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Business Associations and Professions; Corporate and Partnership Names

University of the Pacific, McGeorge School of Law

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Business Associations and Professions; corporate and partnership names

NEV. REV. STAT. § 80.____ (new); §§ 78.035, 78.039, 78.040, 78.090, 78.185, 78.785, 80.010, 80.170, 81.0095, 88.320, 88.325, 680A.230 (amended).

AB 205 (Committee on Judiciary); 1987 STAT. Ch 465

Under existing law, the Secretary of State must refuse to file the articles of incorporation of any corporation whose name is the same, or deceptively similar, to the name of any other domestic or foreign corporation or a name held reserved for any corporation.¹ In addition to existing law, Chapter 465 applies this limitation to any limited partnership formed in Nevada, any foreign limited partnership authorized to transact business in Nevada, and any name held reserved for a limited partnership.² The Secretary may accept the articles of incorporation of any corporation whose name is the same or deceptively similar to any other business entity only if written consent is obtained from the other business entity.³

Under existing law, a suspended⁴ corporation is required to submit another name for approval by the Secretary of State if another corporation has incorporated or reserved the name during suspension.⁵ Under Chapter 465, the suspended corporation may reinstate its prior name upon receiving written consent of the other business entity.⁶

SKP

1. NEV. REV. STAT. § 78.039 (amended by 1987 Nev. Stat. ch. 465, sec. 2, at ____ (applies to corporations, foreign corporations, and a name reserved by corporations).

2. 1987 Nev. Stat. ch. 465, sec. 2, at ____ (amending NEV. REV. STAT. § 78.039). *See id.* sec. 7, at ____ (enacting NEV. REV. STAT. § 80.____) (insurance associations are also subject to the limitations of Chapter 465 when applying for a certificate of registration); NEV. REV. STAT. § 81.0095 (amended by 1987 Nev. Stat. ch. 465, sec. 10, at ____) (Chapter 465 also applies to nonprofit organizations).

3. 1987 Nev. Stat. ch. 465, sec. 2, at ____ (amending NEV. REV. STAT. § 78.039).

4. NEV. REV. STAT. § 78.185 (amended by 1987 Nev. Stat. ch. 465, sec. 5, at ____). Chapter 465 applies to corporations that have been suspended from doing business in Nevada and to defaulting corporations. *Id.*

5. *Id.*

6. 1987 Nev. Stat. ch. 465, sec. 5, at ____ (amending NEV. REV. STAT. § 78.185).