

118TH CONGRESS
1ST SESSION

S. 2569

To amend the Controlled Substances Act to clarify that the possession, sale, purchase, importation, exportation, or transportation of drug testing equipment that tests for the presence of fentanyl or xylazine is not unlawful.

IN THE SENATE OF THE UNITED STATES

JULY 27, 2023

Mr. CORNYN (for himself, Mr. COONS, Mr. COTTON, Ms. KLOBUCHAR, and Mr. CASSIDY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Controlled Substances Act to clarify that the possession, sale, purchase, importation, exportation, or transportation of drug testing equipment that tests for the presence of fentanyl or xylazine is not unlawful.

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 “Fentanyl Safe Testing
5 and Overdose Prevention Act”.

1 **SEC. 2. CLARIFICATION.**

2 Section 422 of the Controlled Substances Act (21
3 U.S.C. 863) is amended by adding at the end the fol-
4 lowing:

5 “(g) CLARIFICATION.—This section does not apply to
6 the possession, sale, purchase, importation, exportation, or
7 transportation of equipment for which the intended use
8 is to indicate the presence of fentanyl or xylazine in a com-
9 pound.”.

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