



**DEFENSE LOGISTICS AGENCY
HEADQUARTERS
8725 JOHN J. KINGMAN ROAD, SUITE 2533
FT. BELVOIR, VIRGINIA 22060-6221**

IN REPLY
REFER TO

MMPPP
PROCLTR 97-08

MAR 05 1997

MEMORANDUM FOR PROCLTR DISTRIBUTION LIST

SUBJECT: California and Arizona Legislative Initiatives on Medical Use of
Controlled Substances

Recently, the states of California and Arizona have adopted initiatives which authorize physicians under certain circumstances to recommend or prescribe controlled substances for purported medical purposes.

The Secretary of Defense issued a memorandum (Attachment 2), on January 13, 1997, which emphasized that all Department policies concerning controlled substances remain unchanged and in full force and effect for all DoD personnel and civilian contractors; and that DoD remains a drug-free organization.

In order to ensure that our contractors fully understand the DoD position on this matter, the Director, Defense Procurement, has issued a memorandum (Attachment 1) requiring contracting and grant officers to remind contractors and grantees:

- a. of their responsibilities under the Drug Free Workplace Act and the DoD Drug Free Workforce Rule (if applicable);
- b. that any use of marijuana or other Schedule I controlled substance remains a prohibited activity; and
- c. that failure to comply with these provisions may result in termination of the contract or grant as well as suspension or debarment from future Federal Government contracts and grants.

This PROCLTR is effective immediately and expires upon compliance. The point of contact is Ms. Helen Bailey, MMPPP, DSN 427-1374.

Attachments


ROBERT L. MOLINO
Executive Director
(Procurement)



ACQUISITION AND
TECHNOLOGY

OFFICE OF THE UNDER SECRETARY OF DEFENSE

3000 DEFENSE PENTAGON
WASHINGTON DC 20301-3000



Jan 30, 1997

DP/CPA

MEMORANDUM FOR DISTRIBUTION

SUBJECT: California and Arizona Legislative Initiatives on
Medical Use of Controlled Substances

On January 13, 1997, the Secretary of Defense issued a memorandum setting forth the Department's policies concerning the California and Arizona initiatives authorizing physicians, under certain circumstances, to prescribe controlled substances. He stated that all policies concerning DoD civilian contractors remain in full force and effect, and that DoD remains committed to a Drug Free Workplace.

In order to ensure that our contractors fully understand our position on this matter, contracting and grant officers shall remind contractors and grantees (a) of their responsibilities under the Drug Free Workplace Act and the DoD Drug Free Workforce Rule (if applicable); (b) that any use of marijuana or other Schedule I controlled substance remains a prohibited activity; and (c) that failure to comply with these provisions may result in termination of the contract or grant as well as suspension or debarment from future federal government contracts and grants.

Eleanor R. Spector
Director, Defense Procurement

Attachment

DISTRIBUTION:

Deputy Director, Procurement Policy, ASA(RD&A)/SARD-PP
Deputy for Acquisition and Business Management, ASN(RD&A)/ABM
Deputy Assistant Secretary of the Air Force (Contracting), SAF/AQ
Director, Advanced Research Projects Agency
Director, Ballistic Missile Defense Organization
Director, Defense Commissary Agency
Director, Defense Finance and Accounting Service



Director, Defense Information Systems Agency
Director, Defense Intelligence Agency
Deputy Director (Procurement), Defense Logistics Agency
Director, Defense Special Weapons Agency
Director, National Imagery and Mapping Agency
Director, National Security Agency
Director, On-Site Inspection Agency/AM
Director, Ballistic Missile Defense Organization
Commander in Chief, Special Operations Command
Director, Defense Evaluation Support Activity
Director, DoD Education Activity
Director, Office of CHAMPUS
President, USUHS
Director, Washington Headquarters Service



THE SECRETARY OF DEFENSE
WASHINGTON, DC 20301-1000

13 JAN 1997

MEMORANDUM FOR SECRETARIES OF THE MILITARY DEPARTMENTS
CHAIRMAN OF THE JOINT CHIEFS OF STAFF
UNDER SECRETARIES OF DEFENSE
DIRECTOR, DEFENSE RESEARCH AND ENGINEERING
ASSISTANT SECRETARIES OF DEFENSE
GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE
INSPECTOR GENERAL OF THE DEPARTMENT OF DEFENSE
DIRECTOR, OPERATIONAL TEST AND EVALUATION
ASSISTANTS TO THE SECRETARY OF DEFENSE
DIRECTOR, ADMINISTRATION AND MANAGEMENT
DIRECTORS OF THE DEFENSE AGENCIES

SUBJECT: California and Arizona Legislative Initiatives on Medical Use of Controlled
Substances

California and Arizona recently adopted initiatives authorizing physicians under certain circumstances to recommend or prescribe controlled substances for purported medical purposes. I wish to remind all Active, Reserve, and National Guard personnel that the California and Arizona laws do not change the basic policy or law governing DoD personnel: controlled substances remain proscribed by the Uniform Code of Military Justice. Violators of any of the UCMJ provisions relating to controlled substances remain subject to prosecution or administrative sanctions.

Similarly, the two initiatives do not alter the fact that DoD is a drug-free organization, and current policies governing the Department's civilian employees and its civilian contractors remain in force.

William G. Perry

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