

118TH CONGRESS
1ST SESSION

H. R. 1212

To amend the Controlled Substances Act to provide for punishment for the knowing distribution of fentanyl, if death results, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2023

Mr. GOSAR introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Controlled Substances Act to provide for punishment for the knowing distribution of fentanyl, if death results, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Death Penalty for
5 Dealing Fentanyl Act of 2023”.

1 **SEC. 2. KNOWING DISTRIBUTION OF FENTANYL WHERE**
2 **DEATH RESULTS.**

3 Part D of the Controlled Substances Act is amended
4 by adding at the end the following:

5 **“SEC. 424. KNOWING DISTRIBUTION OF FENTANYL WHERE**
6 **DEATH RESULTS.**

7 “Any person who knowingly violates section
8 401(a)(1) or section 416 by distributing, possessing with
9 intent to distribute, or manufacturing fentanyl shall, if
10 death results, be punished—

11 “(1) by death or imprisonment for any term of
12 years or for life; and

13 “(2) by a fine under title 18, United States
14 Code.”.

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