STATE OF NEW YORK

8742

2025-2026 Regular Sessions

IN ASSEMBLY

June 2, 2025

Introduced by M. of A. LUNSFORD -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the business corporation law, the limited liability company law, the partnership law and the transportation law, in relation to the use of assumed and corporate names pertaining to household goods moving

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Paragraph (a) of section 301 of the business corporation law is amended by adding a new subparagraph 12 to read as follows:

(12) Shall not, unless the applicant is subject to the approval of the commissioner of transportation and attaches such approval to the certificate of incorporation, or application for authority or amendment thereof, contain the words "mover," "moving," or "relocation service" or any abbreviation or derivative thereof. Such consent shall not be granted by the commissioner of transportation if, in such commissioner's opinion, the use of the terms in the corporate name is likely to mislead or confuse the public into believing that the corporation holds a certificate issued pursuant to section one hundred seventy-two or one hundred ninety-one of the transportation law.

§ 2. Subdivisions (g), (h) and (i) of section 204 of the limited liability company law, subdivision (i) as added by chapter 316 of the laws of 2005, are amended and a new subdivision (j) is added to read as follows:

(g) shall not, unless the approval of the state department of social services is attached to the articles of organization or application for authority, contain the word "blind" or "handicapped." Such approval shall be granted by the state department of social services if in its opinion the word "blind" or "handicapped" as used in the limited liability company's proposed name will not tend to mislead or confuse the public into believing that the limited liability company is organized

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD13166-01-5

for charitable or nonprofit purposes related to the blind or the handicapped; [~~and~~]

(h) shall not, unless the approval of the attorney general is attached to the articles of organization or application for authority, contain the word "exchange" or any abbreviation or derivative thereof. Such approval shall not be granted by the attorney general if in [~~his or her~~] the attorney general's opinion the use of the word "exchange" in the limited liability company's proposed name would falsely imply that the limited liability company conducts its business at a place where trade is carried on in securities or commodities by brokers, dealers or merchants[~~.~~];

(i) shall not contain the following terms: "school," "education," "elementary," "secondary," "kindergarten," "prekindergarten," "preschool," "nursery school," "museum," "history," "historical," "historical society," "arboretum," "library," "college," "university" or other term restricted by section two hundred twenty-four of the education law; "conservatory," "academy," or "institute" or any abbreviation or derivative of such terms, shall have endorsed thereon or annexed thereto the consent of the commissioner of education[~~.~~]; and

(j) shall not, unless the applicant is subject to approval of the commissioner of transportation and attaches such approval to the articles of organization, or application for authority or amendment thereof, contain any of the words "mover," "moving," or "relocation service" or any abbreviation or derivative thereof. Such consent shall not be granted by the commissioner of transportation if, in the commissioner's opinion, the use of the terms in the limited liability company's proposed name is likely to mislead or confuse the public into believing that the limited liability company holds a certificate issued pursuant to section one hundred seventy-two or one hundred ninety-one of the transportation law.

§ 3. Paragraph 3 of subdivision (a) of section 121-102 of the partnership law is amended by adding a new subparagraph (E) to read as follows:

(E) shall not, unless the applicant is subject to approval of the commissioner of transportation and attaches such approval to the certificate of limited partnership or application for authority or amendment thereof, contain any of the words "mover," "moving," or "relocation service" or any abbreviation or derivative thereof. Such consent shall not be granted by the commissioner of transportation if, in the commissioner's opinion, the use of the terms in the limited partnership's proposed name is likely to mislead or confuse the public into believing that the limited partnership holds a certificate issued pursuant to section one hundred seventy-two or one hundred ninety-one of the transportation law.

§ 4. The transportation law is amended by adding a new section 172-a to read as follows:

§ 172-a. Name requirements. No individual, partnership, company or corporation shall knowingly use, advertise or transact business under the names "mover," "moving," or "relocation service" or any name, title, or descriptive material indicating or tending to imply that such individual, association, partnership, company or corporation conducts, carries on, or is such a business when it is not authorized to operate as such, unless the right to do so has been granted by the commissioner pursuant to section one hundred seventy-two of this article. Any violation of this section shall have a civil penalty of up to ten thousand dollars. Notwithstanding any other provision of this section, an individual, partnership, company or corporation doing business under any

of such names on the effective date of this section may come into compliance with this section by obtaining a valid certificate issued pursuant to section one hundred seventy-two of this article within one year from the effective date of this section.

§ 5. The transportation law is amended by adding a new section 191-a to read as follows:

§ 191-a. Name requirements. No individual, partnership, company or corporation shall knowingly use, advertise or transact business under the names "mover," "moving," or "relocation service" or any name, title, or descriptive material indicating or tending to imply that such individual, association, partnership, company or corporation conducts, carries on, or is such a business when it is not authorized to operate as such, unless the right to do so has been granted by the commissioner pursuant to section one hundred ninety-one of this article. Any violation of this section shall be subject to section one hundred ninety-eight-a of this article and shall have a civil penalty of up to ten thousand dollars. Notwithstanding any other provision of this section, an individual, partnership, company or corporation doing business under any of such names on the effective date of this section may come into compliance with this section by obtaining a valid certificate issued pursuant to section one hundred ninety-one of this article within one year from the effective date of this section.

§ 6. This act shall take effect on the thirtieth day after it shall have become a law.