

HR 3261

Database and Collections of Information Misappropriation Act

Congress: 108 (2003–2005, Ended)

Chamber: House

Policy Area: Commerce

Introduced: Oct 8, 2003

Current Status: Placed on the Union Calendar, Calendar No. 252.

Latest Action: Placed on the Union Calendar, Calendar No. 252. (Mar 11, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/house-bill/3261>

Sponsor

Name: Rep. Coble, Howard [R-NC-6]

Party: Republican • **State:** NC • **Chamber:** House

Cosponsors (9 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Greenwood, James C. [R-PA-8]	R · PA		Oct 8, 2003
Rep. Hobson, David L. [R-OH-7]	R · OH		Oct 8, 2003
Rep. Sensenbrenner, F. James, Jr. [R-WI-5]	R · WI		Oct 8, 2003
Rep. Smith, Lamar [R-TX-21]	R · TX		Oct 8, 2003
Rep. Tauzin, W. J. (Billy) [R-LA-3]	R · LA		Oct 8, 2003
Rep. Delahunt, William D. [D-MA-10]	D · MA		Nov 20, 2003
Rep. Portman, Rob [R-OH-2]	R · OH		Nov 20, 2003
Rep. Turner, Michael R. [R-OH-3]	R · OH		Nov 20, 2003
Rep. Wexler, Robert [D-FL-19]	D · FL		Nov 20, 2003

Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Reported By	Mar 11, 2004
Judiciary Committee	House	Reported by	Oct 16, 2003

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

Bill	Relationship	Last Action
108 HR 3872	Related bill	Mar 16, 2004: Placed on the Union Calendar, Calendar No. 253.

(This measure has not been amended since it was reported to the House on February 11, 2004. The summary of that version is repeated here.)

Database and Collections of Information Misappropriation Act - Makes civilly liable any person who makes available in commerce to others a substantial part of the information contained in a database generated, gathered, or maintained by another person without authorization. Provides exceptions for: (1) independently generated or gathered information; (2) certain reasonable use by a nonprofit science or research institution; (3) hyperlinking one online location to another; and (4) making such information available for the primary purpose of news reporting.

Excludes, subject to exception, from protection under this Act: (1) Federal, State, or local government databases; and (2) computer programs.

Provides civil remedies, including temporary and permanent injunctions, monetary relief for damages, and impoundment. Prohibits temporary and permanent injunctions and impoundment against the U.S. Government. Exempts from liability a provider of an interactive computer service for making available information that is provided by another information content provider. Provides oversight by the Federal Trade Commission, the Patent and Trademark Office, and the Copyright Office, requiring reports to specified congressional committees.

Requires any civil action under this Act to be commenced within two years after its cause arises.

Excludes, subject to exception, from liability under this Act: (1) any accredited nonprofit postsecondary educational institution or nonprofit research laboratory; (2) employees of such institution or laboratory acting within the scope of employment; and (3) students enrolled in such educational institution.

Actions Timeline

- **Mar 11, 2004:** Reported adversely (Amended) by the Committee on Energy and Commerce. H. Rept. 108-421, Part II.
- **Mar 11, 2004:** Reported adversely (Amended) by the Committee on Energy and Commerce. H. Rept. 108-421, Part II.
- **Mar 11, 2004:** Placed on the Union Calendar, Calendar No. 252.
- **Mar 3, 2004:** Committee Consideration and Mark-up Session Held.
- **Mar 3, 2004:** Ordered to be Reported by Voice Vote.
- **Feb 11, 2004:** Reported (Amended) by the Committee on Judiciary. H. Rept. 108-421, Part I.
- **Feb 11, 2004:** Reported (Amended) by the Committee on Judiciary. H. Rept. 108-421, Part I.
- **Feb 11, 2004:** Referred sequentially to the House Committee on Energy and Commerce for a period ending not later than March 12, 2004 for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(f), rule X.
- **Jan 21, 2004:** Committee Consideration and Mark-up Session Held.
- **Jan 21, 2004:** Ordered to be Reported (Amended) by the Yeas and Nays: 16 - 7.
- **Oct 16, 2003:** Subcommittee Consideration and Mark-up Session Held.
- **Oct 16, 2003:** Forwarded by Subcommittee to Full Committee (Amended) by the Yeas and Nays: 10 - 3.
- **Oct 9, 2003:** Referred to the Subcommittee on Courts, the Internet, and Intellectual Property.
- **Oct 8, 2003:** Introduced in House
- **Oct 8, 2003:** Introduced in House
- **Oct 8, 2003:** Referred to the House Committee on the Judiciary.