

HR 5055

To amend title 17, United States Code, to provide protection for fashion design.

Congress: 109 (2005–2007, Ended)

Chamber: House

Policy Area: Commerce

Introduced: Mar 30, 2006

Current Status: Subcommittee Hearings Held.

Latest Action: Subcommittee Hearings Held. (Jul 27, 2006)

Official Text: <https://www.congress.gov/bill/109th-congress/house-bill/5055>

Sponsor

Name: Rep. Goodlatte, Bob [R-VA-6]

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

Cosponsors (7 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Coble, Howard [R-NC-6]	R · NC		Mar 30, 2006
Rep. Delahunt, William D. [D-MA-10]	D · MA		Mar 30, 2006
Rep. Wexler, Robert [D-FL-19]	D · FL		Mar 30, 2006
Rep. Sensenbrenner, F. James, Jr. [R-WI-5]	R · WI		Apr 6, 2006
Rep. Bono, Mary [R-CA-45]	R · CA		Apr 25, 2006
Rep. Maloney, Carolyn B. [D-NY-14]	D · NY		May 10, 2006
Rep. Shays, Christopher [R-CT-4]	R · CT		Sep 29, 2006

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Hearings By (subcommittee)	Jul 27, 2006

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

No related bills are listed.

Extends copyright protection to fashion designs. Excludes from such protection fashion designs that are embodied in a useful article that was made public by the designer or owner more than three months before the registration of copyright application. Gives fashion designs copyright protection for three years.

Declares that is not infringement to make, have made, import, sell, or distribute any article embodying a design which was created without knowledge or reasonable grounds to know that protection for the design is claimed and was copied from such protected design.

Extends the definition of infringing article to include any article the design of which has been copied from an image of a protected design without the consent of the owner.

Applies the doctrines of secondary infringement and secondary liability to actions related to original designs. Makes any person who is liable under either such doctrine subject to all the remedies, including those attributable to any underlying or resulting infringement.

Requires the Register of Copyrights to determine whether or not the application relates to a design which on its face appears to be within the subject matter protected as original designs and, if so, register the design.

Increases allowable damage awards for infringement of original designs.

Actions Timeline

- **Jul 27, 2006:** Subcommittee Hearings Held.
- **May 1, 2006:** Referred to the Subcommittee on Courts, the Internet, and Intellectual Property.
- **Mar 30, 2006:** Introduced in House
- **Mar 30, 2006:** Introduced in House
- **Mar 30, 2006:** Sponsor introductory remarks on measure. (CR E472-473)
- **Mar 30, 2006:** Referred to the House Committee on the Judiciary.