

(REPRINTED WITH ADOPTED AMENDMENTS)
FIRST REPRINT S.B. 558

SENATE BILL NO. 558—COMMITTEE ON GOVERNMENT AFFAIRS

MARCH 26, 2001

Referred to Committee on Commerce and Labor

SUMMARY—Strengthens protection of patents and trade secrets. (BDR 52-1480)

FISCAL NOTE: Effect on Local Government: No.
 Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to information; providing additional protection for trade secrets; defining an employer's right to intellectual property created by his employee; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 600 of NRS is hereby amended by adding thereto a
2 new section to read as follows:

3 *Except as otherwise provided by express written agreement, an*
4 *employer is the sole owner of any patentable invention or trade secret*
5 *developed by his employee during the course of the employment that*
6 *relates directly to work performed during the course of the employment.*

7 **Sec. 2.** Chapter 600A of NRS is hereby amended by adding thereto a
8 new section to read as follows:

9 *The owner of a trade secret is presumed to make a reasonable effort to*
10 *maintain its secrecy if the word "Confidential" or "Private" or another*
11 *indication of secrecy is placed in a reasonably noticeable manner on any*
12 *medium or container that describes or includes any portion of the trade*
13 *secret. This presumption may be rebutted only by clear and convincing*
14 *evidence that the owner did not take reasonable efforts to maintain the*
15 *secrecy of the trade secret.*

