

118TH CONGRESS  
1ST SESSION

# H. R. 335

To reduce the threshold for mandatory minimum penalties for fentanyl-related offenses under the Controlled Substances Act and the Controlled Substances Import and Export Act, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 12, 2023

Mr. GROTHMAN (for himself, Mr. BANKS, Mr. ALLEN, Mr. JACKSON of Texas, Mr. FINSTAD, Ms. TENNEY, Mr. LAMBORN, Mr. POSEY, Mr. NORMAN, Mr. FALLON, Mr. FITZGERALD, Mr. LAMALFA, Mr. BABIN, Mr. ZINKE, Mr. HUIZENGA, Mr. OWENS, Mr. ROUZER, Mr. WILSON of South Carolina, Mrs. GREENE of Georgia, Mr. DESJARLAIS, Mr. FRY, and Mr. BAIRD) 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

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## A BILL

To reduce the threshold for mandatory minimum penalties for fentanyl-related offenses under the Controlled Substances Act and the Controlled Substances Import and Export Act, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Standardizing Thresh-  
3 olds Of Penalties for Fentanyl Act” or the “STOP  
4 Fentanyl Act”.

5 **SEC. 2. AMENDMENTS TO THE CONTROLLED SUBSTANCES**  
6 **ACT.**

7 Section 401(b)(1) of the Controlled Substances Act  
8 (21 U.S.C. 841(b)(1)) is amended—

9 (1) in subparagraph (A)(vi)—

10 (A) by striking “400” and inserting “5”;

11 (B) by striking “100” and inserting  
12 “0.05”; and

13 (C) by inserting “scheduled or unsched-  
14 uled” before “analogue of”; and

15 (2) in subparagraph (B)(vi)—

16 (A) by striking “40” and inserting “0.5”;

17 (B) by striking “10” and inserting  
18 “0.005”; and

19 (C) by inserting “scheduled or unsched-  
20 uled” before “analogue of”.

21 **SEC. 3. AMENDMENTS TO THE CONTROLLED SUBSTANCES**  
22 **IMPORT AND EXPORT ACT.**

23 Section 1010(b) of the Controlled Substances Import  
24 and Export Act (21 U.S.C. 960(b)) is amended—

25 (1) in paragraph (1)(F)—

26 (A) by striking “400” and inserting “5”;

1 (B) by striking “100” and inserting  
2 “0.05”; and

3 (C) by inserting “scheduled or unsched-  
4 uled” before “analogue of”;

5 (2) in paragraph (2)(F)—

6 (A) by striking “40” and inserting “0.5”;

7 (B) by striking “10” and inserting  
8 “0.005”; and

9 (C) by inserting “scheduled or unsched-  
10 uled” before “analogue of”; and

11 (3) by adding at the end the following:

12 “(8) In the case of a violation under subsection  
13 (a) of this section involving a mixture or substance  
14 containing a detectable amount of N-phenyl-N-[1-(2-  
15 phenylethyl)-4-piperidinyl] propanamide or a mixture  
16 or substance containing a detectable amount of any  
17 analogue of N-phenyl-N-[1-(2-phenylethyl)-4-  
18 piperidinyl] propanamide, in which the substance  
19 was imported along the United States international  
20 border with Mexico, the person committing such a  
21 violation shall be sentenced to a term of imprison-  
22 ment of not less than 20 years and not more than  
23 life imprisonment and if death or serious bodily in-  
24 jury results from the use of such substance shall be  
25 sentenced to life imprisonment.”.

1 **SEC. 4. EFFECTIVE DATE.**

2       The amendments made by this Act shall apply to an  
3 offense occurring on or after the date of enactment of this  
4 Act.

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