

104TH CONGRESS
2D SESSION

S. 1602

To amend the Plant Variety Protection Act to provide plant variety protection to a tuber propagated plant variety if the variety has not been sold or otherwise disposed of in any area outside the United States for more than a period determined by the Secretary of Agriculture and the variety receives plant variety protection in any area outside the United States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 11, 1996

Ms. SNOWE (for herself and Mr. COHEN) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Plant Variety Protection Act to provide plant variety protection to a tuber propagated plant variety if the variety has not been sold or otherwise disposed of in any area outside the United States for more than a period determined by the Secretary of Agriculture and the variety receives plant variety protection in any area outside the United States, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PLANT VARIETY PROTECTION FOR CERTAIN**2 **TUBER PROPAGATED PLANT VARIETIES.**

3 Section 42(a)(1)(B) of the Plant Variety Protection

4 Act (7 U.S.C. 2402(a)(1)(B)) is amended—

5 (1) in clause (i), by striking “or” at the end;

6 (2) in clause (ii), by inserting “or” after the

7 semicolon at the end; and

8 (3) by adding at the end the following:

9 “(iii) in the case of a tuber propa-
10 gated plant variety, more than a period
11 longer than 4 years prior to the date of fil-
12 ing, as determined by the Secretary, if the
13 variety receives plant variety protection in
14 any area outside of the United States.”.

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