

to assist the implementation of new programs and national strategies for dissemination of information intended to prevent alcohol and drug abuse;

(3) encourage media outlets throughout the country to provide information aimed at preventing alcohol and drug abuse, including public service announcements, documentary films, and advertisements; and

(4) evaluate the effectiveness and assist in the update of programs and national strategies formulated with the assistance of the Commission.

(Pub. L. 99-570, title VIII, § 8003, Oct. 27, 1986, 100 Stat. 3207-161.)

### § 1303. Membership

#### (a) Number and appointment

The Commission shall be composed of 12 members appointed by the President within 30 days after October 27, 1986, and should include representatives of—

- (1) advertising agencies;
- (2) motion picture, television, radio, cable communications, and print media;
- (3) the recording industry;
- (4) other segments of the business sector of the United States;
- (5) experts in the prevention of alcohol and drug abuse;
- (6) professional sports organizations and associations; and
- (7) other Federal agencies, as designated by the President, including the Director of the Agency for Substance Abuse Prevention of the Department of Health and Human Services.

#### (b) Terms

(1) Except as provided in paragraphs (2) and (3), members shall be appointed for terms of 3 years.

(2) Any member appointed to fill a vacancy occurring before the expiration of the term for which his predecessor was appointed shall be appointed only for the remainder of such term.

(3) A member may serve after the expiration of his term until his successor has taken office.

#### (c) Basic pay and expenses

(1) Except as provided in paragraph (2), members of the Commission shall serve without pay.

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

(Pub. L. 99-570, title VIII, § 8004, Oct. 27, 1986, 100 Stat. 3207-162.)

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1304 of this title.

### § 1304. Meetings

#### (a) In general

(1) The Commission shall meet at the call of the Moderator.

(2) The Moderator shall convene the 1st meeting of the Commission within 30 days after the

date of the completion of appointments under section 1303(a) of this title.

#### (b) Moderator

One member of the Commission shall be designated by the President to serve as Moderator of the Commission.

#### (c) Quorum and procedure

The Commission shall adopt rules regarding quorum requirements and meeting procedures as the Commission deems appropriate at the 1st meeting of the Commission.

#### (d) Voting

Decisions and official acts of the Commission shall be according to the vote of a majority of members at a properly called meeting.

(Pub. L. 99-570, title VIII, § 8005, Oct. 27, 1986, 100 Stat. 3207-162.)

### § 1305. Director and staff; experts and consultants

#### (a) Director and staff

(1) Subject to paragraph (2), the Moderator, with the approval of the Commission, may employ and set the rate of pay for a Director and such staff as the Moderator deems necessary.

(2) Rates of pay set under paragraph (1) shall be less than the rate of basic pay payable under section 5316 of title 5.

#### (b) Experts and consultants

The Moderator, with the approval of the Commission, may procure temporary and intermittent services under section 3109(b) of title 5.

#### (c) Staff of Federal agencies

Upon request of the Commission, the head of any Federal agency is authorized to detail, on a reimbursable basis, any of the personnel of such agency to the Commission to assist the Commission in carrying out its duties under this chapter.

(Pub. L. 99-570, title VIII, § 8006, Oct. 27, 1986, 100 Stat. 3207-163.)

### § 1306. Powers of Commission

#### (a) Hearings and sessions

The Commission may, for the purpose of carrying out this chapter, hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence, as the Commission considers appropriate.

#### (b) Obtaining official data

Upon the request of the Moderator of the Commission, the Commission may secure directly from any department or agency of the United States information necessary to enable it to carry out this chapter.

#### (c) Gifts

The Commission may accept, use, and dispose of gifts or donations of services or property.

#### (d) Mails

The Commission may use the United States mails in the same manner and under the same conditions as other departments and agencies of the United States.

**(e) Administrative support services**

The Administrator of General Services shall provide to the Commission on a reimbursable basis such administrative support services as the Commission may request.

(Pub. L. 99-570, title VIII, § 8007, Oct. 27, 1986, 100 Stat. 3207-163.)

**§ 1307. Report**

The Commission shall transmit to the President and to each House of Congress a report not later than July 31 of each year which contains a detailed statement of the activities of the Commission during the preceding year, including a summary of the number of public service announcements produced by the Commission and published or broadcast.

(Pub. L. 99-570, title VIII, § 8008, Oct. 27, 1986, 100 Stat. 3207-163.)

**TERMINATION OF REPORTING REQUIREMENTS**

For termination, effective May 15, 2000, of provisions in this section relating to transmitting an annual report to each House of Congress, see section 3003 of Pub. L. 104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance, and page 18 of House Document No. 103-7.

**§ 1308. Termination**

The Commission shall terminate on a date which is three years after the date on which members of the Commission are first appointed, unless the President, by Executive order, extends the authority of the Commission.

(Pub. L. 99-570, title VIII, § 8009, Oct. 27, 1986, 100 Stat. 3207-163.)

**CHAPTER 19—PESTICIDE MONITORING IMPROVEMENTS**

Sec.	
1401.	Pesticide monitoring and enforcement information. <ul style="list-style-type: none"> <li>(a) Data management systems.</li> <li>(b) Information.</li> <li>(c) Volume data.</li> <li>(d) Compilation.</li> </ul>
1402.	Foreign pesticide information. <ul style="list-style-type: none"> <li>(a) Cooperative agreements.</li> <li>(b) Information activities.</li> <li>(c) Coordination with other agencies.</li> <li>(d) Report.</li> </ul>
1403.	Pesticide analytical methods.

**§ 1401. Pesticide monitoring and enforcement information**

**(a) Data management systems**

(1) Not later than 480 days after August 23, 1988, the Secretary of Health and Human Services shall place in effect computerized data management systems for the Food and Drug Administration under which the Administration will—

(A) record, summarize, and evaluate the results of its program for monitoring food products for pesticide residues,

(B) identify gaps in its pesticide monitoring program in the monitoring of (i) pesticides, (ii) food products, and (iii) food from specific countries and from domestic sources,

(C) detect trends in the presence of pesticide residues in food products and identify public

health problems emerging from the occurrence of pesticide residues in food products,

(D) focus its testing resources for monitoring pesticide residues in food on detecting those residues which pose a public health concern,

(E) prepare summaries of the information listed in subsection (b) of this section, and

(F) provide information to assist the Environmental Protection Agency in carrying out its responsibilities under the Federal Insecticide, Fungicide, and Rodenticide Act [7 U.S.C. 136 et seq.] and the Federal Food, Drug, and Cosmetic Act [21 U.S.C. 301 et seq.].

(2) As soon as practicable, the Secretary of Health and Human Services shall develop a means to enable the computerized data management systems placed into effect under paragraph (1) to make the summary described in subsection (c) of this section.

(3)(A) Paragraph (1) does not limit the authority of the Food and Drug Administration to—

(i) use the computerized data management systems placed in effect under paragraph (1), or

(ii) develop additional data management systems,

to facilitate the regulation of any substance or product covered under the requirements of the Federal Food, Drug, and Cosmetic Act [21 U.S.C. 301 et seq.].

(B) In placing into effect the computerized data management systems under paragraph (1) and in carrying out paragraph (2), the Secretary shall comply with applicable regulations governing computer system design and procurement.

**(b) Information**

The Food and Drug Administration shall use the computerized data management systems placed into effect under subsection (a)(1) of this section to prepare a summary of—

(1) information on—

(A) the types of imported and domestically produced food products analyzed for compliance with the requirements of the Federal Food, Drug, and Cosmetic Act [21 U.S.C. 301 et seq.] regarding the presence of pesticide residues,

(B) the number of samples of each such food product analyzed for such compliance by country of origin,

(C) the pesticide residues which may be detected using the testing methods employed,

(D) the pesticide residues in such food detected and the levels detected,

(E) the compliance status of each sample of such food tested and the violation rate for each country-product combination, and

(F) the action taken with respect to each sample of such food found to be in violation of the Federal Food, Drug, and Cosmetic Act [21 U.S.C. 301 et seq.] and its ultimate disposition, and

(2) information on—

(A) the country of origin of each imported food product referred to in paragraph (1)(A), and

(B) the United States district of entry for each such imported food product.