

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative(s) Allen offered the following:

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3 **Amendment to Amendment (805163) (with title amendment)**

4 Between lines 128 and 129, insert:

5 Section 3. Section 68.066, Florida Statutes, is created to
6 read:

7 68.066 Actions based upon use of a creation that is not
8 protected under federal copyright law.--

9 (1) Except as provided in subsection (2), no use of an
10 idea, procedure, process, system, method of operation, concept,
11 principle, discovery, thought, or other creation that is not a
12 work of authorship protected under federal copyright law may
13 give rise to a claim or cause of action, in law or in equity,
14 unless the parties to the claim or cause of action have executed

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15 a writing sufficient to indicate that a contract has been made
16 between them governing such use.

17 (2) Nothing in subsection (1) shall affect or limit:

18 (a) Any cause of action based in copyright, trademark,
19 patent, or trade secret; or

20 (b) Any defense raised in connection with a cause of
21 action described in paragraph (a).

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23 ===== T I T L E A M E N D M E N T =====

24 Between lines 470 and 471, insert:

25 creating; s. 68.066, F.S.; providing requirements for
26 actions based upon use of a creation that is not protected
27 under federal copyright law;

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