

<sup>1</sup> So in original. Probably should be “220501(b)(1).”

#### REFERENCES IN TEXT

The Ted Stevens Olympic and Amateur Sports Act, referred to in subsec. (a)(1), is chapter 2205 of Title 36, Patriotic and National Observances, Ceremonies, and Organizations.

#### SHORT TITLE

Pub. L. 109-469, title X, §1001, Dec. 29, 2006, 120 Stat. 3537, provided that: “This title [enacting subchapter II of this chapter] may be cited as the ‘National Methamphetamine Information Clearinghouse Act of 2006’.”

### § 2002. Records, audit, and report

#### (a) Records

The United States Anti-Doping Agency shall keep correct and complete records of account.

#### (b) Report

The United States Anti-Doping Agency shall submit an annual report to Congress which shall include—

(1) an audit conducted and submitted in accordance with section 10101 of title 36; and

(2) a description of the activities of the agency.

(Pub. L. 109-469, title VII, §702, Dec. 29, 2006, 120 Stat. 3534.)

### § 2003. Authorization of appropriations

There are authorized to be appropriated to the United States Anti-Doping Agency—

(1) for fiscal year 2007, \$9,700,000;

(2) for fiscal year 2008, \$10,300,000;

(3) for fiscal year 2009, \$10,600,000;

(4) for fiscal year 2010, \$11,000,000; and

(5) for fiscal year 2011, \$11,500,000.

(Pub. L. 109-469, title VII, §703, Dec. 29, 2006, 120 Stat. 3534.)

#### SUBCHAPTER II—NATIONAL METHAMPHETAMINE INFORMATION CLEARINGHOUSE

### § 2011. Definitions

In this subchapter—

(1) the term “Council” means the National Methamphetamine Advisory Council established under section 2012(b)(1) of this title;

(2) the term “drug endangered children” means children whose physical, mental, or emotional health are at risk because of the production, use, or other effects of methamphetamine production or use by another person;

(3) the term “National Methamphetamine Information Clearinghouse” or “NMIC” means the information clearinghouse established under section 2012(a) of this title; and

(4) the term “qualified entity” means a State, local, or tribal government, school board, or public health, law enforcement, non-profit, community anti-drug coalition, or other nongovernmental organization providing services related to methamphetamines.

(Pub. L. 109-469, title X, §1002, Dec. 29, 2006, 120 Stat. 3537.)