

HR 3429

SHOP SAFE Act of 2021

Congress: 117 (2021–2023, Ended)

Chamber: House

Policy Area: Commerce

Introduced: May 20, 2021

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

Latest Action: Referred to the Subcommittee on Courts, Intellectual Property, and the Internet. (Nov 1, 2022)

Official Text: <https://www.congress.gov/bill/117th-congress/house-bill/3429>

Sponsor

Name: Rep. Nadler, Jerrold [D-NY-10]

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

Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Cline, Ben [R-VA-6]	R · VA		May 20, 2021
Rep. Issa, Darrell E. [R-CA-50]	R · CA		May 20, 2021
Rep. Johnson, Henry C. "Hank," Jr. [D-GA-4]	D · GA		May 20, 2021

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Nov 1, 2022

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

Bill	Relationship	Last Action
117 HR 5374	Related bill	Sep 29, 2021: Ordered to be Reported in the Nature of a Substitute by the Yeas and Nays: 30 - 8.
117 S 1843	Identical bill	May 26, 2021: Read twice and referred to the Committee on the Judiciary.

Stopping Harmful Offers on Platforms by Screening Against Fakes in E-commerce Act of 2021 or SHOP SAFE Act of 2021

This bill makes an electronic commerce platform liable for infringement of a registered trademark by a third-party seller of goods that implicate health and safety unless the platform takes certain actions.

Specifically, the platform may be contributorily liable if the seller uses a counterfeit mark in connection with selling, offering, or advertising such goods on the platform. The platform may avoid such liability by taking certain actions before the infringing act, including (1) requiring the seller to have a registered agent or a verified address for service of process in the United States, (2) verifying the seller's identity and contact information, (3) requiring the seller to agree to not use counterfeit marks with goods sold on the platform, (4) implementing technical measures to prescreen listings on the platform and remove listings for goods being sold with a counterfeit mark, and (5) implementing policies to remove and ban repeat offenders.

Actions Timeline

- **Nov 1, 2022:** Referred to the Subcommittee on Courts, Intellectual Property, and the Internet.
- **May 20, 2021:** Introduced in House
- **May 20, 2021:** Referred to the House Committee on the Judiciary.