

## House Calendar No. 17

105<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. RES. 116

[Report No. 105-56]

Providing for consideration of the bill (H.R. 400) to amend title 35, United States Code, with respect to patents, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

APRIL 16, 1997

Mr. MCINNIS, from the Committee on Rules, reported the following resolution; which was referred to the House Calendar and ordered to be printed

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## RESOLUTION

Providing for consideration of the bill (H.R. 400) to amend title 35, United States Code, with respect to patents, and for other purposes.

1       *Resolved*, That at any time after the adoption of this  
2 resolution the Speaker may, pursuant to clause 1(b) of  
3 rule XXIII, declare the House resolved into the Committee  
4 of the Whole House on the state of the Union for consider-  
5 ation of the bill (H.R. 400) to amend title 35, United  
6 States Code, with respect to patents, and for other pur-  
7 poses. The first reading of the bill shall be dispensed with.

1 All points of order against consideration of the bill are  
2 waived. General debate shall be confined to the bill and  
3 shall not exceed one hour equally divided and controlled  
4 by the chairman and ranking minority member of the  
5 Committee on the Judiciary. After general debate the bill  
6 shall be considered for amendment under the five-minute  
7 rule. It shall be in order to consider as an original bill  
8 for the purpose of amendment under the five-minute rule  
9 the amendment in the nature of a substitute recommended  
10 by the Committee on the Judiciary now printed in the bill,  
11 modified as specified in section 2 of this resolution. The  
12 committee amendment in the nature of a substitute, as  
13 modified, shall be considered as read. All points of order  
14 against the committee amendment in the nature of a sub-  
15 stitute, as modified, are waived. During consideration of  
16 the bill for amendment, the Chairman of the Committee  
17 of the Whole may accord priority in recognition on the  
18 basis of whether the Member offering an amendment has  
19 caused it to be printed in the portion of the Congressional  
20 Record designated for that purpose in clause 6 of rule  
21 XXIII. Amendments so printed shall be considered as  
22 read. The Chairman of the Committee of the Whole may:  
23 (1) postpone until a time during further consideration in  
24 the Committee of the Whole a request for a recorded vote  
25 on any amendment; and (2) reduce to five minutes the

1 minimum time for electronic voting on any postponed  
2 question that follows another electronic vote without inter-  
3 vening business, provided that the minimum time for elec-  
4 tronic voting on the first in any series of questions shall  
5 be fifteen minutes. At the conclusion of consideration of  
6 the bill for amendment the Committee shall rise and re-  
7 port the bill to the House with such amendments as may  
8 have been adopted. Any Member may demand a separate  
9 vote in the House on any amendment adopted in the Com-  
10 mittee of the Whole to the bill or to the committee amend-  
11 ment in the nature of a substitute, as modified. The pre-  
12 vious question shall be considered as ordered on the bill  
13 and amendments thereto to final passage without inter-  
14 vening motion except one motion to recommit with or  
15 without instructions.

16       SEC. 2. The amendment in the nature of a substitute  
17 recommended by the Committee on the Judiciary now  
18 printed in H.R. 400 is modified as follows:

19           (a) page 14, line 19, after “at” insert “a rate  
20       not to exceed”; and

21           (b) page 46, line 15, strike “activities” and in-  
22       sert in lieu thereof “activities, subject to the submis-  
23       sion of a plan to the Committees on Appropriations  
24       of the House and Senate in accordance with the pro-  
25       cedures set forth in section 605 of the Departments

1 of Commerce, Justice, and State, the Judiciary, and  
2 Related Agencies Appropriations Act 1997”.



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