

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 7990  
OFFERED BY MR. TRONE OF MARYLAND**

Strike all after the enacting clause and insert the following:

**1 SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Fighting Emerging  
3 Narcotics Through Additional Nations to Yield Lasting  
4 Results Act” or the “FENTANYL Results Act”.

**5 SEC. 2. PRIORITIZATION OF EFFORTS OF THE DEPART-  
6                   MENT OF STATE TO COMBAT INTER-  
7                   NATIONAL TRAFFICKING IN COVERED SYN-  
8                   THETIC DRUGS.**

9       (a) IN GENERAL.—The Secretary of State shall  
10 prioritize efforts of the Department of State to combat  
11 international trafficking in covered synthetic drugs by car-  
12 rying out programs and activities to include the following:

13           (1) Supporting increased data collection by the  
14 United States and foreign countries through in-  
15 creased drug use surveys among populations, in-  
16 creased use of wastewater testing where appropriate,  
17 and multilateral sharing of that data.

1           (2) Engaging in increased consultation and  
2           partnership with international drug agencies, includ-  
3           ing the European Monitoring Centre for Drugs and  
4           Drug Addiction, and regulatory agencies in foreign  
5           countries.

6           (3) Carrying out the program to provide assist-  
7           ance to build the capacity of foreign law enforcement  
8           agencies with respect to covered synthetic drugs, as  
9           required by section 3.

10          (4) Carrying out exchange programs for govern-  
11          mental and nongovernmental personnel in the  
12          United States and in foreign countries to provide  
13          educational and professional development on demand  
14          reduction matters relating to the illicit use of nar-  
15          cotics and other drugs, as required by section 4.

16          (b) REPORT.—

17           (1) IN GENERAL.—Not later than one year  
18           after the date of the enactment of this Act, the Sec-  
19           retary of State shall submit to the appropriate con-  
20           gressional committees a report on the implementa-  
21           tion of this section.

22           (2) APPROPRIATE CONGRESSIONAL COMMIT-  
23           TEES DEFINED.—In this subsection, the term “ap-  
24           propriate congressional committees” means—

1 (A) the Committee on Foreign Affairs and  
2 the Committee on Appropriations of the House  
3 of Representatives; and

4 (B) the Committee on Foreign Relations  
5 and the Committee on Appropriations of the  
6 Senate.

7 **SEC. 3. PROGRAM TO PROVIDE ASSISTANCE TO BUILD THE**  
8 **CAPACITY OF FOREIGN LAW ENFORCEMENT**  
9 **AGENCIES WITH RESPECT TO COVERED SYN-**  
10 **THETIC DRUGS.**

11 (a) **IN GENERAL.**—Notwithstanding section 660 of  
12 the Foreign Assistance Act of 1961 (22 U.S.C. 2420), the  
13 Secretary of State shall establish a program to provide as-  
14 sistance to build the capacity of law enforcement agencies  
15 of the countries described in subsection (c) to help such  
16 agencies to identify, track, and improve their forensics de-  
17 tection capabilities with respect to covered synthetic drugs.

18 (b) **PRIORITY.**—The Secretary of State shall  
19 prioritize assistance under subsection (a) among those  
20 countries described in subsection (c) in which such assist-  
21 ance would have the most impact in reducing illicit use  
22 of covered synthetic drugs in the United States.

23 (c) **COUNTRIES DESCRIBED.**—The foreign countries  
24 described in this subsection are—

1 (1) countries that are producers of covered syn-  
2 thetic drugs;

3 (2) countries whose pharmaceutical and chem-  
4 ical industries are being exploited for development or  
5 procurement of precursors of covered synthetic  
6 drugs; or

7 (3) major drug-transit countries as defined by  
8 the Secretary of State.

9 (d) AUTHORIZATION OF APPROPRIATIONS.—There is  
10 authorized to be appropriated to the Secretary to carry  
11 out this section \$4,000,000 for each of the fiscal years  
12 2021 through 2025.

13 **SEC. 4. EXCHANGE PROGRAM FOR GOVERNMENTAL AND**  
14 **NONGOVERNMENTAL PERSONNEL TO PRO-**  
15 **VIDE EDUCATIONAL AND PROFESSIONAL DE-**  
16 **VELOPMENT ON DEMAND REDUCTION MAT-**  
17 **TERS RELATING TO ILLICIT USE OF NAR-**  
18 **COTICS AND OTHER DRUGS.**

19 (a) IN GENERAL.—The Secretary of State shall carry  
20 out an exchange program for governmental and non-  
21 governmental personnel in the United States and foreign  
22 countries to provide educational and professional develop-  
23 ment on demand reduction matters relating to the illicit  
24 use of narcotics and other drugs.

1 (b) PROGRAM REQUIREMENTS.—The program re-  
2 quired by subsection (a)—

3 (1) shall be limited to individuals who have ex-  
4 pertise and experience in matters described in sub-  
5 section (a);

6 (2) in the case of inbound exchanges, may be  
7 carried out as part of exchange programs and inter-  
8 national visitor programs administered by the Bu-  
9 reau of Educational and Cultural Affairs of the De-  
10 partment of State, including the International Vis-  
11 itor Leadership Program; and

12 (3) shall include outbound exchanges for gov-  
13 ernmental and nongovernmental personnel in the  
14 United States.

15 (c) AUTHORIZATION OF APPROPRIATIONS.—Of the  
16 amounts authorized to be appropriated to carry out ex-  
17 change programs and international visitor programs ad-  
18 ministered by the Bureau of Educational and Cultural Af-  
19 fairs of the Department of State for each of the fiscal  
20 years 2021 through 2025, there is authorized to be appro-  
21 priated to the Secretary to carry out this section  
22 \$1,000,000 for each such fiscal year.

1 **SEC. 5. AMENDMENTS TO INTERNATIONAL NARCOTICS**  
2 **CONTROL PROGRAM.**

3 (a) INTERNATIONAL NARCOTICS CONTROL STRAT-  
4 EGY REPORT.—Section 489(a) of the Foreign Assistance  
5 Act of 1961 (22 U.S.C. 2291h(a)) is amended by adding  
6 at the end the following:

7 “(10) SYNTHETIC OPIOIDS AND NEW  
8 PSYCHOACTIVE SUBSTANCES.—

9 “(A) SYNTHETIC OPIOIDS.—Information  
10 that contains an assessment of the countries  
11 significantly involved in the manufacture, pro-  
12 duction, or transshipment of synthetic opioids,  
13 including fentanyl and fentanyl analogues, to  
14 include the following:

15 “(i) The scale of legal domestic pro-  
16 duction and any available information on  
17 the number of manufacturers and pro-  
18 ducers of such opioids in such countries.

19 “(ii) Information on any law enforce-  
20 ment assessments of the scale of illegal  
21 production, including a description of the  
22 capacity of illegal laboratories to produce  
23 such opioids.

24 “(iii) The types of inputs used and a  
25 description of the primary methods of syn-

1 thesis employed by illegal producers of  
2 such opioids.

3 “(iv) An assessment of the policies of  
4 such countries to regulate licit manufac-  
5 ture and interdict illicit manufacture, di-  
6 version, distribution, and shipment of such  
7 opioids and an assessment of the effective-  
8 ness of the policies’ implementation.

9 “(B) NEW PSYCHOACTIVE SUBSTANCES.—  
10 Information on the policies of responding to  
11 new psychoactive substances (as such term is  
12 defined in section 7 of the FENTANYL Results  
13 Act), to include the following:

14 “(i) Which governments have articu-  
15 lated policies on scheduling of such sub-  
16 stances.

17 “(ii) Any data on impacts of such  
18 policies and other responses to such sub-  
19 stances.

20 “(iii) An assessment of what policies  
21 the United States may want to consider  
22 articulating.”.

23 (b) DEFINITION OF MAJOR ILLICIT DRUG PRO-  
24 DUCING COUNTRY.—Section 481(e) of the Foreign Assist-  
25 ance Act of 1961 (22 U.S.C. 2291(e)) is amended—

1 (1) in paragraph (2)—

2 (A) by striking “means a country in  
3 which—” and inserting “means—

4 “(A) a country in which—”;

5 (B) by striking “(A) 1,000” and inserting  
6 the following:

7 “(i) 1,000”;

8 (C) by striking “(B) 1,000” and inserting  
9 the following:

10 “(ii) 1,000”;

11 (D) by striking “(C) 5,000” and inserting  
12 the following:

13 “(iii) 5,000”;

14 (E) in subparagraph (A)(iii), as redesignated  
15 by this subsection, by adding “or” at the  
16 end; and

17 (F) by adding at the end the following:

18 “(B) a country which is a significant direct  
19 source of illicit narcotic or psychotropic drugs  
20 or other controlled substances significantly af-  
21 fecting the United States.”; and

22 (2) in paragraph (5) to read as follows:

23 “(5) the term ‘major drug-transit country’  
24 means a country through which illicit narcotic or  
25 psychotropic drugs or other controlled substances



1 significantly affecting the United States are trans-  
2 ported.”.

3 **SEC. 6. SENSE OF CONGRESS.**

4 It is the sense of Congress that—

5 (1) the President should direct the United  
6 States Representative to the United Nations to use  
7 the voice and vote of the United States at the  
8 United Nations to advocate for more transparent as-  
9 sessments of countries by the International Nar-  
10 cotics Control Board; and

11 (2) bilateral, plurilateral, and multilateral inter-  
12 national cooperation is essential to combating the  
13 flow of covered synthetic drugs.

14 **SEC. 7. DEFINITION.**

15 In this Act:

16 (1) The term “covered synthetic drug” means—

17 (A) a synthetic controlled substance (as de-  
18 fined in section 102(6) of the Controlled Sub-  
19 stances Act (21 U.S.C. 802(6))), including  
20 fentanyl or a fentanyl analogue; or

21 (B) a new psychoactive substance.

22 (2) The term “new psychoactive substance”  
23 means a substance of abuse, or any preparation  
24 thereof, that—

25 (A) is not—

1 (i) included in any schedule as a con-  
2 trolled substance under the Controlled  
3 Substances Act (21 U.S.C. 801 et seq.); or

4 (ii) controlled by the Single Conven-  
5 tion on Narcotic Drugs signed at New  
6 York, New York, on March 30, 1961 or  
7 the Convention on Psychotropic Substances  
8 signed at Vienna, Austria, on February 21,  
9 1971;

10 (B) is new or has reemerged on the illicit  
11 market; and

12 (C) poses a threat to the public health and  
13 safety.

