

Calendar No. 738

97TH CONGRESS
2D SESSION**S. RES. 434**

Waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6260.

IN THE SENATE OF THE UNITED STATES

JULY 27 (legislative day, JULY 12), 1982

Mr. THURMOND, from the Committee on the Judiciary, reported the following original resolution; which was referred to the Committee on the Budget

AUGUST 5 (legislative day, JULY 12), 1982

Reported by Mr. DOMENICI, without amendment

RESOLUTION

Waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of H.R. 6260.

1 *Resolved*, That pursuant to section 402(c) of the Con-
2 gressional Budget Act of 1974, the provisions of section
3 402(a) of such Act are waived with respect to the considera-
4 tion of H.R. 6260. Such waiver is necessary because H.R.
5 6260 authorizes appropriations for the Patent and Trade-
6 mark Office which includes the implementation of new patent
7 and trademark fee schedules on October 1, 1982, and such a

1 bill or a companion Senate bill was not reported on or before
2 May 15, 1982, as required by section 402(a) of the Congres-
3 sional Budget Act of 1974.

4 The waiver of section 402(a) is necessary to permit en-
5 actment of H.R. 6260 in a timely manner so (1) the Patent
6 and Trademark Office of the Department of Commerce can
7 be authorized for fiscal years 1983, 1984, and 1985, and (2)
8 new patent and trademark fee schedules can be implemented
9 by October 1, 1982. With regard to the latter point, time is
10 of the essence since a notice period and hearing on the pro-
11 posed fee schedules must occur prior to October 1, 1982.

12 The levels of appropriations authorized by H.R. 6260,
13 although \$8 million above the President's request for fiscal
14 year 1982, are supported by the Reagan administration and
15 would be within budget outlay levels for that purpose.

16 The Appropriations Committees of the Senate and
17 House of Representatives have therefore had adequate notice
18 of this authorization. Thus, congressional consideration of
19 this authorization will in no way interfere with or delay the
20 appropriations process.

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