

113TH CONGRESS  
1ST SESSION

# H. R. 2567

To require that all handguns manufactured, sold in, or imported into, the United States incorporate technology that precludes the average five year old child from operating the handgun when it is ready to fire.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2013

Ms. SPEIER (for herself, Mrs. CAROLYN B. MALONEY of New York, Ms. CLARKE, Ms. BROWN of Florida, Mr. CARTWRIGHT, Mr. TIERNEY, Ms. SHEA-PORTER, Mr. HOLT, Mr. GRIJALVA, Ms. SCHAKOWSKY, Mr. MORAN, Ms. FRANKEL of Florida, Mr. CLAY, Mr. PALLONE, Mr. BLUMENAUER, Mr. HONDA, Mr. MCGOVERN, and Mr. FARR) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To require that all handguns manufactured, sold in, or imported into, the United States incorporate technology that precludes the average five year old child from operating the handgun when it is ready to fire.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Child Handgun Safety  
3 Act”.

4 **SEC. 2. CONSUMER PRODUCT SAFETY STANDARD FOR**  
5 **CHILD-RESISTANT HANDGUNS.**

6 (a) ESTABLISHMENT OF STANDARD.—Notwith-  
7 standing section 3(a)(5)(E) of the Consumer Product  
8 Safety Act (15 U.S.C. 2052(a)(5)(E)), the Consumer  
9 Product Safety Commission, in consultation with the At-  
10 torney General and the Director of the National Institute  
11 of Justice, shall promulgate a consumer product safety  
12 standard under section 7(a) of such Act (15 U.S.C.  
13 2056(a)) for handguns.

14 (b) STANDARD REQUIREMENTS.—

15 (1) IN GENERAL.—The standard established  
16 under subsection (a) shall require that—

17 (A) effective 1 year after the date of the  
18 enactment of this Act, any handgun manufac-  
19 tured in the United States must be child-resist-  
20 ant and include a mechanism such as one de-  
21 scribed in paragraph (2) that effectively pre-  
22 cludes an average five year old child from oper-  
23 ating the handgun when it is ready to fire; and

24 (B) effective 2 years after the date of the  
25 enactment of this Act, any handgun sold, of-  
26 fered for sale, traded, transferred, shipped,

1 leased, or distributed in the United States must  
2 be—

3 (i) child-resistant, if manufactured on  
4 or after the effective date in subparagraph  
5 (A); or

6 (ii) a retrofitted child-resistant hand-  
7 gun, if manufactured before the effective  
8 date in paragraph (1).

9 (2) MECHANISMS DESCRIBED.—The mecha-  
10 nisms described in paragraph (1)(A) include—

11 (A) raising trigger resistance to at least a  
12 ten-pound pull;

13 (B) altering the firing mechanism so that  
14 an average five year old child's hands are too  
15 small to operate the handgun; or

16 (C) requiring a series of multiple motions  
17 in order to fire the handgun.

18 (c) EXEMPTIONS.—

19 (1) ANTIQUE FIREARMS.—The standard estab-  
20 lished under this section shall not require retro-  
21 fitting of antique firearms.

22 (2) MILITARY FIREARMS.—The standard estab-  
23 lished under this section shall not apply to a firearm  
24 that is owned by the Department of Defense.

25 (d) COST OF RETROFITTING.—

1           (1) IN GENERAL.—Except as provided in para-  
2 graph (2), the cost of retrofitting a handgun as re-  
3 quired under subsection (b) shall be borne by the  
4 manufacturer of the handgun if the manufacturer is  
5 operational at the time the retrofit is required.

6           (2) REIMBURSEMENT.—Section 524(c) of title  
7 28, United States Code, is amended—

8                   (A) in subparagraph (H), by striking “;  
9 and” and inserting a semicolon;

10                   (B) in subparagraph (I), by striking the  
11 period at the end and inserting “; and”; and

12                   (C) by inserting after subparagraph (I) the  
13 following:

14                   “(J) payments to reimburse manufacturers of  
15 handguns for the costs of retrofitting handguns as  
16 required by section 201(b)(2)(B) of the Child Hand-  
17 gun Safety Act.”.

18 **SEC. 3. DEFINITIONS.**

19 In this title:

20           (1) HANDGUN AND ANTIQUE FIREARM.—The  
21 terms “handgun” and “antique firearm” have the  
22 meanings given such terms in section 921 of title 18,  
23 United States Code.

24           (2) CHILD-RESISTANT HANDGUN.—The term  
25 “child-resistant handgun” means a handgun that—

1 (A) prevents a child from being able to fire  
2 the handgun; and

3 (B) was manufactured in such a manner  
4 that the firing restriction described in subpara-  
5 graph (A)—

6 (i) is incorporated into the design of  
7 the handgun; and

8 (ii) cannot be readily removed or de-  
9 activated.

10 (3) RETROFITTED PERSONALIZED HANDGUN.—

11 The term “retrofitted child-resistant handgun”  
12 means a handgun fitted with a device that—

13 (A) precludes an average five year old child  
14 from operating the handgun when it is ready to  
15 fire; and

16 (B) attaches to the handgun in a manner  
17 such that the device cannot be readily removed  
18 or deactivated.

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