

119TH CONGRESS
1ST SESSION

H. R. 5023

To amend title 18, United States Code, with respect to attempted murder
and the trafficking of fentanyl.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 22, 2025

Mr. LAWLER (for himself, Mr. MOORE of Alabama, Mr. BAIRD, and Mr.
BAUMGARTNER) introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To amend title 18, United States Code, with respect to
attempted murder and the trafficking of fentanyl.

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 Kills Act”.

5 **SEC. 2. ATTEMPTED MURDER AND TRAFFICKING OF**
6 **FENTANYL.**

7 Section 1111 of title 18, United States Code, is
8 amended—

9 (1) in subsection (c)—

1 (A) in paragraph (5), by striking “; and”
2 and inserting a semicolon;

3 (B) in paragraph (6), by striking the pe-
4 riod at the end and inserting “; and”; and

5 (C) by adding at the end the following:

6 “(7) the term ‘trafficked fentanyl’ means—

7 “(A) any illicit activity—

8 “(i) to produce, manufacture, dis-
9 tribute, sell, or knowingly finance or trans-
10 port—

11 “(I) illicit fentanyl, including any
12 controlled substance that is a syn-
13 thetic opioid and any listed chemical
14 (as defined in section 102 of the Con-
15 trolled Substances Act (21 U.S.C.
16 802)) that is a synthetic opioid uti-
17 lized for fentanyl production; or

18 “(II) active pharmaceutical ingre-
19 dients or chemicals that are used in
20 the production of fentanyl;

21 “(ii) to attempt to carry out an activ-
22 ity described in subparagraph (A); or

23 “(iii) to assist, abet, conspire, or
24 collude with any other person to carry out
25 an activity described in subparagraph (A);

1 “(B) a violation of section 401(a)(1) of the
2 Controlled Substances Act (21 U.S.C.
3 841(a)(1)) involving manufacturing, distrib-
4 uting, or dispensing, or possessing with intent
5 to manufacture, distribute, or dispense, fentanyl
6 or a fentanyl-related substance in or into the
7 United States;

8 “(C) an attempt or conspiracy to commit
9 a violation described in paragraph (2);

10 “(D) having manufactured, distributed, or
11 dispensed, or possessed with intent to manufac-
12 ture, distribute, or dispense, fentanyl or a
13 fentanyl-related substance outside the United
14 States with the intention of such fentanyl or
15 fentanyl-related substance being distributed or
16 dispensed in or into the United States in viola-
17 tion of section 401(a)(1) or 406 of the Con-
18 trolled Substances Act (21 U.S.C. 841(a)(1),
19 846); or

20 “(E) having produced or manufactured,
21 distributed, or dispensed, or possessed with in-
22 tent to manufacture, distribute, or dispense, a
23 substance that is a precursor to fentanyl or a
24 fentanyl-related substance with the intention of
25 such precursor, fentanyl, or fentanyl-related

1 substance being distributed or dispensed in or
2 into the United States in violation of section
3 401(a)(1) or 406 of the Controlled Substances
4 Act (21 U.S.C. 841(a)(1), 846).”; and
5 (2) by adding at the end the following:

6 “(d) Any individual who has been found to have traf-
7 ficked fentanyl shall be deemed to have attempted to per-
8 petrate murder under subsection (a) and shall be subject
9 to the penalty pursuant to subsection (b).”.

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