Conservatives
for
Property Rights

July 14, 2026

The Honorable Chuck Grassley
Chairman
Senate Committee on the Judiciary
135 Hart Senate Office Building
Washington, DC 20510

The Honorable Dick Durbin
Ranking Member
Senate Committee on the Judiciary
711 Hart Senate Office Building
Washington, DC 20510

The Honorable Thom Tillis
Chairman
Intellectual Property Subcommittee
Senate Committee on the Judiciary
113 Dirksen Senate Office Building
Washington, DC 20510

The Honorable Adam Schiff
Ranking Member
Intellectual Property Subcommittee
Senate Committee on the Judiciary
112 Hart Senate Office Building
Washington, DC 20510

Dear Chairman Grassley, Ranking Member Durbin, Chairman Tillis, and Ranking Member Schiff:

On behalf of Conservatives for Property Rights, I write to express our strong support for the Patent Eligibility Restoration Act (PERA) ahead of the Senate Judiciary Committee's July 14 hearing. CPR is a coalition of organizations committed to safeguarding property rights -- including the foundational rights secured through intellectual property. We support national policy that protects innovation, promotes economic prosperity, and upholds the constitutional principles of private ownership.

The Constitution empowers Congress to secure inventors' exclusive rights through the patent system, recognizing that strong patent protection advances both individual liberty and the progress of science and the useful arts. For generations, that framework gave inventors, entrepreneurs, and investors the confidence to develop and commercialize groundbreaking discoveries.

Over the past decade, however, a series of Supreme Court decisions has created significant uncertainty surrounding Section 101 of the Patent Act. Judicially created exceptions have made it increasingly difficult to determine whether inventions in fields such as diagnostics, personalized medicine, artificial intelligence, software, and advanced manufacturing are even eligible for patent protection. That uncertainty has discouraged investment, delayed commercialization, and weakened one of America's greatest competitive advantages.

PERA restores the clear statutory framework Congress intended and that largely existed for two centuries by replacing unpredictable judicial tests with well-defined legislative standards while preserving the substantive requirements for patentability, including novelty, nonobviousness, and adequate disclosure, regarding each individual invention.

Some have suggested that restoring this clarity would weaken patent quality or open the door to overly broad patents. Those concerns misunderstand the legislation. PERA addresses only the threshold question of patent eligibility under Section 101. Inventions must still satisfy every other requirement of the Patent Act before receiving a patent, including the requirements of novelty, nonobviousness, and adequate disclosure. Restoring clarity to eligibility standards does not eliminate safeguards against invalid patents; it simply ensures that deserving inventions receive due consideration under the law, with subject matter eligibility merely the wide doorway the Founders intended.

The economic importance of strong patent rights cannot be overstated. Intellectual property-intensive industries account for 41 percent of U.S. gross domestic product, support approximately 63 million American jobs, and are more likely to pay higher wages. America's innovators compete in a global marketplace where many of our competitor nations provide greater certainty for patent protection in emerging technologies than the United States currently does. Continued uncertainty risks driving investment, research, and commercialization overseas at precisely the moment our nation should be strengthening its innovation economy.

America's patent system has long been a cornerstone of economic opportunity, technological leadership, and private property rights. PERA reaffirms those principles by restoring predictability to patent eligibility while maintaining rigorous standards for patentability. It will help ensure that inventors, startups, research institutions, and established businesses alike have the confidence to invest in the next generation of life-saving medicines, transformative technologies, and advanced manufacturing.

We commend the committee for examining this critical issue, and we respectfully urge you to advance the Patent Eligibility Restoration Act. Restoring clarity to Section 101 will strengthen private property rights, reinforce America's innovation economy, and preserve our nation's technological leadership for decades to come.

Thank you for your consideration of our views.

Sincerely,

James Edwards, Ph.D.
Founder and Executive Director
Conservatives for Property Rights