

113TH CONGRESS
1ST SESSION

H. R. 2766

To make improvements to the transitional program for covered business method patents, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2013

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

A BILL

To make improvements to the transitional program for covered business method patents, and for other purposes.

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 “Stopping the Offensive
5 Use of Patents Act” or the “STOP Act”.

6 **SEC. 2. IMPROVEMENTS TO TRANSITIONAL PROGRAM FOR**
7 **COVERED BUSINESS METHOD PATENTS.**

8 (a) IN GENERAL.—Section 18 of the Leahy-Smith
9 America Invents Act (35 U.S.C. 321 note) is amended—

1 (1) in subsection (a), by striking paragraph (3);
2 and

3 (2) in subsection (d)(1), by striking “a financial
4 product or” and inserting “an enterprise, a product,
5 or a”.

6 (b) EFFECTIVE DATE.—

7 (1) REMOVAL OF SUNSET.—The amendment
8 made by paragraph (1) of subsection (a) shall take
9 effect on the date of the enactment of this Act.

10 (2) DEFINITION OF COVERED BUSINESS METH-
11 OD PATENT.—The amendment made by paragraph
12 (2) of subsection (a) shall apply as if included in the
13 enactment of the Leahy-Smith America Invents Act.

14 **SEC. 3. EXPANSION OF PRO BONO PROGRAM AT THE**
15 **UNITED STATES PATENT AND TRADEMARK**
16 **OFFICE.**

17 (a) IN GENERAL.—The Director of the Office shall
18 work with and support intellectual property law associa-
19 tions throughout the United States, within established pro
20 bono programs, to assist financially under-resourced re-
21 sellers, users, implementers, distributors, or customers of
22 an allegedly infringing product or process.

23 (b) DEFINITIONS.—In this section:

24 (1) DIRECTOR.—The term “Director” means
25 the Under Secretary of Commerce for Intellectual

1 Property and Director of the United States Patent
2 and Trademark Office.

3 (2) OFFICE.—The term “Office” means the
4 United States Patent and Trademark Office.

○