

118TH CONGRESS
1ST SESSION

H. R. 1580

To amend the Controlled Substances Act with respect to the scheduling of fentanyl-related substances, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 14, 2023

Mr. JOHNSON of Louisiana 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 with respect to the scheduling of fentanyl-related substances, 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 “Continuous and En-
5 during Action to Stop Every Overdose Act of 2023” or
6 the “CEASE Overdose Act of 2023”.

1 **SEC. 2. CLASS SCHEDULING OF FENTANYL-RELATED SUB-**
2 **STANCES.**

3 Section 202(c) of the Controlled Substances Act (21
4 U.S.C. 812(c)) is amended by adding at the end of sched-
5 ule I the following:

6 “(e)(1) Unless specifically exempted or unless listed
7 in another schedule, any material, compound, mixture, or
8 preparation which contains any quantity of a fentanyl-re-
9 lated substance, or which contains the salts, isomers, and
10 salts of isomers of a fentanyl-related substance whenever
11 the existence of such salts, isomers, and salts of isomers
12 is possible within the specific chemical designation.

13 “(2) For purposes of paragraph (1), except as pro-
14 vided in paragraph (3), the term ‘fentanyl-related sub-
15 stance’ means any substance that is structurally related
16 to fentanyl by 1 or more of the following modifications:

17 “(A) By replacement of the phenyl portion of
18 the phenethyl group by any monocycle, whether or
19 not further substituted in or on the monocycle.

20 “(B) By substitution in or on the phenethyl
21 group with alkyl, alkenyl, alkoxy, hydroxyl, halo,
22 haloalkyl, amino, or nitro groups.

23 “(C) By substitution in or on the piperidine
24 ring with alkyl, alkenyl, alkoxy, ester, ether,
25 hydroxyl, halo, haloalkyl, amino, or nitro groups.

1 “(D) By replacement of the aniline ring with
2 any aromatic monocycle whether or not further sub-
3 stituted in or on the aromatic monocycle.

4 “(E) By replacement of the N-propionyl group
5 with another acyl group.

6 “(3) A substance that satisfies the definition of the
7 term ‘fentanyl-related substance’ in paragraph (2) shall
8 nonetheless not be treated as a fentanyl-related substance
9 subject to this schedule if the substance—

10 “(A) is controlled by action of the Attorney
11 General under section 201; or

12 “(B) is otherwise expressly listed in a schedule
13 other than this schedule.”.

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