

## HR 121

Plant Breeders Equity Act of 2005

**Congress:** 109 (2005–2007, Ended)

**Chamber:** House

**Policy Area:** Commerce

**Introduced:** Jan 4, 2005

**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. (Mar 2, 2005)

**Official Text:** <https://www.congress.gov/bill/109th-congress/house-bill/121>

### Sponsor

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

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

### Cosponsors

*No cosponsors are listed for this bill.*

### Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Mar 2, 2005

### Subjects & Policy Tags

**Policy Area:**

Commerce

### Related Bills

*No related bills are listed.*

### Summary (as of Jan 4, 2005)

Plant Breeders Equity Act of 2005 - Amends Federal patent law to declare that no plant patent application shall be denied, nor shall any issued 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 of 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.

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

## Actions Timeline

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- **Mar 2, 2005:** Referred to the Subcommittee on Courts, the Internet, and Intellectual Property.
- **Jan 4, 2005:** Introduced in House
- **Jan 4, 2005:** Introduced in House
- **Jan 4, 2005:** Referred to the House Committee on the Judiciary.