

D R A F T

SUMMARY

Permits person to use “cooperative” as part of person’s corporate name, business name or title if person is cooperative incorporated under laws of another jurisdiction, if person does business in this state and if person’s cooperative name is distinguishable from other entity names in records of office of Secretary of State.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the use of “cooperative” in entity names; amending ORS 62.850;
3 and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 62.850 is amended to read:

6 62.850. *[(1) No person other than a cooperative incorporated under this*
7 *chapter or a previous Act of this state shall use the term “cooperative,” or any*
8 *variation thereof, as part of its corporate or other business name or title.]*

9 *[(2) Any violation of this section may be enjoined upon suit by any cooper-*
10 *ative, without a showing of any damage to itself.]*

11 **(1) A person may not use the word “cooperative” or a variation of**
12 **the word “cooperative” as part of the person’s corporate name, busi-**
13 **ness name or title unless:**

14 **(a) The person is a cooperative incorporated under this chapter or**
15 **under a previous Act of this state; or**

16 **(b) The person is a cooperative incorporated under the laws of an-**
17 **other jurisdiction, the person does business in this state and the**
18 **person’s cooperative name otherwise meets the requirements set forth**

1 in ORS 62.131.

2 (2) A cooperative may bring an action to enjoin a violation of this
3 section without showing damage to the cooperative.

4 SECTION 2. This 2013 Act being necessary for the immediate pres-
5 ervation of the public peace, health and safety, an emergency is de-
6 clared to exist, and this 2013 Act takes effect on its passage.

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