

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 748

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “counterfeiting;” insert “providing for the seizure and transfer of certain items to the owner of intellectual property under certain circumstances; establishing a certain statute of limitations for certain actions or prosecutions; establishing that certain registration of certain intellectual property is prima facie evidence of a trademark or trade name; making certain items subject to seizure by a law enforcement officer for a certain purpose;”.

AMENDMENT NO. 2

On page 2, in line 5, strike “USES;”; in line 7, after “SERVICES” insert “THAT THE PERSON KNOWS ARE”; and in lines 12 and 19, in each instance, strike “RESTORE” and substitute “TRANSFER”.

AMENDMENT NO. 3

On page 2, in line 30, strike “RESTORATION” and substitute “TRANSFER”; and in line 31, after “PROPERTY” insert “UNDER AN AGREEMENT WITH THE PERSON ALLEGED TO HAVE COMMITTED THE OFFENSE OR AFTER CONVICTION UNDER THIS SECTION”.

AMENDMENT NO. 4

On page 2, after line 31, insert:

“(G) STATE OR FEDERAL REGISTRATION OF INTELLECTUAL PROPERTY IS PRIMA FACIE EVIDENCE THAT THE INTELLECTUAL PROPERTY IS A TRADEMARK OR TRADE NAME.”.