

116TH CONGRESS
1ST SESSION

S. 1622

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

IN THE SENATE OF THE UNITED STATES

MAY 22, 2019

Mr. JOHNSON (for himself, Mr. COTTON, Mr. CASSIDY, Mrs. BLACKBURN, and Ms. ERNST) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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—

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

1 “(23) Isobutyryl fentanyl.

2 “(24) Para-Methoxybutyrylfentanyl.

3 “(25) Valeryl fentanyl.

4 “(26) Cyclopentyl fentanyl.

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

6 (2) by adding at the end of Schedule I the fol-
7 lowing:

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

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

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

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

1 “(M) Benzodioxole fentanyl.”

