

**AMENDMENT TO H.R. 8146, AS REPORTED  
OFFERED BY MR. TONY GONZALES OF TEXAS**

Page 5, after line 4, insert the following:

**1 SEC. 4. CRIMINAL PENALTY.**

2 Section 1111 of title 18, United States Code, is  
3 amended—

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

6 (2) in subsection (b)—

7 (A) by striking “(b) Within” and inserting  
8 “(b)(1) Within”; and

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

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

13 (3) in subsection (c)—

14 (A) by redesignating paragraphs (4)  
15 through (6) as paragraphs (6) through (8), re-  
16 spectively; and

17 (B) by inserting after paragraph (3) the  
18 following:

19 “(4) the terms ‘controlled substance’, ‘dis-  
20 tribute’, and ‘distributor’ have the meanings given

1 the terms in section 102 of the Controlled Sub-  
2 stances Act (21 U.S.C. 802).”.

