

109TH CONGRESS
1ST SESSION

H. R. 1616

To amend the Controlled Substances Act to provide an increased penalty for endangering the life of a child while illegally manufacturing a controlled substance.

IN THE HOUSE OF REPRESENTATIVES

APRIL 13, 2005

Mr. MCHENRY (for himself, Mr. GRAVES, Mr. KENNEDY of Minnesota, Mr. SOUDER, Mr. BURTON of Indiana, Mr. WALDEN of Oregon, Ms. FOXX, Miss McMORRIS, and Mr. BOOZMAN) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Controlled Substances Act to provide an increased penalty for endangering the life of a child while illegally manufacturing a controlled substance.

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 “Protecting Children
5 from Drugs Act of 2005”.

1 **SEC. 2. INCREASED PENALTY FOR ENDANGERING THE LIFE**
2 **OF A CHILD WHILE ILLEGALLY MANUFAC-**
3 **TURING A CONTROLLED SUBSTANCE.**

4 Section 417 of the Controlled Substances Act (21
5 U.S.C. 858) is amended by adding at the end the fol-
6 lowing: “If the human life is that of an individual who
7 is under the age of 18 years, the maximum term of impris-
8 onment for an offense under this section is 20 years. The
9 presence of an individual under the age of 18 years at
10 the place of manufacture or transport is prima facie evi-
11 dence that such individual’s life was endangered by the
12 manufacture or transport.”.

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