

119TH CONGRESS
2D SESSION

H. R. 8005

AN ACT

To amend the Controlled Substances Act to prevent the misuse of a tableting machine, encapsulating machine, or critical part of a tableting and encapsulating machine for the illicit manufacture of a controlled substance or listed chemical, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Stop Pills That Kill
3 Act”.

4 **SEC. 2. REGULATION OF CERTAIN MACHINES.**

5 (a) DEFINITIONS.—Section 102 of the Controlled
6 Substances Act (21 U.S.C. 802) is amended—

7 (1) by striking paragraph (38) and inserting
8 the following:

9 “(38) The term ‘regulated person’ means a person
10 who—

11 “(A) manufactures, distributes, imports, or ex-
12 ports a listed chemical;

13 “(B) manufactures, distributes, delivers, sells,
14 imports, or exports a tableting machine, encap-
15 sulating machine, or critical part of a tableting or
16 encapsulating machine; or

17 “(C) acts as a broker or trader for a regulated
18 transaction involving a listed chemical, tableting ma-
19 chine, encapsulating machine, or critical part of a
20 tableting or encapsulating machine.”;

21 (2) by striking paragraph (39)(B) and inserting
22 the following:

23 “(B) a distribution, delivery, sale, importation,
24 exportation, or international transaction of a
25 tableting machine, encapsulating machine, or critical
26 part of a tableting or encapsulating machine.”;

1 (3) in paragraph (42), by inserting “, tableting
2 machine, encapsulating machine, or critical part of
3 a tableting or encapsulating machine” after “listed
4 chemical”;

5 (4) in paragraph (43), in the matter preceding
6 subparagraph (A)—

7 (A) by striking “an international” and in-
8 serting “a regulated”; and

9 (B) by inserting “, tableting machine, en-
10 capsulating machine, or critical part of a
11 tableting or encapsulating machine” after “list-
12 ed chemical”; and

13 (5) by adding at the end the following:

14 “(61) The term ‘critical part’, when used in reference
15 to a tableting or encapsulating machine, means any of the
16 following integral parts of a tableting or encapsulating
17 machine:

18 “(A) An upper punch.

19 “(B) A lower punch.

20 “(C) A die.

21 “(D) Any additional parts that the Attorney
22 General has determined to be integral to the oper-
23 ation of a tableting or encapsulating machine, pro-
24 vided that such determination—

25 “(i) is made through rulemaking; and

1 “(ii) does not go into effect until the rule-
2 making process has been completed.

3 “(62) The term ‘die’ means a tool that serves as the
4 mold in which a product is compressed to form the desired
5 size and shape of a tablet or capsule.

6 “(63) The term ‘lower punch’ means the punch in-
7 serted into the turret below the die.

8 “(64) The term ‘punch’ means a rod-shaped tool used
9 in producing tablets and other products.

10 “(65) The term ‘upper punch’ means the punch in-
11 serted into the turret above the die.”.

12 (b) REGULATION.—

13 (1) RECORDS OF REGULATED TRANSACTIONS.—

14 Section 310(a) of the Controlled Substances Act (21
15 U.S.C. 830(a)) is amended—

16 (A) in paragraph (1), by striking “or an
17 encapsulating machine” and inserting “, encap-
18 sulating machine, or critical part of a tableting
19 or encapsulating machine”; and

20 (B) in paragraph (2)—

21 (i) by striking “or encapsulating ma-
22 chine” and inserting “, encapsulating ma-
23 chine, or critical part of a tableting or en-
24 capsulating machine”; and

1 (ii) by inserting before the period at
2 the end the following: “and shall identify
3 the tableting machine, encapsulating ma-
4 chine, or critical part of a tableting or en-
5 capsulating machine by means of a serial
6 number that is engraved, cast, or otherwise
7 permanently affixed to a nonremovable
8 part of the tableting machine, encap-
9 sulating machine, or critical part of a
10 tableting or encapsulating machine”.

11 (2) REPORTS TO ATTORNEY GENERAL.—Section
12 310(b)(1) of the Controlled Substances Act (21
13 U.S.C. 830(b)(1)) is amended by striking subpara-
14 graph (D) and inserting the following:

15 “(D) any regulated transaction in a tableting
16 machine, encapsulating machine, or critical part of
17 a tableting or encapsulating machine, including the
18 serial number affixed to the tableting machine, en-
19 capsulating machine, or critical part of a tableting
20 or encapsulating machine.”.

21 (3) REGULATIONS.—

22 (A) IN GENERAL.—Not later than 180
23 days after the date of enactment of this Act,
24 the Attorney General shall promulgate regula-

tions carrying out the amendments made by paragraphs (1) and (2).

(B) INCLUSION.—The regulations required under subparagraph (A) shall include requirements regarding serial numbers affixed to tableting machines, encapsulating machines, or critical parts of tableting or encapsulating machines manufactured on or before the date of enactment of this Act.

(4) APPLICABILITY.—

(A) IN GENERAL.—Except as specified in subparagraph (B), the amendments made by paragraphs (1) and (2) shall apply only to any tableting machine, encapsulating machine, or critical part of a tableting or encapsulating machine manufactured, distributed, delivered, sold, imported, exported, or included in an international transaction after the effective date of the regulations promulgated under paragraph (3).

(B) EXCEPTION.—Beginning on the date that is 180 days after the date of the enactment of this Act, the amendments made by paragraph (1) of this subsection to paragraphs (1) and (2) of section 310(a) of the Controlled

1 Substances Act (21 U.S.C. 830(a)) shall apply
2 with respect to a tableting machine, encap-
3 sulating machine, or critical part of a tableting
4 or encapsulating machine manufactured on or
5 before the date of enactment of this Act.

6 (c) PROHIBITED ACTS.—Section 403(a) of the Con-
7 trolled Substances Act (21 U.S.C. 843(a)) is amended—

8 (1) in paragraph (8), by striking “or” at the
9 end;

10 (2) in paragraph (9), by striking the period at
11 the end and inserting a semicolon; and

12 (3) by adding at the end the following:

13 “(10) to remove, alter, or obliterate any serial
14 number affixed to a tableting machine, encap-
15 sulating machine, or critical part of a tableting or
16 encapsulating machine, that is required to have a se-
17 rial number and with reasonable cause to believe the
18 serial number is so required; or

19 “(11) to transport, ship, receive, possess, dis-
20 tribute, deliver, sell, import, or export a tableting
21 machine, encapsulating machine, or critical part of
22 a tableting or encapsulating machine that is required
23 to have a serial number, knowing that the serial
24 number has been removed, altered, or obliterated,

1 and with reasonable cause to believe the serial num-
2 ber is so required.”.

3 **SEC. 3. PROVIDING FOR EXTRATERRITORIAL JURISDIC-**
4 **TION.**

5 (a) POSSESSION, MANUFACTURE, OR DISTRIBUTION
6 FOR PURPOSES OF UNLAWFUL IMPORTATION.—Section
7 1009 of the Controlled Substances Act (21 U.S.C. 959)
8 is amended—

9 (1) by redesignating subsections (c) and (d) as
10 subsection (d) and (e), respectively;

11 (2) by inserting after subsection (b) the fol-
12 lowing:

13 “(c) It shall be unlawful for any person to manufac-
14 ture or distribute a tableting machine, encapsulating ma-
15 chine, or critical part of a tableting or encapsulating ma-
16 chine—

17 “(1) intending or knowing that the tableting
18 machine, encapsulating machine, or critical part of
19 a tableting or encapsulating machine will be used to
20 illicitly manufacture a controlled substance or listed
21 chemical; and

22 “(2) intending, knowing, or having reasonable
23 cause to believe that the tableting machine, encap-
24 sulating machine, or critical part of a tableting or

1 encapsulating machine will be unlawfully imported
2 into the United States.”; and

3 (3) in subsection (d), as so redesignated—

4 (A) in paragraph (1), by striking “or” at
5 the end;

6 (B) in paragraph (2), by striking the pe-
7 riod at the end and inserting “; or”; and

8 (C) by adding at the end the following:

9 “(3) manufacture or distribute a tableting ma-
10 chine, encapsulating machine, or critical part of a
11 tableting or encapsulating machine—

12 “(A) intending or knowing that the
13 tableting machine, encapsulating machine, or
14 critical part of a tableting or encapsulating ma-
15 chine will be used to illicitly manufacture a con-
16 trolled substance or listed chemical; and

17 “(B) intending, knowing, or having reason-
18 able cause to believe that the tableting machine,
19 encapsulating machine, or critical part of a
20 tableting or encapsulating machine will be un-
21 lawfully imported into the United States.”.

22 (b) PROHIBITED ACTS.—Section 1010 of the Con-
23 trolled Substances Act (21 U.S.C. 960) is amended—

24 (1) in subsection (d)—

1 (A) in paragraph (6), by striking “or” at
2 the end;

3 (B) in paragraph (7)—

4 (i) by striking “section 959 of this
5 title” and inserting “section 1009”; and

6 (ii) by striking the period at the end
7 and inserting “; or”;

8 (C) by inserting after paragraph (7) the
9 following:

10 “(8) manufactures or distributes a tableting
11 machine, encapsulating machine, or critical part of
12 a tableting or encapsulating machine in violation of
13 section 1009,”; and

14 (D) in the matter following paragraph (8),
15 as so inserted, by striking “shall be fined” and
16 all that follows through “or both” and inserting
17 the following: “shall be fined in accordance with
18 title 18, United States Code, imprisoned for the
19 applicable period described in subsection (e), or
20 both”; and

21 (2) by adding at the end the following:

22 “(e) The applicable period described in this sub-
23 section is the following:

1 “(1) In the case of a violation of paragraph (1)
2 or (3) of subsection (d) involving a list I chemical,
3 not more than 20 years.

4 “(2) Subject to paragraph (4), in the case of a
5 violation of paragraph (7) of subsection (d), not
6 more than 10 years.

7 “(3) Subject to paragraph (4), in the case of a
8 violation of paragraph (8) of subsection (d), not
9 more than 8 years.

10 “(4) In the case of a violation of paragraph (7)
11 or (8) of subsection (d) that involves more than
12 1,000 kilograms of a chemical or product or more
13 than 100 machines that are tableting machines or
14 encapsulating machines, not more than 15 years.

15 “(5) In the case of any other violation of sub-
16 section (d), not more than 10 years.”.

17 (c) UNITED STATES SENTENCING COMMISSION.—
18 Pursuant to its authority under section 994(p) of title 28,
19 United States Code, the United States Sentencing Com-
20 mission shall review and amend the Federal sentencing
21 guidelines and policy statements of the Commission in ac-
22 cordance with this Act and the amendments made by this
23 Act.

1 **SEC. 4. COUNTERFEIT PILLS CONTAINING AN ILLICIT SYN-**
2 **THETIC SUBSTANCE.**

3 (a) DEFINITION.—In this Act, the term “counterfeit
4 pill containing an illicit synthetic substance” means a sub-
5 stance in pill or tablet form that—

6 (1) is a counterfeit substance, as defined in sec-
7 tion 102(7) of the Controlled Substances Act (21
8 U.S.C. 802(7)); and

9 (2) contains fentanyl, an analogue of fentanyl,
10 a fentanyl-related substance, methamphetamine, an
11 illicit depressant or stimulant substance, an illicit
12 narcotic, or an illicit synthetic opioid.

13 (b) PROHIBITED ACTS.—Section 403(d)(2) of the
14 Controlled Substances Act (21 U.S.C. 843(d)(2)) is
15 amended, in the matter preceding subparagraph (A), by
16 inserting “, fentanyl, an analogue of fentanyl, or a
17 fentanyl-related substance” after “methamphetamine”.

18 (c) COMPREHENSIVE PLAN.—

19 (1) IN GENERAL.—Not later than 180 days
20 after the date of enactment of this Act, the Adminis-
21 trator of the Drug Enforcement Administration shall
22 establish and implement an operation and response
23 plan to address counterfeit pills containing an illicit
24 synthetic substance.

25 (2) CONTENTS.—The plan required under para-
26 graph (1) shall include—

1 (A) strategies to enable and empower Fed-
2 eral law enforcement efforts to investigate and
3 seize counterfeit pills containing an illicit syn-
4 thetic substance;

5 (B) specific ways that education and pre-
6 vention efforts to stop the use of counterfeit
7 pills containing an illicit synthetic substance
8 will be increased, including—

9 (i) how ongoing efforts, such as Oper-
10 ation Engage, are effective in increasing
11 education and prevention; and

12 (ii) how such ongoing efforts are tai-
13 lored to youth and teen access; and

14 (C) an audit of current campaigns on
15 counterfeit pills containing an illicit synthetic
16 substance, including a review of data and other
17 available information on how the campaigns can
18 be tailored, adjusted, or improved to better ad-
19 dress the flow of such counterfeit pills.

20 (3) REPORT TO CONGRESS.—

21 (A) REPORT.—Not later than 1 year after
22 the date of enactment of this Act, and every
23 year thereafter through fiscal year 2031, the
24 Attorney General, in consultation with the Ad-
25 ministrator of the Drug Enforcement Adminis-

1 tration and the Director of the Office of Na-
2 tional Drug Control Policy, shall submit to Con-
3 gress a report containing information regarding
4 the collection of counterfeit pills containing an
5 illicit synthetic substance and prosecutions un-
6 dertaken in connection with such counterfeit
7 pills.

8 (B) CONTENTS.—The report required
9 under subparagraph (A) shall include the fol-
10 lowing:

11 (i) Data on the aggregate number of
12 counterfeit pills containing an illicit syn-
13 thetic substance that have been seized and
14 collected by Federal law enforcement agen-
15 cies.

16 (ii) A description of pharmaceutical
17 markings used for counterfeit pills con-
18 taining an illicit synthetic substance, in-
19 cluding how the markings compare to re-
20 quired labeling for products approved by
21 the Food and Drug Administration.

22 (iii) A breakdown of which illicit sub-
23 stances are present in counterfeit pills con-
24 taining an illicit synthetic substance.

1 (iv) Data outlining the geographic ori-
2 gin and points of seizure of counterfeit
3 pills containing an illicit synthetic sub-
4 stance.

5 (v) Data on the charges filed pursu-
6 ant to paragraph (1) or (2) of section
7 401(a) of the Controlled Substances Act
8 (21 U.S.C. 841(a)) in relation to counter-
9 feit pills containing an illicit synthetic sub-
10 stance, unless disclosure of the data
11 would—

12 (I) require unsealing an indict-
13 ment; or

14 (II) undermine investigations and
15 charges brought by the Department of
16 Justice.

17 (vi) Data on the convictions and sen-
18 tences against those who are found guilty
19 under paragraph (1) or (2) of section
20 401(a) of the Controlled Substances Act
21 (21 U.S.C. 841(a)) as it pertains to coun-
22 terfeit pills containing an illicit synthetic
23 substance.

24 (vii) Any prevention measures that
25 the Department of Justice, the Drug En-

1 forcement Administration, or the Office of
2 National Drug Control Policy are under-
3 taking to limit and reduce the spread of
4 counterfeit pills containing an illicit syn-
5 thetic substance, including ongoing public
6 awareness campaigns.

Passed the House of Representatives September 15,
2026.

Attest:

Clerk.

119TH CONGRESS
2^D SESSION

H. R. 8005

AN ACT

To amend the Controlled Substances Act to prevent the misuse of a tableting machine, encapsulating machine, or critical part of a tableting and encapsulating machine for the illicit manufacture of a controlled substance or listed chemical, and for other purposes.