

Union Calendar No. 188

118TH CONGRESS
1ST SESSION

H. R. 1505

[Report No. 118-232]

To modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 2023

Mr. ISSA (for himself and Ms. WASSERMAN SCHULTZ) introduced the following bill; which was referred to the Committee on the Judiciary

SEPTEMBER 29, 2023

Additional sponsors: Mr. WALTZ, Ms. SALAZAR, Mr. DIAZ-BALART, Mr. RUTHERFORD, Mr. GAETZ, Mr. GREEN of Tennessee, Mr. DUNN of Florida, Mr. RESCHENTHALER, Ms. LEE of Florida, Mr. C. SCOTT FRANKLIN of Florida, Mr. GIMENEZ, Mr. TORRES of New York, Ms. WILSON of Florida, Mr. SOTO, Mr. CLINE, Ms. WILD, and Mr. MOSKOWITZ

SEPTEMBER 29, 2023

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on March 9, 2023]

A BILL

To modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names.

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 “No Stolen Trademarks*
5 *Honored in America Act of 2023”.*

6 **SEC. 2. MODIFICATION OF PROHIBITION.**

7 *Section 211 of the Department of Commerce and Re-*
8 *lated Agencies Appropriations Act, 1999 (as contained in*
9 *section 101(b) of division A of Public Law 105–277; 112*
10 *Stat. 2681–88) is amended—*

11 *(1) in subsection (a)(2)—*

12 *(A) by inserting “or entity of the executive*
13 *branch” after “U.S. court”;*

14 *(B) by striking “by a designated national”;*
15 *and*

16 *(C) by inserting before the period “that was*
17 *used in connection with a business or assets that*
18 *were confiscated unless the original owner of the*
19 *mark, trade name, or commercial name, or the*
20 *bonafide successor-in-interest has expressly con-*
21 *sented”;*

22 *(2) in subsection (b)—*

23 *(A) by inserting “or entity of the executive*
24 *branch” after “U.S. court”; and*

1 (B) by striking “by a designated national
2 or its successor-in-interest”;

3 (3) by redesignating subsection (d) as subsection
4 (e);

5 (4) by inserting after subsection (c) the fol-
6 lowing:

7 “(d) Subsections (a)(2) and (b) of this section shall
8 apply only if the person or entity asserting the rights knew
9 or had reason to know at the time when the person or entity
10 acquired the rights asserted that the mark, trade name, or
11 commercial name was the same as or substantially similar
12 to a mark, trade name, or commercial name that was used
13 in connection with a business or assets that were con-
14 fiscated.”; and

15 (5) in subsection (e), as so redesignated, by strik-
16 ing “In this section:” and all that follows through
17 “(2) The term” and inserting “In this section, the
18 term”.

Union Calendar No. 188

118TH CONGRESS
1ST Session

H. R. 1505

[Report No. 118-232]

A BILL

To modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names.

SEPTEMBER 29, 2023

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed