

117TH CONGRESS
1ST SESSION

H. R. 2209

To amend the Controlled Substances Act to list fentanyl-related substances as schedule I controlled substances.

IN THE HOUSE OF REPRESENTATIVES

MARCH 26, 2021

Mr. FITZGERALD (for himself, Mrs. HINSON, and Mr. GROTHMAN) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, 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 amend the Controlled Substances Act to list fentanyl-related substances as schedule I controlled substances.

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 “Stopping Overdoses
5 of Fentanyl Analogues Act”.

6 **SEC. 2. FENTANYL-RELATED SUBSTANCES.**

7 Section 202(c) of the Controlled Substances Act (21
8 U.S.C. 812) is amended—

1 (1) by adding at the end of subsection (b) of
2 Schedule I the following:

3 “(23) Isobutyryl fentanyl.

4 “(24) Para-Methoxybutyrylfentanyl.

5 “(25) Valeryl fentanyl.

6 “(26) Cyclopentyl fentanyl.

7 “(27) Para-Chloroisobutyryl fentanyl.”; and

8 (2) by adding at the end of Schedule I the fol-
9 lowing:

10 “(e)(1) Unless specifically exempted or unless listed
11 in another schedule, any material, compound, mixture, or
12 preparation which contains any quantity of fentanyl-re-
13 lated substances, or which contains their salts, isomers,
14 and salts of isomers whenever the existence of such salts,
15 isomers, and salts of isomers is possible within the specific
16 chemical designation.

17 “(2) In paragraph (1), the term ‘fentanyl-related sub-
18 stances’ includes the following:

19 “(A) Any substance that is structurally related
20 to fentanyl by one or more of the following modifica-
21 tions:

22 “(i) By replacement of the phenyl portion
23 of the phenethyl group by any monocycle,
24 whether or not further substituted in or on the
25 monocycle.

1 “(ii) By substitution in or on the phenethyl
2 group with alkyl, alkenyl, alkoxy, hydroxy, halo,
3 haloalkyl, amino or nitro groups.

4 “(iii) By substitution in or on the piper-
5 idine ring with alkyl, alkenyl, alkoxy, ester,
6 ether, hydroxy, halo, haloalkyl, amino or nitro
7 groups.

8 “(iv) By replacement of the aniline ring
9 with any aromatic monocycle whether or not
10 further substituted in or on the aromatic mono-
11 cycle.

12 “(v) By replacement of the N-propionyl
13 group by another acyl group.

14 “(B) 4'-Methyl acetyl fentanyl.

15 “(C) Crotonyl fentanyl.

16 “(D) 2'-Fluoro ortho-fluorofentanyl.

17 “(E) Ortho-Methyl acetylfentanyl.

18 “(F) Thiofuranyl fentanyl.

19 “(G) Ortho-Fluorobutyryl fentanyl.

20 “(H) Ortho-Fluoroacryl fentanyl.

21 “(I) Beta-Methyl fentanyl.

22 “(J) Phenyl fentanyl.

23 “(K) Para-Methylfentanyl.

24 “(L) Beta'-Phenyl fentanyl.

25 “(M) Benzodioxole fentanyl.”.

1 This Act shall take effect one day after the date of
2 enactment.

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