

113TH CONGRESS  
1ST SESSION

# H. R. 3713

To amend the Trademark Act of 1946 to provide for the registration of marks consisting of a flag, coat of arms, or other official insignia of the United States or of any State or local government, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 12, 2013

Mr. JEFFRIES (for himself and Mr. POE of Texas) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend the Trademark Act of 1946 to provide for the registration of marks consisting of a flag, coat of arms, or other official insignia of the United States or of any State or local government, 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,*

3 **SECTION 1. REGISTRATION OF CERTAIN MARKS OF THE**  
4 **UNITED STATES AND STATE AND LOCAL GOV-**  
5 **ERNMENTS.**

6 Section 2(b) of the Act entitled “An Act to provide  
7 for the registration and protection of trademarks used in  
8 commerce, to carry out the provisions of certain inter-

1 national conventions, and for other purposes”, approved  
2 July 6, 1946 (commonly referred to as the “Trademark  
3 Act of 1946”; 15 U.S.C. 1052(b)) is amended by inserting  
4 after “simulation thereof” the following: “, except that  
5 this subsection shall not prevent the United States, or any  
6 State, municipality, county, political subdivision, or other  
7 governmental authority in the United States, from obtain-  
8 ing registration under this Act of any mark that consists  
9 of or comprises its own flag, coat of arms, or other official  
10 insignia”.

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