

House Engrossed

State of Arizona  
House of Representatives  
Forty-seventh Legislature  
First Regular Session  
2005

CHAPTER 228

# HOUSE BILL 2449

AN ACT

AMENDING SECTION 44-1460.01, ARIZONA REVISED STATUTES; AMENDING TITLE 44, CHAPTER 10, ARTICLE 3.1, ARIZONA REVISED STATUTES, BY ADDING SECTION 44-1460.07; RELATING TO TRADE NAMES.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 44-1460.01, Arizona Revised Statutes, is amended to  
3 read:

4 44-1460.01. Issuance of certificate; restrictions

5 A. Upon compliance by the applicant with the requirements of this  
6 article the secretary of state shall issue a certificate of  
7 registration. The certificate shall show the name and business address of  
8 the applicant, the name, title or designation registered, the date of first  
9 use claimed, the date of registration and the term of registration.

10 B. The secretary of state shall not file an application for the  
11 registration of any trade name, title or designation if it ~~might mislead the~~  
12 ~~public, or is not readily distinguishable from names, titles or designations~~  
13 ~~previously registered under the provisions of this article, and which are~~  
14 ~~still in effect~~ IS NOT DISTINGUISHABLE ON THE RECORD FROM ANY OTHER NAME  
15 PREVIOUSLY FILED AND ON RECORD WITH THE SECRETARY OF STATE.

16 C. The secretary of state shall not file an application for the  
17 registration of any trade name, title or designation if it is ~~the same as, or~~  
18 ~~deceptively similar to,~~ NOT DISTINGUISHABLE ON THE RECORD FROM an existing  
19 corporate name or a corporate name reserved pursuant to title 10, chapters 4,  
20 19 and 24 through 40.

21 Sec. 2. Title 44, chapter 10, article 3.1, Arizona Revised Statutes,  
22 is amended by adding section 44-1460.07, to read:

23 44-1460.07. Trade name registration cancellation

24 THE SECRETARY OF STATE SHALL CANCEL A TRADE NAME REGISTRATION IF:

25 1. THE SECRETARY OF STATE RECEIVES A VOLUNTARY REQUEST FOR  
26 CANCELLATION FROM THE REGISTRANT OR THE ASSIGNEE OF RECORD.

27 2. THE REGISTRATION IS NOT RENEWED IN ACCORDANCE WITH THIS ARTICLE.

28 3. A COURT OF COMPETENT JURISDICTION ORDERS THE CANCELLATION ON ANY  
29 GROUNDS.

30 4. THE REGISTRATION WAS OBTAINED FRAUDULENTLY BY CONTAINING FALSE OR  
31 MISLEADING INFORMATION.

APPROVED BY THE GOVERNOR APRIL 25, 2005.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 25, 2005.



Passed the House March 8, 2005,

Passed the Senate April 18, 2005,

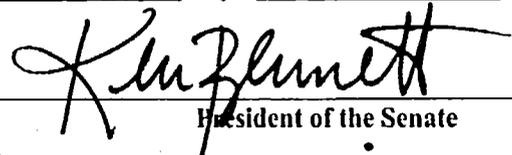
by the following vote: 34 Ayes,

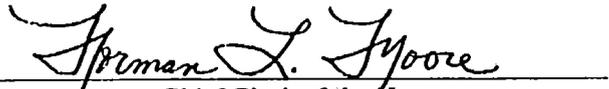
by the following vote: 29 Ayes,

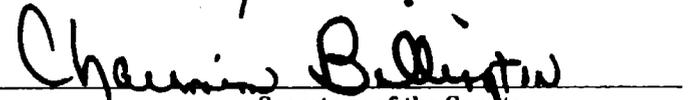
24 Nays, 2 Not Voting

0 Nays, 1 Not Voting

  
Speaker of the House

  
President of the Senate

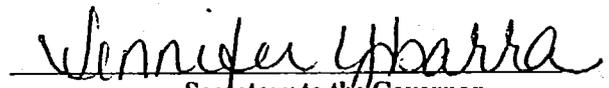
  
Chief Clerk of the House

  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this  
19th day of April, 2005

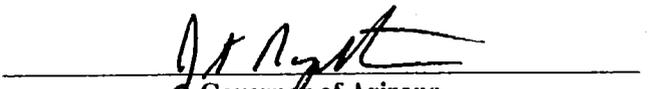
at 8:45 o'clock a. M.

  
Secretary to the Governor

Approved this 25 day of

April, 2005,

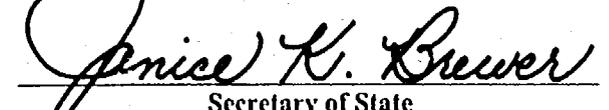
at 9:30 o'clock A. M.

  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this 25 day of April, 2005,

at 4:33 o'clock P. M.

  
Secretary of State