

110TH CONGRESS  
1ST SESSION

# H. R. 460

To amend the Controlled Substances Act and the Controlled Substances Import and Export Act to eliminate certain mandatory minimum penalties relating to crack cocaine offenses.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 12, 2007

Mr. RANGEL 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

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## A BILL

To amend the Controlled Substances Act and the Controlled Substances Import and Export Act to eliminate certain mandatory minimum penalties relating to crack cocaine offenses.

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 “Crack-Cocaine Equi-  
5       table Sentencing Act of 2007”.

1 **SEC. 2. TREATING CRACK AND OTHER FORMS OF COCAINE**2 **THE SAME FOR TRAFFICKING PENALTIES.**

3 (a) TREATING 50 GRAMS OF CRACK THE SAME AS  
4 50 GRAMS OF OTHER FORMS OF COCAINE.—Section  
5 401(b)(1)(A) of the Controlled Substances Act (21 U.S.C.  
6 841(b)(1)(A)) is amended by striking clause (iii).

7 (b) TREATING 5 GRAMS OF CRACK THE SAME AS 5  
8 GRAMS OF OTHER FORMS OF COCAINE.—Section  
9 401(b)(1)(B) of the Controlled Substances Act (21 U.S.C.  
10 841(b)(1)(B)) is amended by striking clause (iii).

11 **SEC. 3. TREATING THE POSSESSION OF CRACK THE SAME  
12 AS THE POSSESSION OF OTHER FORMS OF  
13 COCAINE.**

14 Section 404(a) of the Controlled Substances Act (21  
15 U.S.C. 844(a)) is amended by striking the sentence that  
16 begins “Notwithstanding the preceding sentence”.

17 **SEC. 4. TREATING THE IMPORTATION OF CRACK THE SAME  
18 AS THE IMPORTATION OF OTHER FORMS OF  
19 COCAINE.**

20 (a) TREATING 50 GRAMS OF CRACK THE SAME AS  
21 50 GRAMS OF OTHER FORMS OF COCAINE.—Section  
22 1010(b)(1) of the Controlled Substances Import and Ex-  
23 port Act (21 U.S.C. 960(b)(1)) is amended by striking out  
24 subparagraph (C).

25 (b) TREATING 5 GRAMS OF CRACK THE SAME AS 5  
26 GRAMS OF OTHER FORMS OF COCAINE.—Section

1 1010(b)(2) of the Controlled Substances Import and Ex-  
2 port Act (21 U.S.C. 960(b)(2)) is amended by striking out  
3 subparagraph (C).

4 **SEC. 5. SENTENCING COMMISSION TO AMEND GUIDELINES.**

5 As soon as practicable after the date of the enactment  
6 of this Act, the United States Sentencing Commission  
7 shall promulgate such amendments to the Sentencing  
8 Guidelines as are necessary to conform those Guidelines  
9 to the amendments made by this Act.

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