

118TH CONGRESS
1ST SESSION

H. R. 4910

To amend section 230 of the Communications Act of 1934 to provide that such section has no effect on certain laws relating to controlled substances and drugs, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2023

Mr. GUTHRIE introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend section 230 of the Communications Act of 1934 to provide that such section has no effect on certain laws relating to controlled substances and drugs, 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 “Deplatform Drug
5 Dealers Act”.

1 **SEC. 2. NO EFFECT ON CERTAIN LAWS RELATING TO CON-**
2 **TROLLED SUBSTANCES AND DRUGS.**

3 Section 230(e) of the Communications Act of 1934
4 (47 U.S.C. 230(e)) is amended by adding at the end the
5 following:

6 “(6) NO EFFECT ON CERTAIN LAWS RELATING
7 TO CONTROLLED SUBSTANCES AND DRUGS.—In ad-
8 dition to the exception provided by paragraph (1) for
9 Federal criminal statutes, nothing in this section
10 (other than subsection (c)(2)(A)) shall be construed
11 to impair or limit any action for civil penalties, dam-
12 ages, or equitable relief based on advertising or of-
13 fering to sell, deliver, distribute, dispense, or intro-
14 duce into interstate commerce a controlled substance
15 (as defined in section 102 of the Controlled Sub-
16 stances Act (21 U.S.C. 802)) or drug (as defined in
17 section 201 of the Federal Food, Drug, and Cos-
18 metic Act (21 U.S.C. 321)) in violation of—

19 “(A) section 401(h) or 403(c)(2) of the
20 Controlled Substances Act (21 U.S.C. 841(h);
21 843(c)(2)); or

22 “(B) section 301(a), 301(d), or 505(a) of
23 the Federal Food, Drug, and Cosmetic Act (21
24 U.S.C. 331(a); 331(d); 355(a)).”.

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