

1. Where do I file my assumed name certificate?

Regardless of where in Texas you are using an assumed name, an assumed name certificate must be filed as follows:

The following types of persons are required to file an assumed name certificate with the county clerk in each county in which a business office is or will be maintained. If the person does not maintain a business office in Texas, then in each county in which the person conducts business.

- Sole proprietorship
- General partnership or joint venture
- Estates
- Real Estate Investment Trusts
- Any other type of business entity not included above or those listed below as filing with the secretary of state.

Persons who file on the county level should contact the applicable county clerks' offices for information on fees and on filing a certificate.

The following types of Texas or foreign business entities are required to file an assumed name certificate with the secretary of state.

- Corporations (for-profit, nonprofit and professional) or other incorporated entities
- Limited liability companies (including professional limited liability companies)
- Limited partnerships
- Professional associations
- Limited liability partnerships
- Foreign filing entities

Business entities that file an assumed name certificate with the secretary of state are not required to file an assumed name certificate with the county clerk. House Bill 3609 (PDF), which became effective September 1, 2019, amended Chapter 71 of the Texas Business & Commerce Code to eliminate the county-level filing requirement for such entities.

Chapter 900

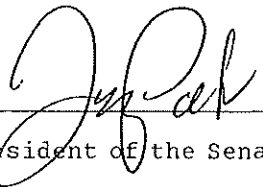
H.B. No. 3609

1 AN ACT
2 relating to the filing of an assumed name certificate by certain
3 business entities.
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
5 SECTION 1. Section 71.103(a), Business & Commerce Code, is
6 amended to read as follows:
7 (a) A ~~The~~ corporation, limited partnership, limited
8 liability partnership, limited liability company, or foreign
9 filing entity required to file a certificate under Section 71.101
10 shall file the certificate in the office of the secretary of state
11 ~~[and in the office or offices of each county clerk as specified by~~
12 ~~Subsection (b) or (c)]~~.
13 SECTION 2. Sections 71.103(b) and (c) and 71.104(b),
14 Business & Commerce Code, are repealed.
15 SECTION 3. The repeal by this Act of Sections 71.103(b) and
16 (c) and 71.104(b), Business & Commerce Code, and the changes in law
17 made by this Act to Section 71.103(a), Business & Commerce Code,
18 apply only to an offense under Section 71.202, Business & Commerce
19 Code, committed on or after the effective date of this Act. An
20 offense committed before the effective date of this Act is governed
21 by the law in effect on the date the offense was committed, and that
22 law is continued in effect for that purpose. For purposes of this
23 section, an offense was committed before the effective date of this
24 Act if any element of the offense occurred before that date.

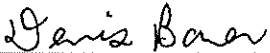
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1 SECTION 4. This Act takes effect September 1, 2019.

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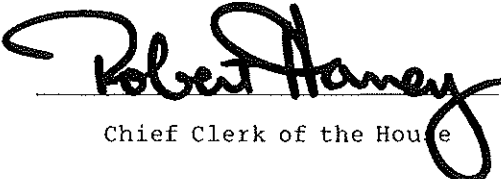


President of the Senate



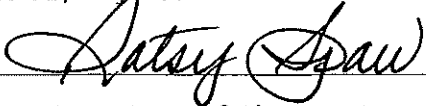
Speaker of the House

I certify that H.B. No. 3609 was passed by the House on May 7, 2019, by the following vote: Yeas 146, Nays 0, 1 present, not voting.




Chief Clerk of the House

I certify that H.B. No. 3609 was passed by the Senate on May 22, 2019, by the following vote: Yeas 31, Nays 0.



Secretary of the Senate

APPROVED: 6-8-2019
Date



Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
1:00 pm O'CLOCK

JUN 10 2019


Secretary of State