

105TH CONGRESS
2D SESSION

H. R. 4441

To require firearms to be manufactured with child safety locks.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 6, 1998

Mr. DEFAZIO (for himself, Ms. FURSE, Mr. BLUMENAUER, and Ms. HOOLEY of Oregon) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To require firearms to be manufactured with child safety locks.

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 “Firearm Child Safety
5 Lock Act of 1998”.

6 **SEC. 2. PROHIBITION ON MANUFACTURE OF FIREARM**
7 **WITHOUT CHILD SAFETY LOCK.**

8 (a) IN GENERAL.—It shall be unlawful for any per-
9 son, in or affecting commerce, to manufacture a handgun
10 in the United States, unless a child safety lock which

1 meets the requirement of subsection (b) is attached to, or
2 is an integral part of, the firearm.

3 (b) CHILD SAFETY LOCK REQUIREMENT.—A child
4 safety lock meets the requirement of this subsection if the
5 lock, while activated or attached to the firearm, prevents
6 the firearm from being discharged.

7 (c) PENALTY.—The Secretary shall impose a civil
8 fine of \$5,000 on any person who violates subsection (a).

9 (d) JUDICIAL REVIEW.—Not later than 60 days after
10 an individual receives notice from the Secretary of a deci-
11 sion to impose a fine on the individual under this section,
12 the individual may bring an action against the Secretary
13 in any United States district court for de novo review of
14 the decision.

15 (e) INAPPLICABILITY TO GOVERNMENTAL ENTI-
16 TIES.—Subsection (a) shall not apply to conduct of, or au-
17 thorized by, the United States or any department or agen-
18 cy thereof, or any State or any department, agency, or
19 political subdivision thereof.

20 (f) DEFINITIONS.—In this section, the terms
21 “State”, “firearm”, “manufacturer”, and “Secretary”
22 shall have the meanings given such terms in section
23 921(a) of title 18, United States Code.

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