

115TH CONGRESS
1ST SESSION

H. R. 3283

To restrict the mailability of tableting machines, encapsulating machines, and controlled substance counterfeiting materials, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 18, 2017

Mr. DONOVAN introduced the following bill; which was referred to the Committee on Oversight and Government Reform, and in addition to the Committee on the Judiciary, 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 restrict the mailability of tableting machines, encapsulating machines, and controlled substance counterfeiting materials, 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. TABLETING MACHINES, ENCAPSULATING MA-**
4 **CHINES, AND CONTROLLED SUBSTANCE**
5 **COUNTERFEITING MATERIALS.**

6 (a) MAILABILITY.—

1 (1) IN GENERAL.—Chapter 30 of title 39,
2 United States Code, is amended by inserting after
3 section 3002a, the following new section:

4 **“§ 3002b. Nonmailability of tableting machines, en-**
5 **capsulating machines, and controlled**
6 **substance counterfeiting materials**

7 “(a) Any tableting machine, encapsulating machine,
8 or controlled substance counterfeiting material is non-
9 mailable matter, shall not be carried or delivered by mail,
10 and shall be disposed of as the Postal Service directs, un-
11 less such device or material is mailed—

12 “(1) to a regulated person (as defined in section
13 102(38) of the Controlled Substances Act); or

14 “(2) to a person registered to manufacture a
15 controlled substance by the Attorney General pursu-
16 ant to section 302 of the Controlled Substances Act.

17 “(b) For the purpose of this section—

18 “(1) the term ‘controlled substance counter-
19 feiting material’ means any punch, die, plate, stone,
20 or other thing described in section 403(a)(5) of the
21 Controlled Substances Act;

22 “(2) the term ‘encapsulating machine’ means
23 any manual, semiautomatic, or fully automatic
24 equipment which may be used to fill shells or cap-

1 sules with any powdered, granular, semisolid, or liq-
 2 uid material; and

3 “(3) the term ‘tableting machine’ means any
 4 manual, semiautomatic, or fully automatic equip-
 5 ment which may be used for the compaction or
 6 molding of powdered or granular solids, or semisolid
 7 material, to produce coherent solid tablets.”.

8 (2) CLERICAL AMENDMENT.—The table of sec-
 9 tions for chapter 30 of title 39, United States Code,
 10 is amended by inserting after the item relating to
 11 section 3002a the following new item:

“3002b. Nonmailability of tableting machines, encapsulating machines, and controlled substance counterfeiting materials.”.

12 (b) PENALTY.—

13 (1) IN GENERAL.—Chapter 83 of title 18,
 14 United States Code, is amended by inserting after
 15 section 1716E the following new section:

16 **“§ 1716F. Nonmailability of tableting machines, en-**
 17 **capsulating machines, and controlled**
 18 **substance counterfeiting materials**

19 “Whoever knowingly deposits for mailing or delivery,
 20 or knowingly causes to be delivered by mail according to
 21 the direction thereon, or at any place to which it is di-
 22 rected to be delivered by the person to whom it is ad-
 23 dressed, any matter declared to be nonmailable by section

1 3002c of title 39, shall be fined under this title or impris-
2 oned not more than 1 year, or both.”.

3 (2) CLERICAL AMENDMENT.—The table of sec-
4 tions for chapter 83 of title 18, United States Code,
5 is amended by inserting after the item relating to
6 section 1716E the following new item:

“1716F. Nonmailability of tableting machines, encapsulating machines, and con-
trolled substance counterfeiting materials.”.

