

104TH CONGRESS
1ST SESSION

H. R. 1127

To limit the issuance of patents on medical procedures.

IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 1995

Mr. GANSKE (for himself and Mr. WYDEN) introduced the following bill; which
was referred to the Committee on the Judiciary

A BILL

To limit the issuance of patents on medical procedures.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Medical Procedures
5 Innovation and Affordability Act”.

6 **SEC. 2. LIMITATION ON ISSUANCE OF PATENTS.**

7 On or after the date of the enactment of this Act,
8 a patent may not be issued for any invention or discovery
9 of a technique, method, or process for performing a sur-
10 gical or medical procedure, administering a surgical or
11 medical therapy, or making a medical diagnosis, except
12 that if the technique, method, or process is performed by

1 or as a necessary component of a machine, manufacture,
2 or composition of matter or improvement thereof which
3 is itself patentable subject matter, the patent on such ma-
4 chine, manufacture, or composition of matter may claim
5 such technique, method, or process.

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