

97<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3345

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IN THE SENATE OF THE UNITED STATES

MARCH 22 (legislative day, FEBRUARY 22), 1982

Read twice and referred to the Committee on the Judiciary

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## AN ACT

To make technical and conforming changes in the patent and trademark laws and in the Civil Rights of Institutionalized Persons Act.

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

3        TITLE I—CHANGES IN THE PATENT AND  
4        TRADEMARK LAWS

5        SEC. 101. Title 35 of the United States Code is amend-  
6        ed—

7                (1) in the first sentence of section 41(a) by strik-  
8        ing out “of Patents”;

9                (2)(A) in the first sentence of section 41(b) by  
10       striking out “the first day of the first fiscal year begin-  
11       ning on or after one calendar year after enactment of

1 this Act” and inserting in lieu thereof “October 1,  
2 1982”;

3 (B) in the second sentence of section 41(b) by  
4 striking out “the first day of the first fiscal year begin-  
5 ning on or after one calendar year after enactment”  
6 and inserting in lieu thereof “October 1, 1982”;

7 (3) in the first sentence of section 41(c) by striking  
8 out “the fifteenth fiscal year following the date of en-  
9 actment of this Act” and inserting in lieu thereof “Oc-  
10 tober 1, 1996”;

11 (4) in the first sentence of section 41(d) by strik-  
12 ing out “the first day of the first fiscal year beginning  
13 on or after one calendar year after enactment” and in-  
14 serting in lieu thereof “October 1, 1982”;

15 (5) by redesignating chapter 38 as chapter 18 and  
16 transferring that chapter from the end of part IV to  
17 the end of part II;

18 (6) in the analysis of part II by inserting the fol-  
19 lowing item after item 17:

“18. Patent Rights in Inventions Made with Federal Assistance..... 200”;

20 and

21 (7) in the analysis of part III by inserting the fol-  
22 lowing item after item 29:

“30. Prior Art Citations to Office and Reexamination of Patents..... 301”.

1       SEC. 102. Subsection (b) of section 6 of Public Law 96-  
2 517 (94 Stat. 3027) and the amendment made by it are  
3 repealed.

4       SEC. 103. The first sentence of section 31(a) of the  
5 Trademark Act of 1946 (15 U.S.C. 1113(a)) is amended by  
6 striking out "of Patents".

7       TITLE II—CHANGES IN THE CIVIL RIGHTS OF  
8               INSTITUTIONALIZED PERSONS ACT

9       SEC. 201. (a) That portion of section 4(a) of the Civil  
10 Rights of Institutionalized Persons Act which precedes para-  
11 graph (1) thereof is amended by striking out "section 2" and  
12 inserting in lieu thereof "section 3".

13       (b) That portion of section 8 of the Civil Rights of Insti-  
14 tutionalized Persons Act which precedes paragraph (1) there-  
15 of is amended by striking out "Attorney" and inserting in  
16 lieu thereof "Attorney General".

Passed the House of Representatives March 18, 1982.

Attest:               EDMUND L. HENSHAW, JR.,

*Clerk.*