

**AMENDMENT**  
**TO RULES COMMITTEE PRINT 115-23**  
**OFFERED BY MR. YOHO OF FLORIDA**

At the end of title VIII (page 323, after line 4), add the following new section:

**1 SEC. 871. APPLICABILITY OF REQUIREMENTS RELATING TO**  
**2 TRADEMARK LICENSING.**

**3 (a) LICENSE FEES.**—Section 2260 of title 10, United  
**4 States Code, is amended by adding at the end the fol-**  
**5 lowing new subsection:**

**6 “(g) APPLICABILITY.**—The Secretary of Defense may  
**7 not require a license or retain fees under this section from**  
**8 any person for a product that was designed by that person**  
**9 before October 28, 2004, that used or displayed Depart-**  
**10 ment of Defense symbols, slogans, or designs (other than**  
**11 an official seal of an armed force or military depart-**  
**12 ment).”.**

**13 (b) USE OF CERTAIN PRODUCTS.**—Any person that  
**14 designed a product that used or displayed Department of**  
**15 Defense symbols, slogans, or designs (other than an offi-**  
**16 cial seal of an armed force or military department) before**  
**17 October 28, 2004, may use such product in commerce**

1 without being subject to the trademark licensing program  
2 of the Department of Defense.

3 (c) CODE OF CONDUCT.—The Secretary of Defense  
4 shall prescribe regulations containing an official code of  
5 conduct that defines misuse of products referred to in sub-  
6 section (b).

7 (d) PENALTIES.—Any person that willfully or know-  
8 ingly misuses a product referred to in subsection (b) by  
9 engaging in conduct described in the regulations pre-  
10 scribed under subsection (c) shall be subject to the trade-  
11 mark licensing program of the Department of Defense.

