

HR 3114

To authorize the Director of the United States Patent and Trademark Office to use funds made available under the Trademark Act of 1946 for patent operations in order to avoid furloughs and reductions-in-force, and for other purposes.

Congress: 111 (2009–2011, Ended)

Chamber: House

Policy Area: Commerce

Introduced: Jul 7, 2009

Current Status: Became Public Law No: 111-45.

Latest Action: Became Public Law No: 111-45. (Aug 7, 2009)

Law: 111-45 (Enacted Aug 7, 2009)

Official Text: <https://www.congress.gov/bill/111th-congress/house-bill/3114>

Sponsor

Name: Rep. Conyers, John, Jr. [D-MI-14]

Party: Democratic • **State:** MI • **Chamber:** House

Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Issa, Darrell E. [R-CA-49]	R · CA		Jul 7, 2009
Rep. Johnson, Henry C. "Hank," Jr. [D-GA-4]	D · GA		Jul 7, 2009
Rep. Sherman, Brad [D-CA-27]	D · CA		Jul 7, 2009

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred To	Jul 7, 2009

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

Bill	Relationship	Last Action
111 S 1358	Related bill	Jun 25, 2009: Referred to the House Committee on the Judiciary.

(This measure has not been amended since it was introduced. The summary of that version is repeated here.)

Authorizes the Director of the United States Patent and Trademark Office (USPTO) to use funds made available for FY2009 under the Omnibus Appropriations Act, 2009 to support the processing of patents and other activities, services, and materials relating to patents, notwithstanding provisions restricting the use of such fees to activities relating trademark registrations, provided the Director certifies to Congress that the use of such funds is reasonably necessary to avoid USPTO furloughs or a reduction-in-force, or both, and does not create a substantial risk of a furlough or reduction-in-force of personnel working in the Trademark Operation of the USPTO.

Requires the Director, on the exercise of that authority and notwithstanding any other law, to establish a surcharge on patent fees to repay any funds drawn down.

Terminates such authority on June 30, 2010. Requires: (1) the surcharge to begin no later than September 30, 2011; and (2) the funds so used to be repaid to trademark operations not later than September 30, 2014.

Actions Timeline

- **Aug 7, 2009:** Signed by President.
- **Aug 7, 2009:** Became Public Law No: 111-45.
- **Jul 27, 2009:** Presented to President.
- **Jul 20, 2009:** Message on Senate action sent to the House.
- **Jul 16, 2009:** Passed/agreed to in Senate: Passed Senate without amendment by Unanimous Consent.(consideration: CR S7664)
- **Jul 16, 2009:** Passed Senate without amendment by Unanimous Consent. (consideration: CR S7664)
- **Jul 16, 2009:** Cleared for White House.
- **Jul 8, 2009:** Received in the Senate, read twice.
- **Jul 7, 2009:** Introduced in House
- **Jul 7, 2009:** Referred to the House Committee on the Judiciary.
- **Jul 7, 2009:** Mr. Johnson (GA) moved to suspend the rules and pass the bill.
- **Jul 7, 2009:** Considered under suspension of the rules. (consideration: CR H7723-7724)
- **Jul 7, 2009:** DEBATE - The House proceeded with forty minutes of debate on H.R. 3114.
- **Jul 7, 2009:** At the conclusion of debate, the chair put the question on the motion to suspend the rules. Mr. Poe (TX) objected to the vote on the grounds that a quorum was not present. Further proceedings on the motion were postponed. The point of no quorum was withdrawn.
- **Jul 7, 2009:** Considered as unfinished business. (consideration: CR H7725)
- **Jul 7, 2009:** Passed/agreed to in House: On motion to suspend the rules and pass the bill Agreed to by voice vote.(text: CR H7723)
- **Jul 7, 2009:** On motion to suspend the rules and pass the bill Agreed to by voice vote. (text: CR H7723)
- **Jul 7, 2009:** Motion to reconsider laid on the table Agreed to without objection.