

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2576

Chapter 174, Laws of 2000

56th Legislature
2000 Regular Session

TRADE NAME REGISTRATIONS

EFFECTIVE DATE: 6/8/00

Passed by the House February 8, 2000
Yeas 97 Nays 0

CLYDE BALLARD
Speaker of the House of Representatives

FRANK CHOPP
Speaker of the House of Representatives

Passed by the Senate March 3, 2000
Yeas 46 Nays 0

BRAD OWEN
President of the Senate

Approved March 27, 2000

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

We, Timothy A. Martin and Cynthia Zehnder, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2576** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN
Chief Clerk

CYNTHIA ZEHNDER
Chief Clerk

FILED

March 27, 2000 - 4:52 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 2576

Passed Legislature - 2000 Regular Session

State of Washington 56th Legislature 2000 Regular Session

By Representatives D. Sommers and Veloria; by request of Department of Licensing

Read first time 01/17/2000. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to trade name registrations; and amending RCW
2 19.80.005, 19.80.010, and 19.80.025.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 19.80.005 and 1996 c 231 s 2 are each amended to read
5 as follows:

6 Unless the context clearly requires otherwise, the definitions in
7 this section apply throughout this chapter:

8 (1) "Trade name" means a word or name, or any combination of a word
9 or name, used by a person to identify the person's business which:

10 (a) Is not, or does not include, the true and real name of all
11 persons conducting the business; or

12 (b) Includes words which suggest additional parties of interest
13 such as "company," "and sons," or "and associates."

14 (2) "Business" means an occupation, profession, or employment
15 engaged in for the purpose of seeking a profit.

16 (3) (~~"Executed" by a person means that a document signed by such~~
17 ~~person is signed by that person under penalties of perjury and in an~~
18 ~~official and authorized capacity on behalf of the person submitting the~~
19 ~~document to the department of licensing.~~

1 ~~(4)~~) "Person" means any individual, partnership, limited liability
2 company, or corporation conducting or having an interest in a business
3 in the state.

4 ~~((5))~~ (4) "True and real name" means:

5 (a) The surname of an individual coupled with one or more of the
6 individual's other names, one or more of the individual's initials, or
7 any combination;

8 (b) The designation or appellation by which an individual is best
9 known and called in the business community where that individual
10 transacts business, if this is used as that individual's legal
11 signature;

12 (c) The registered corporate name of a domestic corporation as
13 filed with the secretary of state;

14 (d) The registered corporate name of a foreign corporation
15 authorized to do business within the state of Washington as filed with
16 the secretary of state;

17 (e) The registered partnership name of a domestic limited
18 partnership as filed with the secretary of state;

19 (f) The registered partnership name of a foreign limited
20 partnership as filed with the secretary of state; or

21 (g) The name of a general partnership which includes in its name
22 the true and real names, as defined in (a) through (f) of this
23 subsection, of each general partner as required in RCW 19.80.010.

24 **Sec. 2.** RCW 19.80.010 and 1996 c 231 s 3 are each amended to read
25 as follows:

26 Each person or persons who shall carry on, conduct, or transact
27 business in this state under any trade name shall register that trade
28 name with the department of licensing as set forth in this section:

29 (1) Sole proprietorship or general partnership: The registration
30 shall set forth the true and real name or names of each person
31 conducting the same, together with the post office address or addresses
32 of each such person and the name of the general partnership, if
33 applicable.

34 (2) Foreign or domestic limited partnership: The registration
35 shall set forth the limited partnership name as filed with the office
36 of the secretary of state.

1 (3) Foreign or domestic limited liability company: The
2 registration shall set forth the limited liability company name as
3 filed with the office of the secretary of state.

4 (4) Foreign or domestic corporation: The registration shall set
5 forth the corporate name as filed with the office of the secretary of
6 state.

7 ~~((5) The registration shall be executed by:~~

8 ~~(a) The sole proprietor of a sole proprietorship;~~

9 ~~(b) A general partner of a domestic or foreign general or limited
10 partnership; or~~

11 ~~(c) An officer of a domestic or foreign corporation.))~~

12 **Sec. 3.** RCW 19.80.025 and 1984 c 130 s 5 are each amended to read
13 as follows:

14 (1) ~~((An executed amendment))~~ A notice of change shall be filed
15 with the department of licensing when a change occurs in:

16 (a) The true and real name of a person conducting a business with
17 a trade name registered under this chapter; or

18 (b) Any mailing address set forth on the registration or any
19 subsequently filed ~~((amendment))~~ notice of change.

20 (2) A notice of cancellation shall be filed with the department
21 when use of a trade name is discontinued.

22 (3) A notice of cancellation, together with a new registration,
23 shall be filed before conducting or transacting any business when:

24 (a) An addition, deletion, or any change of person or persons
25 conducting business under the registered trade name occurs; or

26 (b) There is a change in the wording or spelling of the trade name
27 since initial registration or renewal.

Passed the House February 8, 2000.

Passed the Senate March 3, 2000.

Approved by the Governor March 27, 2000.

Filed in Office of Secretary of State March 27, 2000.