

SENATE BILL 62

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1999 Regular Session
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(PRE-FILED)

By: **Chairman, Economic and Environmental Affairs Committee**
(Departmental - Secretary of State)

Requested: July 27, 1998

Introduced and read first time: January 13, 1999

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: January 26, 1999

CHAPTER _____

1 AN ACT concerning

2 **Secretary of State - Trademarks and Service Marks - Disclosure of**
3 **Information**

4 FOR the purpose of authorizing the Secretary of State, on request, to provide lists of
5 public trademark and service mark information for a purpose approved by the
6 Secretary of State; prohibiting the Secretary of State from providing a list for a
7 certain purpose; requiring the Secretary of State to charge a reasonable fee for
8 lists provided under this Act, subject to certain requirements; prohibiting a
9 person from using a list provided under this Act for a purpose other than the
10 purpose for which it was provided; and generally relating to the disclosure of
11 information concerning trademarks and service marks.

12 BY adding to
13 Article - Business Regulation
14 Section 1-416
15 Annotated Code of Maryland
16 (1998 Replacement Volume)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Business Regulation

2 1-416.

3 (A) (1) THE SECRETARY OF STATE MAY PROVIDE LISTS OF PUBLIC
4 INFORMATION IN THE RECORDS MAINTAINED UNDER THIS SUBTITLE TO THOSE
5 PERSONS WHO REQUEST THEM, BUT ONLY IF THE SECRETARY OF STATE APPROVES
6 OF THE PURPOSE FOR WHICH THE LIST IS REQUESTED.

7 (2) THE SECRETARY OF STATE MAY NOT PROVIDE A LIST UNDER THIS
8 SECTION FOR THE PURPOSE OF TELEPHONE SOLICITATION.

9 (B) (1) THE SECRETARY OF STATE SHALL CHARGE A REASONABLE FEE, NOT
10 LESS THAN THE COST OF PROVIDING THE LIST AND NOT LESS THAN 5 CENTS PER
11 MARK, FOR ANY LIST FURNISHED UNDER THIS SECTION.

12 (2) THE SECRETARY OF STATE MAY CHARGE A REDUCED FEE TO
13 PERSONS REQUESTING A LIST FOR A GOVERNMENTAL OR NOT-FOR-PROFIT
14 PURPOSE.

15 (C) A PERSON FURNISHED A LIST UNDER THIS SECTION MAY NOT DISTRIBUTE
16 OR OTHERWISE USE THE LIST FOR ANY PURPOSE OTHER THAN THAT FOR WHICH IT
17 WAS FURNISHED.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
19 effect October 1, 1999.