

108TH CONGRESS
2D SESSION

S. 2796

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 6, 2004

Referred to the Committee on the Judiciary

AN ACT

To clarify that service marks, collective marks, and certification marks are entitled to the same protections, rights, and privileges of trademarks.

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

1 **SECTION 1. PROTECTIONS, RIGHTS, AND PRIVILEGES OF**
2 **SERVICE MARKS, COLLECTIVE MARKS, AND**
3 **CERTIFICATION MARKS.**

4 The Act entitled “An Act to provide for the registra-
5 tion and protection of trade-marks used in commerce, to
6 carry out the provisions of certain international conven-
7 tions, and for other purposes”, approved July 5, 1946
8 (commonly referred to as the Trademark Act of 1946) is
9 amended—

10 (1) in section 3 (15 U.S.C. 1053) in the first
11 sentence, by striking “protection” and inserting
12 “protections, rights, and privileges”; and

13 (2) in section 4 (15 U.S.C. 1054) in the first
14 sentence, by striking “protection” and inserting
15 “protections, rights, and privileges”.

Passed the Senate October 6, 2004.

Attest: EMILY J. REYNOLDS,
Secretary.