

ASSEMBLY BILL NO. 383—ASSEMBLYMEN HICKEY;
GOICOECHEA, GRADY AND KIRNER

MARCH 21, 2011

Referred to Committee on Legislative Operations and Elections

SUMMARY—Directs the Legislative Commission to conduct an interim study concerning trademark and copyright law. (BDR S-983)

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

~

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

AN ACT relating to trade regulations; directing the Legislative Commission to conduct an interim study concerning trademark and copyright law; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 This bill directs the Legislative Commission to conduct an interim study
2 concerning trademark and copyright law. In relevant part, the committee appointed
3 by the Legislative Commission to conduct the interim study must consider
4 proposals for providing greater protections for the creative or expressive works of
5 authors, artists and other persons in this State in a manner that is consistent with
6 federal law.

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

1 **Section 1.** 1. The Legislative Commission shall appoint a
2 committee to conduct an interim study concerning trademark and
3 copyright law.

4 2. The committee appointed by the Legislative Commission
5 pursuant to subsection 1 must be composed of six Legislators as
6 follows:

7 (a) Three members appointed by the Majority Leader of the
8 Senate; and

9 (b) Three members appointed by the Speaker of the Assembly.



* A B 3 8 3 *

1 3. The study must include, without limitation:

2 (a) Consideration of the applicable provisions of federal law,
3 including, without limitation, the Copyright Act of 1976, Pub. L.
4 No. 94-553 (1976) as amended, and the Digital Millennium
5 Copyright Act of 1998, Pub. L. No. 105-304 (1998) as amended.

6 (b) A survey of the laws of this State and other states and
7 territories of the United States relating to the protection of
8 trademarks and copyrights.

9 (c) Consideration of proposals for providing for greater
10 protections for the creative or expressive works of authors, artists
11 and other persons in this State in a manner that is consistent with
12 federal law.

13 (d) An examination of methods by which other jurisdictions
14 have regulated trademark and copyright law in a manner that is
15 consistent with federal law.

16 (e) Insofar as is reasonably practicable, input from all parties
17 having an interest in the regulation and protection of trademarks and
18 copyrights.

19 (f) An examination of any other matter that the committee
20 determines to be relevant to the study.

21 4. The Legislative Commission shall submit a report of the
22 results of the study and any recommendations for legislation to the
23 77th Session of the Nevada Legislature.

24 **Sec. 2.** This act becomes effective on July 1, 2011.

