

104TH CONGRESS
1ST SESSION

S. 1398

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.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 7, 1995

Mr. BREAU (for himself and Mr. BROWN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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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