

PROTECTION OF NAMES AND EMBLEMS (EXCERPT)
Act 269 of 1929

430.51 Protection of corporate name; priority; "historically black college or university" designation requirements.

Sec. 1.

(1) A person, society, association, or corporation shall not assume, adopt, or use the name of a benevolent, humane, fraternal, or charitable organization, including an educational corporation, incorporated under the laws of this or any other state, or of the United States, or a name so nearly resembling the name of the incorporated organization as to be a colorable imitation of the incorporated organization's name, or calculated to deceive persons not members, with respect to the incorporated organization. If 2 or more societies, associations, or corporations claim the right to the same name, or to names that are substantially similar, the organization that was first organized and used the name, and first became incorporated under the laws of the United States or of any state of the United States, is entitled in this state to the prior and exclusive use of the name, and the rights of the societies, associations, or corporations, and of their individual members, shall be fixed and determined accordingly.

(2) A person, society, association, or corporation shall not assume, adopt, or use the designation "historically black college or university" unless the person, society, association, or corporation is a part B institution as that term is defined under 20 USC 1061, or an educational corporation that was reopened under section 171 of 1931 PA 327, MCL 450.171.

History: 1929, Act 269, Eff. Aug. 28, 1929 ;-- CL 1929, 8985 ;-- CL 1948, 430.51 ;-- Am. 2021, Act 151, Eff. Mar. 30, 2022

Former Law: See Act 255 of 1909, being CL 1915, §§ 10638 to 10641.