

No Stolen Trademarks Honored in America Act of 2023

[Public Law 118–137]

[This law has not been amended]

【Currency: This publication is a compilation of the text of Public Law 118–137. It was last amended by the public law listed in the As Amended Through note above and below at the bottom of each page of the pdf version and reflects current law through the date of the enactment of the public law listed at <https://www.govinfo.gov/app/collection/comps/>】

【Note: While this publication does not represent an official version of any Federal statute, substantial efforts have been made to ensure the accuracy of its contents. The official version of Federal law is found in the United States Statutes at Large and in the United States Code. The legal effect to be given to the Statutes at Large and the United States Code is established by statute (1 U.S.C. 112, 204).】

AN ACT To modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “No Stolen Trademarks Honored in America Act of 2023”.

SEC. 2. MODIFICATION OF PROHIBITION.

Section 211 of the Department of Commerce and Related Agencies Appropriations Act, 1999 (as contained in section 101(b) of division A of Public Law 105-277; 112 Stat. 2681-88) is amended—

(1) in subsection (a)(2)—

(A) by inserting “or entity of the executive branch” after “U.S. court”;

(B) by striking “by a designated national”; and

(C) by inserting before the period “that was used in connection with a business or assets that were confiscated unless the original owner of the mark, trade name, or commercial name, or the bonafide successor-in-interest has expressly consented”;

(2) in subsection (b)—

(A) by inserting “or entity of the executive branch” after “U.S. court”; and

(B) by striking “by a designated national or its successor-in-interest”;

(3) by redesignating subsection (d) as subsection (e);

(4) by inserting after subsection (c) the following:

“(d) Subsections (a)(2) and (b) of this section shall apply only if the person or entity asserting the rights knew or had reason to know at the time when the person or entity acquired the rights asserted that the mark, trade name, or commercial name was the

Sec. 2 No Stolen Trademarks Honored in America Act of 20... 2

same as or substantially similar to a mark, trade name, or commercial name that was used in connection with a business or assets that were confiscated.”; and

(5) in subsection (e), as so redesignated, by striking “In this section:” and all that follows through “(2) The term” and inserting “In this section, the term”.