

[118H916]

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(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. R. _____

To punish the distribution of fentanyl resulting in death as felony murder.

IN THE HOUSE OF REPRESENTATIVES

Mr. TONY GONZALES of Texas introduced the following bill; which was
referred to the Committee on _____

A BILL

To punish the distribution of fentanyl resulting in death
as felony murder.

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 “Felony Murder for
5 Deadly Fentanyl Distribution Act of 2025”.

6 **SEC. 2. FENTANYL DISTRIBUTION RESULTING IN DEATH**
7 **PUNISHED AS FELONY MURDER.**

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

1 (1) in subsection (a), by inserting “, distrib-
2 uting fentanyl” after “child abuse”;

3 (2) in subsection (b)—

4 (A) by striking “(b) Within” and inserting
5 “(b)(1) Within”; and

6 (B) by adding at the end the following:

7 “(2) Whoever is guilty of murder in the first degree
8 by distributing fentanyl shall be punished by death or by
9 imprisonment for life.”; and

10 (3) in subsection (c)—

11 (A) by redesignating paragraphs (4)
12 through (6) as paragraphs (6) through (8), re-
13 spectively; and

14 (B) by inserting after paragraph (3) the
15 following:

16 “(4) the terms ‘controlled substance’, ‘dis-
17 tribute’, and ‘distributor’ have the meanings given
18 the terms in section 102 of the Controlled Sub-
19 stances Act (21 U.S.C. 802);

20 “(5) ‘distributing fentanyl’ means to distribute
21 a controlled substance—

22 “(A) involving 2 grams or more of a mix-
23 ture or substance containing a detectable
24 amount of N-phenyl-N-[1-(2-phenylethyl)-4-
25 piperidinyl] propanamide or .5 grams or more

1 of a mixture or substance containing a detect-
2 able amount of any analogue of N-phenyl-N-[1-
3 (2-phenylethyl)-4-piperidinyl] propanamide;

4 “(B) that results in death from the use of
5 such mixture or substance; and

6 “(C) knowing or having reason to know
7 contains a detectable amount of such mixture
8 or substance.”.