

118TH CONGRESS
2D SESSION

S. 4355

To amend the Controlled Substances Act to prohibit the knowing possession of a pill press mold with intent to manufacture in violation of such Act a counterfeit substance in schedule I or II in a capsule, tablet, and other form intended for distribution, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 16, 2024

Mr. CASSIDY (for himself and Ms. HASSAN) 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 prohibit the knowing possession of a pill press mold with intent to manufacture in violation of such Act a counterfeit substance in schedule I or II in a capsule, tablet, and other form intended for distribution, 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 “Criminalizing Abused
5 Substance Templates Act of 2024”.

1 **SEC. 2. UNLAWFUL POSSESSION OF PILL PRESS MOLDS.**

2 (a) PROHIBITION.—Section 401 of the Controlled
3 Substances Act (21 U.S.C. 841) is amended by adding at
4 the end the following:

5 “(i) OFFENSE REGARDING UNLAWFUL POSSESSION
6 OF PILL PRESS MOLDS.—

7 “(1) IN GENERAL.—Whoever, with intent to
8 manufacture in violation of this title a counterfeit
9 substance in schedule I or II in a capsule, tablet, or
10 other form for distribution, knowingly possesses a
11 pill press mold, shall be imprisoned not more than
12 20 years and fined in accordance with title 18,
13 United States Code.

14 “(2) DEFINITIONS.—In this subsection, the
15 term ‘pill press mold’ means any punch, die, plate,
16 stone, or other object designed to print, imprint, or
17 reproduce on a controlled substance (or the con-
18 tainer or labeling thereof) the trademark, trade
19 name, or other identifying mark, imprint, number,
20 or device, or any likeness thereof, of a manufacturer,
21 distributor, or dispenser other than the person or
22 persons who in fact manufactured, created, distrib-
23 uted, or dispensed such product, thereby rendering
24 the controlled substance a counterfeit substance.”.

25 (b) SENTENCING GUIDELINES.—Pursuant to the au-
26 thority of the United States Sentencing Commission under

1 section 994 of title 28, United States Code, and in accord-
2 ance with this section, the United States Sentencing Com-
3 mission shall review and amend, as appropriate, the Fed-
4 eral sentencing guidelines and policy statements to ensure
5 that the guidelines provide for a penalty enhancement of
6 not less than 2 offense levels above the offense level other-
7 wise applicable for a violation of section 401(a) of the Con-
8 trolled Substances Act (21 U.S.C. 841(a)) if the defendant
9 is found, in connection with such violation of section
10 401(a), to be in violation of section 401(i) of the Con-
11 trolled Substances Act, as added by subsection (a).

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