



**SENATE AMENDMENT 1,  
TO SENATE BILL 498**

March 4, 2014 – Offered by Senator FARROW.

- 1           At the locations indicated, amend the bill as follows:
- 2           **1.** Page 3, line 10: after “subd. 4.” insert “, if any.”.
- 3           **2.** Page 3, line 17: delete lines 17 to 19 and substitute:
- 4           “(c) 1. If a patent notification lacks any of the information required under par.
- 5           (a), the target may notify the person who made the patent notification that the patent
- 6           notification is incomplete.
- 7           2. Within 30 days after the date on which a target notifies a person under subd.
- 8           1., the person shall provide the target with the information required under par. (a)
- 9           that is necessary to complete the patent notification.”.
- 10          **3.** Page 3, line 21: delete “this section.” and substitute “sub. (2) (b) or (c) 2.”.
- 11          **4.** Page 3, line 23: delete “this section.” and substitute “sub. (2) (b) or to compel
- 12          a person who has violated sub. (2) (c) 2. with respect to a target to provide the target
- 13          with the information specified in sub. (2) (c) 2.”.

- 1           **5.** Page 4, line 2: after “violation” insert “of sub. (2) (b) or (c) 2”.
- 2           **6.** Page 4, line 4: delete “this” and substitute “sub. (2) (b) or (c) 2.”.
- 3           **7.** Page 4, line 5: delete that line.
- 4           **8.** Page 4, line 6: delete “this section” and substitute “sub. (2) (b) or (c) 2.”.
- 5           **9.** Page 4, line 8: delete “this section.” and substitute “sub. (2) (b) or compelling  
6 a person who has violated sub. (2) (c) 2. with respect to a target to provide the target  
7 with the information specified in sub. (2) (c) 2.”.
- 8           **10.** Page 4, line 15: after “notification” insert “that violates sub. (2) (b) or is  
9 the subject of a violation of sub. (2) (c) 2.”.
- 10          **11.** Page 4, line 15: after that line insert:
- 11          “(4) EXEMPTIONS. Subsection (2) does not apply to any of the following:
- 12          (a) A patent notification of an institution of higher education or of a technology  
13 transfer organization that is owned, controlled, or operated by, or associated with,  
14 an institution of higher education.
- 15          (b) A patent notification attempting to enforce or assert a right in connection  
16 with a patent or pending patent on a device, or a component of that device, that is  
17 subject to approval by the federal food and drug administration or the federal  
18 department of agriculture.
- 19          (c) A patent notification attempting to enforce or assert a right arising under  
20 35 USC 271 (e) (2) or 42 USC 262.”.

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(END)