

SB0433/397873/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 433

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after the second “Names” insert “, Trademarks, Service Marks”; in line 4, after “of” insert “clarifying the entities that may use a name, title, or other words that represent that the person is authorized to do the business of banking in the State;”; in line 5, after the second “name” insert “, trademark, service mark”; strike beginning with the first “that” in line 5 down through “bank” in line 6 and substitute “or a term or design that is similar to the name, trade name, trademark, service mark, logo, or tagline of a certain bank”; in line 7, strike “a certain term” and substitute “certain terms”; and in line 8, after the second “name” insert “, trademark, service mark”.

AMENDMENT NO. 2

On page 1, in line 19, strike “or”; and in the same line, after the second “bank” insert “, OR SAVINGS AND LOAN ASSOCIATION”.

On page 2, in line 1, after “(1)” insert “(I)”; in the same line, strike the first comma and substitute “THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(II)”;

in the same line, strike ““BANK”” and substitute ““BANK””; strike beginning with “INCORPORATED” in line 2 down through “DEPOSITS” in line 4 and substitute “THAT IS AUTHORIZED TO DO BUSINESS”; after line 5, insert:

“(III) “NAME” MEANS THE NAME, TRADE NAME, TRADEMARK, SERVICE MARK, LOGO, OR TAGLINE USED BY A BANK TO IDENTIFY ITSELF.”;

(Over)

in line 7, strike “, **TRADE NAME, LOGO, OR TAGLINE**”; strike beginning with “**OR THE**” in line 7 down through “**TAGLINE**” in line 8 and substitute “**OR ANY TERM OR DESIGN**”; in line 8, strike “**THAT WHICH IS USED BY**” and substitute “**THE NAME OF**”; in line 9, strike “**THE**” and substitute “**A**”; strike beginning with “**IF**” in line 10 down through “**TAGLINE**” in line 11 and substitute “**IN A MANNER THAT**”; in line 11, strike “**BELIEVE**” and substitute “**BE CONFUSED, MISTAKEN, OR DECEIVED**”; in line 14, after “**(II)**” insert “**ORIGINATED FROM SOMEONE AFFILIATED, CONNECTED, OR ASSOCIATED WITH THE BANK;**”

(III)”;

in line 14, strike “**ENDORSED**” and substitute “**APPROVED OR SPONSORED**”; in line 15, strike “**(III)**” and substitute “**(IV)**”; in line 22, after “**(2)**” insert “**EITHER:**”

(I) ALL PROFITS ATTRIBUTABLE TO THE VIOLATION; OR

(II)”;

in line 23, strike “**REASONABLE**” and substitute “**COURT COSTS AND REASONABLE**”; and in the same line, strike “**AND COURT COSTS**”.

On pages 2 and 3, strike in their entirety the lines beginning with line 24 on page 2 through line 7 on page 3, inclusive.

On page 3, in line 8, strike “**(E)**” and substitute “**(D)**”.