

105TH CONGRESS
1ST SESSION

H. R. 1044

To promote the fitting of firearms with child safety locks.

IN THE HOUSE OF REPRESENTATIVES

MARCH 12, 1997

Ms. MILLENDER-McDONALD introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To promote the fitting of firearms 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 1997”.

6 **SEC. 2. PROHIBITIONS AGAINST TRANSFER OF A FIREARM**

7 **OR MANUFACTURE OF A HANDGUN WITHOUT**

8 **CHILD SAFETY LOCKS.**

9 (a) PROHIBITION AGAINST TRANSFER OF FIREARM
10 WITHOUT CHILD SAFETY LOCK ATTACHED.—

1 (1) PROHIBITION.—It shall be unlawful for any
2 person, in or affecting commerce, to transfer a fire-
3 arm in the United States, unless a child safety lock
4 which meets the requirement of subsection (c) is at-
5 tached to, or is an integral part of, the firearm.

6 (2) PENALTIES.—

7 (A) PRIVATE TRANSFERS.—The Secretary
8 shall impose a civil fine of \$1,000 on any per-
9 son, other than a licensed dealer or licensed
10 manufacturer, who violates paragraph (1).

11 (B) TRANSFERS BY FEDERALLY LICENSED
12 FIREARMS DEALERS.—The Secretary shall im-
13 pose a civil fine of \$5,000 on any licensed deal-
14 er who violates paragraph (1), and shall revoke
15 any license issued under chapter 44 of title 18,
16 United States Code, to such a licensed dealer.

17 (C) TRANSFERS BY FEDERALLY LICENSED
18 FIREARMS MANUFACTURERS.—The Secretary
19 shall impose a civil fine of \$5,000 on any li-
20 censed manufacturer who violates paragraph
21 (1).

22 (b) PROHIBITION AGAINST MANUFACTURE OF
23 HANDGUN WITHOUT CHILD SAFETY LOCK ATTACHED.—

24 (1) PROHIBITION.—It shall be unlawful for any
25 person, in or affecting commerce, to manufacture a

1 handgun in the United States, unless a child safety
2 lock which meets the requirement of subsection (c)
3 is attached to, or is an integral part of, the firearm.

4 (2) PENALTIES.—The Secretary shall impose a
5 civil fine of \$5,000 on any person who violates para-
6 graph (1).

7 (c) CHILD SAFETY LOCK REQUIREMENTS.—A lock
8 meets the requirements of this subsection if the lock, while
9 activated or attached to the firearm, prevents the firearm
10 from being discharged.

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

17 (e) DEFINITIONS.—As used in this section, the terms
18 “firearm”, “handgun”, “dealer”, “licensed dealer”, “man-
19 ufacturer”, “licensed manufacturer”, and “Secretary”
20 shall have the meanings given such terms in section
21 921(a) of title 18, United States Code.

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