

[Docket No. 83N-0308]

**International Drug Scheduling;
Convention on Psychotropic
Substances; Stimulant and/or
Hallucinogenic Drugs****AGENCY:** Food and Drug Administration.**ACTION:** Notice.

SUMMARY: The Food and Drug Administration (FDA) is requesting interested persons to submit data or comments concerning abuse potential, actual abuse, and medical usefulness and trafficking of 30 stimulant and/or hallucinogenic drugs. This information will be considered in preparing a response from the United States to the World Health Organization (WHO) regarding abuse liability, actual abuse, and trafficking of these drugs. WHO will use this information to consider whether to recommend that certain international restrictions be placed on these drugs. This notice requesting information is required by law.

DATE: Comments by November 14, 1983.

ADDRESS: Written comments to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT:

Edwin V. Dutra, Jr., National Center for Drugs and Biologics (HFN-7), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-6490.

SUPPLEMENTARY INFORMATION: The United States is a party to the 1971 Convention on Psychotropic Substances. Article 2 of the Convention on Psychotropic Substances provides that if a party to that Convention or WHO has information about a substance which in its opinion may require international control or change in such control, it shall so notify the Secretary-General of the United Nations and provide the Secretary-General with information in support of its opinion.

The Controlled Substances Act (CSA) (Title II of the Comprehensive Drug Abuse Prevention and Control Act of 1970) provides that when WHO notifies the United States under Article 2 of the Convention on Psychotropic Substances that it has information that may justify adding a drug or other substance to one of the schedules of that Convention, transferring a drug or substance from one schedule to another, or deleting it from the schedules, the Secretary of State must transmit the notice to the Secretary of the Department of Health and Human Services (DHHS). The Secretary of DHHS must then publish the notice in the *Federal Register* and provide opportunity for interested

persons to submit comments to assist DHHS in preparing scientific and medical evaluations about the drug or substance.

The Secretary of DHHS received the following notice from WHO on behalf of the Secretary-General:

The Secretary-General of the United Nations presents his compliments to the Secretary of State of the United States of America and has the honour to draw attention to a request from the Director-General of the World Health Organization for assistance in obtaining data on the following thirty substances:

Cathine (norpseudoephedrine)
Cathinone
Clobenzorex
Dimethoxyamphetamine
Dimethoxybromoamphetamine (DOB)
Ethylamphetamine
Fenbutrazate
Fencamfamin
Fenetylline
Fenproporex
Furfenorex
Levamphetamine
Levomethamphetamine
Mefenorex
Methoxyamphetamine (PMA)
Methoxymethylenedioxyamphetamine
Methylenedioxyamphetamine (MDA)
Morazone
Para-methoxyamphetamine
Para-oxyamphetamine
Pemoline
Propylhexedrine
Pyrovalerone
Trimethoxyamphetamine (TMA)
4-Bromo-2,5-dimethoxyphenethylamine
2,5-Dimethoxy-4-ethylamphetamine (DOET)
N,N-Dimethylamphetamine
N-Ethyl-3,4-methylenedioxyamphetamine (N-Ethyl-MDA)
5-Methoxy-3,4-methylenedioxyamphetamine (MMDA)
3,4-Methylenedioxyamphetamine (MDMA)

In March 1984 a WHO expert group will review these substances to determine whether WHO should recommend to the Commission on Narcotic Drugs that any of them should be brought under the control of the Convention on Psychotropic Substances.

The Secretary-General would accordingly be most grateful if Governments would submit data on each substance concerning the extent or likelihood of abuse, the degree of seriousness of the public health and social problems associated with such abuse and its usefulness in medical therapy.

It would also be very useful if Governments would indicate whether any of the above-mentioned substances have been seized from the illicit drug traffic during the past three years, and, if so, the amount seized, the number of such seizures and, where this could be determined, the provenance of the substances. Any additional information on clandestine laboratories where these substances may have been manufactured and on precursors used in this process would also be valuable.

In view of the fact that a report must be prepared for WHO on this subject, it would be appreciated if the information could be transmitted to the Secretary-General by 15 December 1983. Replies should be addressed to the attention of the Director of the Division of Narcotic Drugs, Vienna International Centre, P.O. Box 500, A-1400, Vienna, Austria.

July 25, 1983.

Therefore, as required by section 201(d)(2)(A) of the Controlled Substances Act (21 U.S.C. 811(d)(2)(A)), FDA on behalf of DHHS invites interested persons to submit data or comments regarding the named 30 drugs.

Of the 30 drugs listed in the notice above, only pemoline and propylhexedrine are currently marketed in the United States. Pemoline, a prescription drug, is a central nervous system stimulant indicated, along with other forms of treatment, for a stabilizing effect in children with a certain behavioral syndrome. Pemoline is controlled domestically in CSA schedule IV. Propylhexedrine, an over-the-counter drug, is a nasal decongestant not now controlled under the CSA. Of the 28 remaining substances from the notice above, 18 are not controlled domestically under the CSA and 10 are controlled domestically in CSA schedule I. The 10 substances currently controlled in CSA schedule I are dimethoxyamphetamine (DMA), dimethoxybromo-amphetamine (DOB), ethylamphetamine, fenetylline, methoxyamphetamine (PMA), methoxymethylenedioxyamphetamine, methylenedioxyamphetamine (MDA), para-methoxyamphetamine, trimethoxyamphetamine (TMA), and 5-methoxy-3,4-methylenedioxyamphetamine (MMDA). Drugs or substances controlled in CSA schedule I have a high potential for abuse and no currently accepted medical use in treatment in the United States.

Data and information received in response to this notice will be used to prepare scientific and medical information on these drugs, with a particular focus on each drug's abuse liability. DHHS will forward that information to WHO, through the Secretary of State, for WHO's consideration in deciding whether to recommend international control of any of these drugs. Such control could limit, among other things, the manufacture and distribution (import/export) of these drugs, and could impose certain recordkeeping requirements on them.

DHHS will not now make any recommendations to WHO regarding whether any of these drugs should be subjected to international controls.

Rather, DHHS, will defer such consideration until WHO has made official recommendations to the Commission on Narcotic Drugs, which are expected to be made in the second half of 1984. Any DHHS position regarding international control of these drugs will be preceded by another Federal Register notice soliciting public comment as required by 21 U.S.C. 811(d)(2)(B).

Interested persons may, on or before November 14, 1983, submit to the Docket Management Branch (address above) written comments regarding this action. Two copies of any comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: September 7, 1983.

Mervin H. Shumate,
Acting Associate Commissioner for
Regulatory Affairs.

[FR Doc. 83-21851 Filed 9-12-83; 8:47 am]

BILLING CODE 4160-01-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary

[Docket No. D-83-706]

Delegation of Authority to Assistant Secretary for Public and Indian Housing

AGENCY: Office of the Secretary, HUD.

ACTION: Notice of delegation of
authority.

SUMMARY: The Secretary of Housing and Urban Development has established within the Department a new position of Assistant Secretary for Public and Indian Housing and by this notice is transferring appropriate authority from the Assistant Secretary for Housing—Federal Housing Commissioner to the new Assistant Secretary for Public and Indian Housing.

EFFECTIVE DATE: September 7, 1983.

FOR FURTHER INFORMATION CONTACT: Thomas Sherman, Director, Office of Public Housing, Room 4100, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, D.C. 20410. Telephone: (202) 755-6340 (this is not a toll-free number).

SUPPLEMENTARY INFORMATION: The Secretary of Housing and Urban Development has established within the Department a new position of Assistant Secretary for Public and Indian Housing

to carry out the Department's programs relating to public housing and Indian housing. These programs, which have been administered by the Assistant Secretary for Housing—Federal Housing Commissioner, are now being transferred to the new Assistant Secretary for Public and Indian Housing. In this connection, the Secretary is delegating the authority to exercise these functions to the new Assistant Secretary and withdrawing such authority from the Assistant Secretary for Housing—Federal Housing Commissioner.

Accordingly, the Secretary of Housing and Urban Development delegates as follows:

Section A. Authority delegated. The following authority (previously delegated to the Assistant Secretary for Housing—Federal Housing Commissioner) is hereby delegated to the Assistant Secretary for Public and Indian Housing, except as is otherwise provided herein under Section B:

(1) The authority of the Secretary with respect to all Public Housing and Indian Housing Programs (including but not limited to Rental Housing, Turnkey III Housing and Mutual Help Housing) administered under the United States Housing Act of 1937, as amended (42 U.S.C. 1437-1437n), and, to the extent related to such programs, the authority of the Public Housing Commissioner and of the other officers and offices of the Public Housing Administration vested in the Secretary under Section 5(a) of the Department of Housing and Urban Development Act (42 U.S.C. 3534(a)).

(2) The authority of the Secretary with respect to insurance and bonding functions for the following programs:

(a) Housing programs authorized by the United States Housing Act of 1937, as amended (42 U.S.C. 1437-1437n);

(b) Slum Clearance and Urban Renewal Program, authorized by Title I of the Housing Act of 1949 (42 U.S.C. 1450-1468) and Section 312 of the Housing Act of 1954 (42 U.S.C. 1450 Note);

(c) New Communities Program, authorized by the Housing Act of 1968 (42 U.S.C. 3901-3914) and the Urban Growth and New Community Development Act of 1970 (42 U.S.C. 4501-4532); and

(d) Comprehensive Planning (701b Program), authorized by the Housing Act of 1954 (40 U.S.C. 461).

(3) The authority of the Secretary to waive rules and regulations relating to programs the authority for which is delegated under this Section A, as provided in 24 CFR 899.101.

Section B. Authority excepted. The authority delegated to the Assistant

Secretary for Public and Indian Housing under Section A shall not include any authority to:

(1) Administer any function or program authorized under: (a) Section 10(c) or Section 23 of the United States Housing Act of 1937 (42 U.S.C. 1410(c), 1421(b)); or (b) Section 8 of the United States Housing Act of 1937, as amended (42 U.S.C. 1437(f)), including insurance and bonding functions for any Section 8 program;

(2) Issue notes or other obligations for purchase by the Secretary of the Treasury; or

(3) Sue and be sued.

Section C. Authority to redelegate. Any of the authority delegated to the Assistant Secretary for Public and Indian Housing under Section A may be redelegated by the Assistant Secretary to other employees of the Department, except for the authority to:

(1) Issue rules and regulations; or

(2) Waive rules and regulations.

Section D. Supersedure. All authority previously delegated to the Assistant Secretary for Housing—Federal Housing Commissioner which is delegated herein under Section A to the Assistant Secretary for Public and Indian Housing is hereby revoked, and all previous delegations of such authority are superseded by this delegation of authority. However, any redelegations of authority previously made with respect to the programs and functions described in Section A (which are in effect on the effective date of this delegation of authority) shall remain in effect until expressly modified or superseded under Section C.

Section E. Conclusive evidence of authority. This notice of delegation of authority shall be conclusive evidence of the authority of the Assistant Secretary for Public and Indian Housing (or a delegate) to execute, in the name of the Secretary, any instrument or document relinquishing or transferring any right, title or interest of the Department in or to real or personal property.

(Secs. 5(a), 7(d), Department of Housing and Urban Development Act, 42 U.S.C. 3534(a), 3535(d))

Dated: September 7, 1983.

Samuel R. Pierce, Jr.,
Secretary of Housing and Urban
Development.

[FR Doc. 83-24923 Filed 9-12-83; 8:45 am]

BILLING CODE 4210-01-M