

[118H916]

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(Original Signature of Member)

119TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To punish the distribution of fentanyl resulting in death as felony murder.

\_\_\_\_\_  
**IN THE HOUSE OF REPRESENTATIVES**

Mr. TONY GONZALES of Texas introduced the following bill; which was  
referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To punish the distribution of fentanyl resulting in death  
as felony murder.

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 “Felony Murder for  
5       Deadly Fentanyl Distribution Act of 2025”.

6       **SEC. 2. FENTANYL DISTRIBUTION RESULTING IN DEATH**  
7       **PUNISHED AS FELONY MURDER.**

8       Section 1111 of title 18, United States Code, is  
9       amended—

1 (1) in subsection (a), by inserting “, distrib-  
2 uting fentanyl” after “child abuse”;

3 (2) in subsection (b)—

4 (A) by striking “(b) Within” and inserting  
5 “(b)(1) Within”; and

6 (B) by adding at the end the following:

7 “(2) Whoever is guilty of murder in the first degree  
8 by distributing fentanyl shall be punished by death or by  
9 imprisonment for life.”; and

10 (3) in subsection (c)—

11 (A) by redesignating paragraphs (4)  
12 through (6) as paragraphs (6) through (8), re-  
13 spectively; and

14 (B) by inserting after paragraph (3) the  
15 following:

16 “(4) the terms ‘controlled substance’, ‘dis-  
17 tribute’, and ‘distributor’ have the meanings given  
18 the terms in section 102 of the Controlled Sub-  
19 stances Act (21 U.S.C. 802);

20 “(5) ‘distributing fentanyl’ means to distribute  
21 a controlled substance—

22 “(A) involving 2 grams or more of a mix-  
23 ture or substance containing a detectable  
24 amount of N-phenyl-N-[1-(2-phenylethyl)-4-  
25 piperidinyl] propanamide or .5 grams or more

1           of a mixture or substance containing a detect-  
2           able amount of any analogue of N-phenyl-N-[1-  
3           (2-phenylethyl)-4-piperidinyl] propanamide;

4           “(B) that results in death from the use of  
5           such mixture or substance; and

6           “(C) knowing or having reason to know  
7           contains a detectable amount of such mixture  
8           or substance.”.