

**PROPOSED AMENDMENTS TO
SENATE BILL 1540**

1 On page 1 of the printed bill, delete line 21 and insert:

2 “(e) ‘Recipient’ means a person that receives a demand and that:

3 “(A) Resides in this state; or

4 “(B) Maintains a place of business or transacts business within this
5 state.”.

6 On page 2, line 8, after the period delete the rest of the line and lines 9
7 through 16 and insert:

8 “(4) A court may consider one or more of the following conditions as ev-
9 idence that a person or the person’s affiliate has, in bad faith, alleged, as-
10 serted or claimed an infringement of a patent or rights that a patentee,
11 assignee or licensee has under a patent:”.

12 On page 3, delete lines 11 through 14 and insert:

13 “(5) A court may consider one or more of the following conditions as ev-
14 idence that a person or the person’s affiliate has, in good faith, alleged, as-
15 serted or claimed an infringement of a patent or rights that a patentee,
16 assignee or licensee has under a patent:”.

17 In line 28, after “person” insert “or the person’s affiliate”.

18 On page 4, line 1, delete “(6)(a)” and insert “(6)”.

19 In line 2, delete “, except as provided in paragraph (b) of this
20 subsection,”.

21 Delete lines 4 through 8.

22 In line 17, delete “shall” and insert “may”.

