

.....
(Original Signature of Member)

109TH CONGRESS
2D SESSION

H. R. _____

To ban certain devices sold or marketed for the purpose of hitting or whipping children.

IN THE HOUSE OF REPRESENTATIVES

Mr. MARKEY introduced the following bill; which was referred to the Committee on _____

A BILL

To ban certain devices sold or marketed for the purpose of hitting or whipping children.

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. BAN ON CERTAIN DEVICES SOLD OR MAR-**
4 **KETED FOR USE AGAINST CHILDREN.**

5 (a) CONGRESSIONAL FINDING.—Congress finds that
6 hitting or whipping devices sold or marketed for the pur-
7 pose of hitting or whipping children present an unreason-

1 able risk of injury and that no feasible consumer product
2 safety standard issued under the Consumer Product Safe-
3 ty Act (15 U.S.C. 2051 et seq.) would adequately protect
4 the public from the unreasonable risk of injury associated
5 with such products.

6 (b) BANNED PRODUCT.—Hitting or whipping devices
7 sold or marketed specifically for the purpose of hitting or
8 whipping children shall be considered banned hazardous
9 products under section 8 of the Consumer Product Safety
10 Act (15 U.S.C. 2057) and shall be prohibited for sale or
11 distribution in interstate commerce under section 19 of
12 such Act (15 U.S.C. 2068).

13 (c) HITTING OR WHIPPING DEVICES DEFINED.—For
14 purposes of this Act, the term “hitting and whipping de-
15 vices” includes devices for inflicting physical pain, includ-
16 ing, whips, paddles, and electroshock devices that are
17 manufactured for sale, offered for sale, distributed in com-
18 merce, imported into the United States, or otherwise mar-
19 keted for use on children.

20 (d) EFFECTIVE DATE.—This Act shall take effect 6
21 months after the date of the enactment of this Act.