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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 2984

02/01/2022 Authored by Quam, Baker, Bahner, Huot, Lillie and others
The bill was read for the first time and referred to the Committee on Public Safety and Criminal Justice Reform Finance and Policy

1.1 A bill for an act
1.2 relating to public safety; providing penalties for the crime of altering controlled
1.3 substances with fentanyl; proposing coding for new law in Minnesota Statutes,
1.4 chapter 609.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. [609.2285] FENTANYL ADULTERATED SUBSTANCES.

1.7 Subdivision 1. Crime. (a) A person who knowingly adulterates or alters a controlled
1.8 substance or drug with fentanyl or substitutes a controlled substance or drug with fentanyl
1.9 is guilty of a felony.

1.10 (b) A person who knowingly adulterates or alters any package or receptacle containing
1.11 any controlled substance by replacing the controlled substance or drug in the package or
1.12 receptacle with fentanyl or a controlled substance or drug containing fentanyl or substitutes
1.13 any package or receptacle containing any controlled substance or drug with another package
1.14 or receptacle containing fentanyl is guilty of a felony.

1.15 (c) Paragraphs (a) and (b) do not apply to manufacturers, practitioners, pharmacists,
1.16 owners of pharmacies, nurses, and other persons when the manufacturer, practitioner,
1.17 pharmacist, owner of a pharmacy, nurse, or other person is acting in a professional capacity.

1.18 Subd. 2. Definitions. (a) For purposes of this section, the terms in this subdivision have
1.19 the meanings given them.

1.20 (b) "Controlled substance" has the meaning given in section 152.01, subdivision 4.

1.21 (c) "Drug" has the meaning given in section 152.01, subdivision 2.

- 2.1 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to crimes
- 2.2 committed on or after that date.