

116TH CONGRESS
1ST SESSION

H. R. 1655

To provide for enhanced penalties for certain offenses relating to controlled substances containing fentanyl, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 8, 2019

Mr. REED (for himself, Mr. LAMALFA, Mr. YOHO, and Mr. CHABOT) 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 provide for enhanced penalties for certain offenses relating to controlled substances containing fentanyl, 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 “Help Ensure Lives
5 are Protected Act of 2019” or the “HELP Act of 2019”.

1 **SEC. 2. ENHANCED PENALTIES FOR CERTAIN OFFENSES**
2 **RELATING TO CONTROLLED SUBSTANCES**
3 **CONTAINING FENTANYL.**

4 (a) CONTROLLED SUBSTANCES ACT AMEND-
5 MENTS.—Section 401(b) of the Controlled Substances Act
6 (21 U.S.C. 841(b)) is amended by adding at the end the
7 following:

8 “(8) In the case of a violation of subsection (a) in-
9 volving a mixture or substance in an amount of 100 grams
10 or more, if the mixture or substance containing a detect-
11 able amount of heroin also contains a detectable amount
12 of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl]
13 propanamide or any analogue of N-phenyl-N-[1-(2-
14 phenylethyl)-4-piperidinyl] propanamide, and if death or
15 serious bodily injury results from the use of such sub-
16 stance, such person shall be sentenced to life imprison-
17 ment or death.

18 “(9) In the case of a violation of subsection (a) in-
19 volving a mixture or substance in an amount of 100 grams
20 or more, if the mixture or substance containing a detect-
21 able amount of N-phenyl-N-[1-(2-phenylethyl)-4-
22 piperidinyl] propanamide or any analogue of N-phenyl-N-
23 [1-(2-phenylethyl)-4-piperidinyl] propanamide was rep-
24 resented to be or sold as heroin, and if death or serious
25 bodily injury results from the use of such substance, such
26 person shall be sentenced to life imprisonment or death.”.

1 (b) CONTROLLED SUBSTANCES IMPORT AND EXPORT
2 ACT AMENDMENTS.—Section 1010(b) of the Controlled
3 Substances Import and Export Act (21 U.S.C. 960(b)) is
4 amended by adding at the end the following:

5 “(8) In the case of a violation of subsection (a) in-
6 volving a mixture or substance in an amount of 100 grams
7 or more, if the mixture or substance containing a detect-
8 able amount of heroin also contains a detectable amount
9 of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl]
10 propanamide or any analogue of N-phenyl-N-[1-(2-
11 phenylethyl)-4-piperidinyl] propanamide, and if death or
12 serious bodily injury results from the use of such sub-
13 stance, such person shall be sentenced to life imprison-
14 ment or death.

15 “(9) In the case of a violation of subsection (a) in-
16 volving a mixture or substance in an amount of 100 grams
17 or more, if the mixture or substance containing a detect-
18 able amount of N-phenyl-N-[1-(2-phenylethyl)-4-
19 piperidinyl] propanamide or any analogue of N-phenyl-N-
20 [1-(2-phenylethyl)-4-piperidinyl] propanamide was rep-
21 resented to be or sold as heroin, and if death or serious
22 bodily injury results from the use of such substance, such
23 person shall be sentenced to life imprisonment or death.”.

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