

105TH CONGRESS  
1ST SESSION

# S. 209

To increase the penalty for trafficking in powdered cocaine to the same level as the penalty for trafficking in crack cocaine, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 28, 1997

Mr. BREAUX introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To increase the penalty for trafficking in powdered cocaine to the same level as the penalty for trafficking in crack cocaine, 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,*

3       **SECTION 1. AMENDMENTS TO CONTROLLED SUBSTANCES**

4                       **ACT.**

5       Section 401(b)(1) of the Controlled Substances Act  
6       (21 U.S.C. 841(b)(1)) is amended—

7               (1) in subparagraph (A)(ii), by striking “5 kilo-  
8       grams” and inserting “50 grams”; and

9               (2) in subparagraph (B)(ii), by striking “500  
10       grams” and inserting “5 grams”.

1 **SEC. 2. AMENDMENTS TO SENTENCING GUIDELINES.**

2       Pursuant to section 994(p) of title 28, United States  
3 Code, the United States Sentencing Commission shall pro-  
4 mulgate guidelines or amend existing guidelines to carry  
5 out this Act.

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