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(Original Signature of Member)

116TH CONGRESS
1ST SESSION

H. R. _____

To amend the Controlled Substances Act to prohibit the knowing possession of a pill press mold with intent to manufacture in violation of such Act a counterfeit substance in schedule I or II in a capsule, tablet, and other form intended for distribution, for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. KUSTOFF of Tennessee introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Controlled Substances Act to prohibit the knowing possession of a pill press mold with intent to manufacture in violation of such Act a counterfeit substance in schedule I or II in a capsule, tablet, and other form intended for distribution, 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 “Criminalizing Abused
5 Substance Templates Act of 2019”.

1 **SEC. 2. UNLAWFUL POSSESSION OF PILL PRESS MOLDS.**

2 (a) PROHIBITION.—Section 401 of the Controlled
3 Substances Act (21 U.S.C. 841) is amended by adding at
4 the end the following:

5 “(i) OFFENSE REGARDING UNLAWFUL POSSESSION
6 OF PILL PRESS MOLDS.—

7 “(1) IN GENERAL.—Whoever, with intent to
8 manufacture in violation of this title a counterfeit
9 substance in schedule I or II in a capsule, tablet, or
10 other form for distribution, knowingly possesses a
11 pill press mold, shall be imprisoned not more than
12 20 years and fined in accordance with title 18,
13 United States Code.

14 “(2) DEFINITIONS.—In this subsection, the
15 term ‘pill press mold’ means any punch, die, plate,
16 stone, or other object designed to print, imprint, or
17 reproduce on a controlled substance (or the con-
18 tainer or labeling thereof) the trademark, trade
19 name, or other identifying mark, imprint, number,
20 or device, or any likeness thereof, of a manufacturer,
21 distributor, or dispenser other than the person or
22 persons who in fact manufactured, created, distrib-
23 uted, or dispensed such product, thereby rendering
24 it a counterfeit substance.”.

25 (b) SENTENCING GUIDELINES.—Pursuant to its au-
26 thority under section 994 of title 28, United States Code,

1 and in accordance with this section, the United States
2 Sentencing Commission shall review and amend, as appro-
3 priate, the Federal sentencing guidelines and policy state-
4 ments to ensure that the guidelines provide for a penalty
5 enhancement of not less than 2 offense levels above the
6 offense level otherwise applicable for a violation of section
7 401(a) of the Controlled Substances Act (21 U.S.C.
8 841(a)) if the defendant is found, in connection with such
9 violation of section 401(a), to be in violation of section
10 401(i) of the Controlled Substances Act, as added by sub-
11 section (a).