

HR 5253

Plant Breeders Equity Act of 2004

Congress: 108 (2003–2005, Ended)

Chamber: House

Policy Area: Commerce

Introduced: Oct 7, 2004

Current Status: Referred to the Subcommittee on Courts, the Internet, and Intellectual Property.

Latest Action: Referred to the Subcommittee on Courts, the Internet, and Intellectual Property. (Nov 5, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/house-bill/5253>

Sponsor

Name: Rep. Issa, Darrell E. [R-CA-49]

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

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Davis, Tom [R-VA-11]	R · VA		Oct 7, 2004

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Nov 5, 2004

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

No related bills are listed.

Summary (as of Oct 7, 2004)

Plant Breeders Equity Act of 2004 - Amends Federal patent law to declare that no plant patent application shall be denied, nor shall any issue plant patent be invalidated, on the grounds that the invention was sold or otherwise disposed of.

Provides for an exception if such invention was sold or disposed of, by or with the consent or the inventor or discoverer for purposes of exploitation of the invention: (1) to other persons in the United States more than one year prior to the date of the application for patent; (2) to other persons in a foreign country more than four years prior to such date; or (3) in the case of a tree or vine, to other persons in a foreign country more than six years prior to such date.

Provides that the plant patent applies equally to any plant that is not clearly distinguishable from a protected plant.

Actions Timeline

- **Nov 5, 2004:** Referred to the Subcommittee on Courts, the Internet, and Intellectual Property.
- **Oct 7, 2004:** Introduced in House
- **Oct 7, 2004:** Introduced in House
- **Oct 7, 2004:** Referred to the House Committee on the Judiciary.